State of Iowa

1961

JOURNAL OF THE SENATE

of the

FIFTY-NINTH GENERAL ASSEMBLY

•

Convened January 9, 1961

Adjourned May 6, 1961

•

NORMAN A. ERBE, Governor

W. L. MOOTY, President of the Senate

HENRY NELSON, Speaker of the House

Compiled Under Direction of
S. E. Tennant
Superintendent of Printing

Published by the
STATE OF IOWA
Des Moines

FIFTY-NINTH GENERAL ASSEMBLY

OFFICERS OF THE SENATE

LIEUTENANT GOVERNOR WILLIAM L. MOOTY, President.....Grundy Center
IRVING D. LONG, President Pro Tempore.....Manchester
J. KENDALL LYNES, Majority Floor Leader.....Plainfield
ANDREW G. FROMMELT, Minority Floor Leader.....Dubuque
CARROLL A. LANE, Secretary.....Carroll
EDNA GILLESPIE, Assistant Secretary and Journal Clerk.....Des Moines
ANTHONY M. CRITELLI, Law Clerk.....Des Moines
LARRY A. HERRMANN, Reading and Assistant Law Clerk.....Des Moines
RUTH E. FISCHER, Secretary's Secretary.....Des Moines
RUTH MOSHER, Lieutenant Governor's Secretary.....Des Moines
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PHYLLIS H. HALL, Secretary's Clerk.....Des Moines
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ALICE MAE HULBERT, Assistant Enrolling Clerk.....St. Charles
KATHERINE WALTER, Assistant Enrolled Bills Clerk.....Des Moines
MARGARET SCHULTZ, Assistant Enrolled Bills Clerk.....Des Moines
RELDA ARMINGTON, Payroll Clerk.....Des Moines
DOROTHY HOHNBAUM, Supply Clerk.....Des Moines
FRED A. SMITH, Sergeant-at-Arms.....Des Moines
VICTOR E. LINDQUIST, Assistant Sergeant-at-Arms.....Chariton
JOHN NELSON, Assistant Sergeant-at-Arms.....Jewell
ALBERT MARSHALL, Chief Doorkeeper.....Northwood
W. E. SHELTON, Bill Clerk.....Des Moines
DANIEL E. SMITH, File Clerk.....Des Moines
DOYLE W. DARNALL, Assistant File Clerk.....Winterset
DORA DYKHOUSE, Postmistress.....Rock Rapids

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DOCUMENTS
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ELECTIVE STATE OFFICERS

Official Address, Des Moines, Iowa

Name	Title	Residence	Politics
Norman A. Erbe	Governor	Boone	Republican
W. L. Mooty	Lieutenant Governor	Grundy Center	Republican
Melvin D. Synhorst	Secretary of State	Orange City	Republican
Chet B. Akers	Auditor of State	Ottumwa	Republican
M. L. Abrahamson	Treasurer of State	Boone	Republican
Clyde Spry	Secretary of Agriculture	Bronson	Republican
Evan L. Hultman	Attorney General	Waterloo	Republican
William L. Bliss	Judge of the Supreme Court	Mason City	Republican
Theodore G. Garfield	Judge of the Supreme Court	Ames	Republican
Norman R. Hays	Judge of the Supreme Court	Knoxville	Republican
Robert L. Larson	Judge of the Supreme Court	Iowa City	Republican
Ralph A. Oliver	Judge of the Supreme Court	Sioux City	Republican
Henry K. Peterson	Judge of the Supreme Court	Council Bluffs	Republican
Bruce M. Snell	Judge of the Supreme Court	Ida Grove	Republican
G. K. Thompson	Judge of the Supreme Court	Cedar Rapids	Republican
T. Eugene Thornton	Judge of the Supreme Court	Waterloo	Democrat

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GENERAL ASSEMBLY

SENATORS IN GENERAL ASSEMBLY

Name	Address	Age	Occupation	District	Counties Composing District	Former Legislative Service
**Beneke, Donald G.	Laurens	42	Attorney	50	Buena Vista, Humboldt, Pocahontas	
Brown, John J.	Emmetsburg	47	Real Estate and Insurance	49	Emmet, Kossuth, Palo Alto	58
Buck, Howard C.	Melbourne	61	Semi-Retired Farmer	28	Marshall	53, 54, 55, 56, 57, 58
†*Butler, Guy G.	Rolfe	73	Farmer-Banker	50	Buena Vista, Humboldt, Pocahontas	52, 52X, 54, 55, 56, 57, 58
Coleman, C. Joseph	Clare	37	Farmer	27	Calhoun, Webster	57, 58
Cowden, Harry L.	Guthrie Center	59	Insurance Agent	17	Audubon, Dallas, Guthrie	
Curran, Leigh R.	Mason City	54	Purebred Livestock Farm	43	Cerro Gordo, Hancock	
Dykhouse, J. T.	Rock Rapids	71	Insurance and Real Estate	24	Lyon, Osceola, Sioux	47, 48, 49, 50, 50X, 51, 52, 52X, 53, 54, 55, 56, 57, 58
Elijah, Earl	Clarence	72	Farmer and Banker	23	Cedar, Jackson, Jones	55, 56, 57, 58
Elvers, Adolph	Elkader	49	Farmer	36	Clayton	
*Eppers, Charles F.	Keokuk	41	Restaurant Operator	1	Lee	58
Fisher, J. Louis	Osceola	52	Retail Business	11	Clarke, Warren	57, 58
Flatt, Joseph B.	Winterset	38	Clothier	16	Adair, Madison	58
*Frommelt, Andrew G.	Dubuque	39	Insurance and Real Estate	35	Dubuque	55, 56, 57, 58
Getting, LeRoy	Sanborn	58	Farmer and Livestock Feeder	47	Clay, Dickinson, O'Brien	58
*Gilmour, C. Edwin	Grinnell	42	College Professor	12	Keokuk, Poweshiek	58
Gray, John	Oskaloosa	53	Farmer	14	Mahaska	56, 57, 58
Grimstead, Jacob	Lake Mills	55	Farm Owner	41	Mitchell, Winnebago, Worth	55, 56, 57, 58
*Hansen, Peter F.	Manning	65	Investments and Securities	48	Carroll, Greene, Sac	58
*Hill, Eugene M.	Newton	47	Farmer	29	Jasper	58
*Hoschek, Carl	Burlington	68	Retired	9	Des Moines	53, 58
*Hoxie, Frank	Shenandoah	63	Farming	7	Fremont, Page	56, 57, 58
Long, Irving D.	Manchester	65	Lawyer	33	Buchanan, Delaware	49, 50, 50X, 51, 52, 52X, 57, 58
Lueken, J. Henry	LeMars	64	Farmer, Owner Operator	46	Cherokee, Ida, Plymouth	52, 52X, 53, 54, 55, 56, 57, 58
Lynes, J. Kendall	Plainfield	57	Farmer	39	Bremer, Butler, Franklin	49, 50, 50X, 51, 52, 52X, 53, 54, 55, 56, 57, 58
Mincks, Jake B.	Ottumwa	47	Assembler, John Deere Ottumwa Wks	13	Wapello	58
*Moore, Robert G.	Dunlap	72	Veterinarian	34	Crawford, Harrison, Monona	45, 45X, 56, 46X, 47, 58
Nolan, D. C.	Iowa City	58	Lawyer	25	Iowa, Johnson	55, 56, 57, 58
Nystrom, Clifford N.	Boone	58	Auto Dealer	31	Boone, Story	53, 54
*O'Malley, George E.	Des Moines	55	Attorney	30	Polk	53, 54, 55, 56, 57, 58
Phelps, Dewey B.	Hillsboro	62	Farmer	2	Jefferson, Van Buren	
*Potter, Lynn	Cresco	48	Accountant	42	Howard, Winneshiek	58
Prentis, K. T.	Mount Ayr	64	Farming and Business	5	Decatur, Ringgold, Union	48, 49, 50, 50X, 51, 53, 54, 55, 56, 57, 58
Price, Carroll L.	Knoxville	49	Farm Equipment	18	Marion, Monroe	57, 58
*Putney, Lawrence	Gladbrook	60	Farmer	45	Benton, Grundy, Tama	51, 52, 52X, 53, 54, 55, 56, 57, 58
*Rigler, Robert R.	New Hampton	37	Banker	44	Floyd, Chickasaw	56, 57, 58
*Schroeder, Jack	Bettendorf	35	Lawyer	21	Scott	54, 55, 56, 57, 58

SENATORS IN GENERAL ASSEMBLY—Continued

Name	Address	Age	Occupation	District	Counties Composing District	Former Legislative Service
[illegible], George L.	West Union	78	Retired Farmer	40	Allamakee, Fayette	46, 46X, 47, 48, 49, 50, 55, 56, 57, 58
[illegible], David O.	Clinton	36	Lawyer	21	Clinton	55, 56, 57, 58
[illegible], John D.	Atlantic	45	Veterinarian	18	Cass, Shelby	56, 57, 58
[illegible], W. O.	Chariton	40	Lawyer	4	Lucas, Wayne	55, 56, 57, 58
[illegible], Richard C.	Council Bluffs	33	Lawyer	19	Pottawattamie	
[illegible], Clifford M.	Mt. Pleasant	58	Lawyer	10	Henry, Washington	57, 58
[illegible], Charles S.	Sioux City	71	Business	32	Woodbury	51, 52, 52X, 53, 54, 55, 56
*[illegible], John A.	Williams	48	Farmer and Bank Interests	37	Hamilton, Hardin, Wright	52, 52X, 53, 54, 55, 56, 57, 58
Walter, Orval C.	Lenox	57	Implement Dealer, Farmer	6	Adams, Taylor	
Weeks, Edward A.	Red Oak	42	Livestock Farmer	8	Mills, Montgomery	
*Weber, George W.	Columbus Junction	77	Grain Dealer, Bank President	20	Louisa, Muscatine	56, 57, 58
Wiley, Martin	Cedar Rapids	60	Fruit Farmer	26	Linn	
Wilson, Joe N.	Unionville	38	Farmer	3	Appanoose, Davis	
*Wolf, Melvin H.	Waterloo	38	Lawyer	33	Black Hawk	58

*Holdover Senators in Fifty-ninth General Assembly.

**Elected to fill vacancy.

†Deceased.

Name	Address	Age	Occupation	Politics	County	District	Former Legislative Service
Andersen, Leonard C.	Sioux City	49	Insurance and Real Estate Investor	Rep.	Woodbury	58	
Balloun, Charles F.	Toledo	56	Farming	Rep.	Tama	50	
Baringer, Maurice E.	Oelwein	39	Animal Nutritionist	Rep.	Fayette	71	
Baumhover, John A.	Carroll	65	Retired Farmer, Insurance	Dem.	Carroll	55	56, 57, 58
Bock, Mrs. Lenabelle	Garner	56	Housewife	Rep.	Hancock	86	
Briles, James E.	Corning	34	Auctioneer	Rep.	Adams	13	56, 58
Camp, John	Bryant	45	Farm Management	Rep.	Clinton	45	58
Carnahan, Cleve L.	Ottumwa	65	Retired Railroad Switchman	Dem.	Wapello	18	
Carstensen, Lawrence D.	Clinton	30	Lawyer	Rep.	Clinton	45	58
Casey, Reed	Corydon	45	Farmer	Dem.	Wayne	5	58
Chalupa, LeRoy	Pleasant Plain	47	Merchant and Farmer	Rep.	Jefferson	19	56, 57, 58
Coffman, William J.	North English	42	General Insurance	Rep.	Iowa	40	57, 58
Crane, Everett	Vail	50	Farmer	Rep.	Crawford	56	
Cunningham, Ray C.	Ames	67	Speaker and Counselor	Rep.	Story	52	57, 58
Darrington, William E.	Persia	56	Farmer	Rep.	Harrison	32	54, 55, 56, 57, 58
Den Herder, Elmer H.	Sioux Center	52	Farmer	Rep.	Sioux	81	57, 58
Denman, William F.	Des Moines	35	Lawyer	Dem.	Polk	37	56
Dietz, Riley	Walcott	55	Roofing Contractor	Rep.	Scott	43	56, 57, 58
Dodds, Robert R.	Danville	36	Farmer	Dem.	Des Moines	21	57, 58
Duffy, John L.	Dubuque	61	Lawyer	Dem.	Dubuque	69	52, 52X, 53, 56, 57, 58
Dunton, Keith H.	Thornburg	45	Farmer, Businessman	Dem.	Keokuk	24	58
Edgington, Floyd P.	Sheffield	61	Farmer	Rep.	Franklin	74	55, 56, 57, 58
Eichenlaub, W. S.	Fort Madison	65	Retired Jeweler	Rep.	Lee	1	57
Eldred, Russell L.	Anamosa	49	Livestock Farmer	Rep.	Jones	47	56, 57, 58
Ely, John M., Jr.	Cedar Rapids	41	Purchasing Agent	Dem.	Linn	48	
Eveland, Raymond	Kelley	40	Farmer	Dem.	Boone	53	57, 58
Falvey, (Mrs.) Katherine M.	Albia	56	Retail Lumber	Dem.	Monroe	17	58
Fischer, Harold O.	Wellsburg	43	Insurance and Real Estate	Rep.	Grundy	65	58
Fisher, C. Raymond	Grand Junction	53	Farming and Livestock Feeder	Rep.	Greene	54	58
Freed, Willard M.	Gowrie	43	Lawyer	Dem.	Webster	62	56, 57, 58
Fuelling, K. W.	Farmersburg	48	Retail Lumber	Dem.	Clayton	70	58
Gittins, Harry R.	Underwood	50	Farmer, School Supt.	Rep.	Pottawattamie	31	
Goode, Dewey E.	Bloomfield	62	Retired Businessman, Farming	Rep.	Davis	3	45, 45X, 46, 46X, 47, 48, 49, 50, 50X, 53, 54, 55, 56, 57
Graham, J. W.	Ida Grove	58	Farm Management	Rep.	Ida	59	
Grassley, Charles E.	New Hartford	27	Farmer	Rep.	Butler	73	58
Hagedorn, Merle W.	Royal	49	Farmer	Dem.	Clay	83	56, 57, 58
Hagen, Walter R.	Waterville	45	Farmer	Rep.	Allamakee	91	
Hagie, Ray W.	Clarion	50	Farmer, Manufacturer, Seedsman	Rep.	Wright	75	
Hakes, Mrs. Frances	Laurens	62	Housewife	Rep.	Pocahontas	77	

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

Name	Address	Age	Occupation	Politics	County	District	Former Legislative Service
Halling, Eugene	Orient	65	Farming	Rep.	Adair	29	56, 57, 58
Hanrahan, Ray	Des Moines	38	Lawyer	Dem.	Polk	37	
Hanson, A. C.	Inwood	69	Livestock Dairy Farmer	Rep.	Lyon	99	45, 45X, 53, 54, 55, 56, 57, 58
Hanson, Fred B.	Osage	72	Insurance, County Fair Sec'y.	Rep.	Mitchell	93	
Hensley, Carl H.	Exira	63	Retired Farmer	Dem.	Audubon	34	57
Hirsch, Carl	Indianola	58	Farming and Livestock	Rep.	Warren	27	57, 58
Hougen, Chester O.	Waterloo	53	Merchant, Lawyer	Rep.	Black Hawk	66	
Jarvis, Fred M.	Alta	62	Farmer	Rep.	Buena Vista	78	57, 58
Johannes, W. J.	Ashton	70	Bank President	Dem.	Osceola	98	46, 46X, 47, 48, 49, 50, 50X, 53, 56, 57, 58
Kibbie, John P.	Emmetsburg	31	Farmer	Dem.	Palo Alto	84	
Kluever, Lester L.	Atlantic	40	Attorney-at-law	Rep.	Cass	30	57, 58
Knock, Joseph G.	Creston	44	Banker, Farming	Rep.	Union	14	
Knowles, Paul W.	Davenport	36	Life Insurance Underwriter	Rep.	Scott	43	
Kreager, Max W.	Newton	44	Home Improvement Business	Rep.	Jasper	38	
Lange, Elmer F.	Sac City	43	Pres., Sac City Creamery Co.	Rep.	Sac	60	
Lisle, Vern	Clarinda	54	Manufacturer	Rep.	Page	9	53, 54, 55, 56, 57, 58
Loss, Casey	Algona	56	Farmer	Dem.	Kossuth	85	52, 52X, 53, 54, 56, 57, 58
Lutz, Cecil V.	Osceola	59	Farmer	Rep.	Clarke	15	58
Lynes, William S.	Waverly	67	Drainage Engr., Banking Interests	Rep.	Bremer	72	52, 52X, 53, 54, 55
Main, Franklin S.	Lamoni	44	Farmer	Dem.	Decatur	6	57, 58
Maule, Elroy	Onawa	47	Teacher, Farmer	Dem.	Monona	57	57, 58
McCracken, Robert A.	New Hampton	32	Farmer	Rep.	Chickasaw	89	57
McElroy, Paul E.	Percival	53	Farmer	Rep.	Fremont	10	
Mensing, A. L.	Lowden	64	Retired Merchant	Rep.	Cedar	44	54, 55, 56, 57, 58
Messerly, Francis L.	Finchford	46	(not stated)	Rep.	Black Hawk	66	
Meyer, Alvin P.	Winterset	63	Farming, Restaurant, Gas and Oil Dist.	Dem.	Madison	8	
Millen, H. E.	Farmington	71	Retired	Rep.	Van Buren	2	
Moffitt, Delmont	Mystic	48	Farmer	Rep.	Appanoose	4	
Mowry, John L.	Marshalltown	55	Attorney-at-Law	Rep.	Marshall	51	57, 58
Mueller, Harold	Manly	54	Farmer	Dem.	Worth	94	58
Naden, Robert W.	Webster City	39	Manufacturer—Boats and Scoreboards	Rep.	Hamilton	63	56, 57, 58
Nelson, Henry C.	Forest City	59	Farm Manager	Rep.	Winnebago	95	56, 57, 58
Nielsen, Niels J.	Ringsted	64	Farmer	Dem.	Emmet	96	57, 58
Olson, Marion E.	Mason City	71	Retired U.S. Govt. Official	Rep.	Cerro Gordo	87	
Ossian, Conrad	Red Oak	60	Farmer, Merchant	Rep.	Montgomery	12	57, 58
O'Toole, Thomas P.	Dubuque	64	Merchant	Dem.	Dubuque	69	58
Parker, Kenneth L.	Lamont	56	Farmer	Rep.	Buchanan	67	
Patton, James E.	Manchester	65	Farmer	Rep.	Delaware	68	58

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

Name	Address	Age	Occupation	Politics	County	District	Former Legislative Service
Paul, George L.	Brooklyn	57	Farmer	Rep	Poweshiek	39	52X, 53, 54, 55, 56, 57, 58
Peterson, Leroy H.	Grimes	45	Farmer, Insurance Agent	Rep	Dallas	36	
Peterson, Louis A.	Lawton	51	Farming	Rep	Woodbury	58	
Pierce, Neal	Russell	46	Farmer	Rep	Lucas	16	57, 58
Prine, Dan	Oskaloosa	39	Farmer	Rep	Mahaska	25	
Rapson, George P.	Cherokee	57	Retired	Rep	Cherokee	79	58
Riley, J. W. Tom	Cedar Rapids	31	Lawyer	Rep	Linn	48	
Robinson, Samuel E.	Guthrie Center	66	J. P. and Insurance	Rep	Guthrie	35	57, 58
Rockwell, John B.	Mount Pleasant	49	Farmer	Rep	Henry	20	58
Scherle, William J.	Henderson	37	Farmer	Rep	Mills	11	
Sersland, Hillman H.	Decorah	54	Farmer, Merchant	Rep	Winneshiek	90	55, 56, 57, 58
Shaw, Wayne	Charles City	62	Retired	Rep	Floyd	88	58
Sickels, Lester	Kellerton	51	Farmer	Rep	Ringgold	7	58
Smith, Marvin W.	Paullina	59	Farmer, Teacher	Rep	O'Brien	82	57, 58
Smith, Roy J.	Spirit Lake	71	Farming	Rep	Dickinson	97	53, 54, 55, 56
Stegeman, Richard F.	Council Bluffs	34	Attorney-at-Law	Rep	Pottawattamie	30	!
Stanley, David M.	Muscatine	32	Lawyer	Rep	Muscatine	42	58
Steenhoven, Peter	Irwin	57	Hardware, Feed and Seed	Dem	Shelby	33	57, 58
Stephens, Richard L.	Ainsworth	56	Farmer and Livestock Producer	Rep	Washington	23	57, 58
Stevenson, Ross	Lime Springs	54	Farmer	Dem	Howard	92	
Stokes, Gordon	Le Mars	62	Farming	Rep	Plymouth	80	
Stumme, Dewey	Rockwell City	62	Farmer	Dem	Calhoun	61	58
Swisher, Scott	Iowa City	41	Lawyer	Dem	Johnson	41	56, 57, 58
Tabor, Howard	Baldwin	66	Farmer	Dem	Jackson	46	58
Van Alstine, (Miss) Percie	Gilmore City	55	Retired	Rep	Humboldt	76	
Vermeer, Elmer H.	Pella	40	Farmer	Rep	Marion	26	55, 56, 57
Walter, Paul M.	Union	56	Farmer	Rep	Hardin	64	53, 54, 55, 56, 57, 58
Ware, Harvey W.	Ottumwa	36	Teacher	Rep	Wapello	18	
Weichman, David E.	Newhall	39	Lawyer	Rep	Benton	49	
Wells, Ivan	Bedford	68	Auctioneer	Dem	Taylor	8	57, 58
Wiet, Fred E.	Letts	65	Farmer	Rep	Louisa	22	58

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 9, 1961.

Pursuant to law the Fifty-ninth General Assembly convened at 10:00 o'clock a.m., and was called to order by Lieutenant Governor Edward J. McManus.

Prayer was offered by Reverend Vincent A. Walsh, pastor of St. Francis De Sales Church, Keokuk, Iowa.

Roll call revealed all members present.

TEMPORARY OFFICERS

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

Carroll A. Lane, Temporary Secretary.
Edna Gillespie, Temporary Assistant Secretary and Journal Clerk.
Fred A. Smith, 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 Lynes moved that a committee of five be appointed as a committee on credentials.

The motion prevailed and the Chair appointed as such committee Senators Long, Schroeder, Curran, Wolf and Hill.

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-ninth General Assembly as shown by the duplicate copies of the certificates of election on file in the office of the Secretary of State:

CERTIFICATION
STATE OF IOWA
Office of
THE SECRETARY OF STATE

To the Honorable, the Secretary of the Senate:

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

DO HEREBY CERTIFY, that the following is a true and correct list of State Senators, declared by the State Canvassing Board to have been elected in the General Election of November 8, 1960.

Districts		Districts	
Second	Dewey B. Phelps	Twenty-sixth	Martin Wiley
Third	Joe N. Wilson	Twenty-seventh	C. Joseph Coleman
Fourth	W. C. Stuart	Twenty-eighth	Howard C. Buck
Fifth	X. T. Prentis	Thirty-first	Clifford Nystrom
Sixth	Orval C. Walter	Thirty-second	Charles S. Van Eaton
Eighth	Edward A. Wearin	Thirty-third	Irving D. Long
Eleventh	J. Louis Fisher	Thirty-sixth	Adolph Elvers
Fourteenth	John Gray	Thirty-ninth	J. Kendall Lynes
Fifteenth	Carroll L. Price	Fortieth	George L. Scott
Sixteenth	Joseph B. Flatt	Forty-first	Jacob Grimstead
Seventeenth	Harry L. Cowden	Forty-third	Leigh R. Curran
Nineteenth	Richard C. Turner	Forty-sixth	J. Henry Lucken
Twenty-third	Earl Elijah	Forty-seventh	LeRoy Getting
Twenty-fourth	J. T. Dykhouse	Forty-ninth	John J. Brown
Twenty-fifth	D. C. Nolan		

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 4, 1958.

Districts		Districts	
First	Charles F. Eppers	Thirtieth	George E. O'Malley
Seventh	Frank Hoxie	Thirty-fourth	R. G. Moore
Ninth	Carl Hoschek	Thirty-fifth	Andrew G. Frommelt
Tenth	Clifford M. Vance	Thirty-seventh	John A. Walker
Twelfth	C. Edwin Gilmour	Thirty-eighth	Melvin H. Wolf
Thirteenth	Jake B. Mincks	Forty-second	Lynn Potter
Eighteenth	John D. Shoeman	Forty-fourth	Robert R. Rigler
Twentieth	George W. Weber	Forty-fifth	Lawrence Putney
Twenty-first	Jack Schroeder	Forty-eighth	Peter F. Hansen
Twenty-second	David O. Shaff	Fiftieth	Guy G. Butler
Twenty-ninth	Eugene M. Hill		

(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 Ninth day of January, A. D. 1961.

MELVIN D. SYNHORST, *Secretary of State.*

IRVING D. LONG.
JACK SCHROEDER.
LEIGH R. CURRAN.
MELVIN H. WOLF.
EUGENE M. HILL.

On motion of Senator Long, 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:

Dewey B. Phelps
Joe N. Wilson
W. C. Stuart
X. T. Prentis
Orval C. Walter
Edward W. Wearin
J. Lewis Fisher
John Gray
Carroll L. Price
Joseph B. Flatt

Harry L. Cowden
Richard C. Turner
Earl Elijah
J. T. Dykhouse
D. C. Nolan
Martin Wiley
C. Joseph Coleman
Howard C. Buck
Clifford Nystrom
Charles S. Van Eaton
Irving D. Long
Adolph Elvers
J. Kendall Lynes
George L. Scott
Jacob Grimstead
Leigh R. Curran
J. Henry Lucken
LeRoy Getting
John J. Brown

SELECTION OF SEATS

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

Senator Price moved that the holdover and reelected Senators be granted the privilege of retaining the seats occupied by them during the Fifty-eighth 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:

Brown, Palo Alto 11
Buck Marshall 33
Butler, Pocahontas 43
Coleman, Webster 15
Cowden, Guthrie 20
Curran, Cerro Gordo 5
Dykhouse, Lyon 46
Elijah, Cedar 31
Elvers, Clayton 2
Eppers, Lee 1
Fisher, Clarke 29
Flatt, Madison 22
Frommelt, Dubuque 35
Getting, O'Brien 28
Gilmour, Poweshiek 10
Gray, Mahaska 23
Grimstead, Winnebago 39
Hansen, Carroll 41
Hill, Jasper 12
Hoschek, Des Moines 7
Hoxie, Fremont 45
Long, Delaware 27
Lucken, Plymouth 38
Lynes, J. Kendall, Bremer 47
Mincks, Wapello 9
Moore, Harrison 17
Nolan, Johnson 18
Nystrom, Boone 40
O'Malley, Polk 13
Phelps, Van Buren 19
Potter, Howard 14
Prentis, Ringgold 30
Price, Marion 34
Putney, Tama 36
Rigler, Chickasaw 16
Schroeder, Scott 25
Scott, Fayette 32
Shaff, Clinton 26
Shoeman, Cass 49
Stuart, Lucas 42
Turner, Pottawattamie 4
Vance, Henry 37
Van Eaton, Woodbury 50
Walker, Hamilton 48

Walter, Taylor	3	Wiley, Linn	8
Wearin, Montgomery	6	Wilson, Appanoose	21
Weber, Louisa	24	Wolf, Black Hawk	44

COMMITTEE FROM THE HOUSE

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

COMMITTEE TO NOTIFY THE GOVERNOR

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

The motion prevailed and the Chair appointed as such committee Senators Coleman, Mincks and Lucken.

COMMITTEE TO NOTIFY THE HOUSE

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

The motion prevailed and the Chair appointed as such committee Senators Shoeman, Wiley and Gilmour.

COMMITTEE ON SUPPLIES AND EQUIPMENT

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

The motion prevailed and the Chair appointed as such committee Senators Putney, Wiley and Hansen.

COMMITTEE ON BADGES

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

COMMITTEE ON CHAPLAINS

Senator Hoxie moved that Senator Grimstead be appointed as a committee of one to work with the House committee in securing chaplains for the Senate during the Fifty-ninth General Assembly, which motion prevailed.

COMMITTEE ON MILEAGE

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

The motion prevailed and the Chair appointed as such committee Senators Vance, Gray and Hoschek.

ASSIGNMENT OF SEATS IN PRESS GALLERY

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

The moion prevailed and the Secretary assigned the following:

51. Allan Hoschar, 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
60. Frank T. Nye, Cedar Rapids Gazette
61. James Shirek, WMT and WMT-TV
62. Ros Jensen, The Omaha World-Herald
    Wm. D. Severin, Waterloo Daily Courier
63. Dillard Stokes, Council Bluffs Nonpareil
    A. J. Montgomery, Davenport Daily Times
64. _____
65. Al F. Faber, Iowa Legionnaire
    Republican State Central Committee

REPORT OF COMMITTEE TO NOTIFY GOVERNOR

Senator Coleman 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 Shoeman 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.

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

SENATE RESOLUTION 1
By Rigler

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 Chair appointed as such committee Senators Dykhouse, Elijah and Elvers.

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

SENATE CONCURRENT RESOLUTION 1

By Nolan

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 resolution was adopted and the Chair appointed, on the part of the Senate, Senators Prentis, Lynes, Wearin, Eppers, O'Malley and Moore.

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

SENATE CONCURRENT RESOLUTION 2

By Scott

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-eighth General Assembly to such members of the Fifty-ninth 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-eighth 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-eighth 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 Prentis asked and received unanimous consent to take up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 8

By Prentis

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-ninth General Assembly on date of introduction and printing thereof, and that same, with binders, be furnished to such officers free of charge.

The motion prevailed and the resolution was adopted.

TELLERS OF JOINT CONVENTION

Senator Getting moved that a committee of three be appointed 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.

The motion prevailed and the Chair appointed as such committee Senators Moore, Nystrom and Stuart.

ELECTION OF PRESIDENT PRO TEMPORE

Senator Lynes placed in nomination the name of Senator Irving D. Long of Delaware County as a candidate for the office of President pro tempore of the Senate of the Fifty-ninth General Assembly.

There being no further nominations, the Chair declared Senator Long of Delaware County unanimously elected President pro tempore of the Senate of the Fifty-ninth General Assembly, and asked Senators Flatt, Cowden and Turner to escort Senator Long to the rostrum.

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

In accepting the office, Senator Long said:

MR. PRESIDENT AND FELLOW MEMBERS OF THE SENATE:

It is with humility and I must say a great deal of pride that I stand before you in this capacity this morning. I know that we have a session ahead of us that will be trying to each and every one, but we must meet these problems together no matter what they are. In my opinion, the financial situation of Iowa is good at this time and we must keep it that way. In this regard we must govern ourselves on all appropriations and tax problems and, wherever possible, try to relieve the tax burden in any way that we can. I sincerely thank you for this honor.

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

MESSAGES FROM 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 two houses on January 10, 1961, at 1:45 p.m.

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 that a joint committee be appointed to nominate additional employees as may be necessary

WILLIAM 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-ninth General Assembly be held on January 10, 1961, at 1:45 p.m.

Be It Further Resolved: That Governor Loveless be invited to deliver 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 extend 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 Brown asked and received unanimous consent to take up for consideration House Concurrent Resolution 1 and moved its adoption.

The motion prevailed and the resolution was adopted.

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

The motion prevailed and the resolution was adopted and the Chair appointed, on the part of the Senate, Senators Putney, Flatt and Fisher.

ADOPTION OF TEMPORARY RULES

Senator Long moved that the rules of the Fifty-seventh General Assembly become the temporary rules of the Fifty-ninth General Assembly.

Senator Long offered the following amendment:

Amend the Senate Rules of the Fifty-seventh General Assembly by striking all of Rule 34 and inserting in lieu thereof the following:

"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."

Senator Frommelt offered the following amendment to the amendment and moved its adoption:

Amend the amendment to the temporary rules by inserting after the period (.) in line 7 the following: "Voting by secret ballot in committee is prohibited."

Roll call was demanded.

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

Ayes, 16:

Brown	Frommelt	Hoschek	O'Malley
Coleman	Gilmour	Lucken	Potter
Elvers	Hansen	Mincks	Walter
Eppers	Hill	Moore	Wolf

Nays, 34:

Buck	Gray	Price	Turner
Butler	Grimstead	Putney	Vance
Cowden	Hoxie	Rigler	Van Eaton
Curran	Long	Schroeder	Walker
Dykhouse	Lynes	Scott	Wearin
Elijah	Nolan	Shaff	Weber
Fisher	Nystrom	Shoeman	Wiley
Flatt	Phelps	Stuart	Wilson
Getting	Prentis		

Absent or not voting, none.

The amendment to the amendment was lost.

On motion of Senator Long, the amendment was adopted.

On motion of Senator Long, the rules of the Fifty-seventh General Assembly as amended were made the temporary rules of the Fifty-ninth General Assembly.

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—Carroll A. Lane, Carroll
Assistant Secretary and Journal Clerk—Edna Gillespie, Des Moines
Reading and Assistant Law Clerk—Larry Herrmann, Des Moines
Law Clerk—Anthony Critelli, Des Moines

Secretary's Stenographer—Ruth E. Fisher, Des Moines
Assistant Journal Clerk—Helen Wagner, Des Moines
Secretary's Clerk—Phyllis Hall, Des Moines
Engrossing Clerk—Maretta Blanchard, Des Moines
Enrolling Clerk—June Peterson, Des Moines
Assistant Enrolling Clerk—Alice Mae Hulbert, St. Charles
Payroll Clerk—Relda Armington, Des Moines
Supply Clerk—Dorothy Hohnbaum, Des Moines
Assistant Enrolled Bills Clerk—Katherine C. Walter, Lenox
Assistant Enrolled Bills Clerk—Margaret Schultz, Des Moines
Control Board Operator—Henry R. Ashley, Des Moines
Sergeant-at-Arms—Fred A. Smith, Des Moines
Assistant Sergeant-at-Arms—Victor E. Lindquist, Chariton
Assistant Sergeant-at-Arms—John Nelson, Jewell
Bill Clerk—W. E. Shelton, Des Moines
File Clerk—Daniel Earl Smith, Des Moines
Assistant File Clerk—Doyle W. Darnall, Winterset
Chief Doorkeeper—Albert Marshall, Northwood
Assistant Doorkeeper—Walter A. McCorkle, Winterset
Assistant Doorkeeper—James Risden, Des Moines
Assistant Doorkeeper—John B. Nelson, Atlantic
Assistant Doorkeeper—J. Willard Stranahan, Des Moines
Assistant Doorkeeper—Charles Hanson, Des Moines
Postmistress—Dora Dykhouse, Rock Rapids
Porter—Olin Cooper, Des Moines
Cloakroom Attendant—Archie A. Martin, Des Moines
Matron—Carrie Randle, Des Moines
Telephone Page—Belva Bullard, Des Moines

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

COMMITTEE ON COMMITTEE ROOMS

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

The motion prevailed and the Chair appointed as such committee Senators Van Eaton, Phelps and Potter.

ANNOUNCEMENT

Senator Turner rose on a point of personal privilege and announced that he had just received from his constituents in Pottawattamie County an arrangement of roses, and asked and received unanimous consent to place them on the bar of the Senate for the enjoyment of all.

On motion of Senator Lynes, the Senate adjourned until 10:00 a.m. Tuesday, January 10, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 10, 1961.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend C. Dendy Garrett, pastor of the Wesley Methodist Church, Des Moines, Iowa.

PETITION

By Senator Grimstead, from thirty-one members of the Winnebago Post No. 21 of the American Legion at Buffalo Center, Iowa, in opposition to any change in the administration of Soldiers Relief Commission of Iowa.

INTRODUCTION OF BILLS

Senate Joint Resolution 1, by Senators Shaff, Long and Elijah, a joint resolution proposing a constitutional amendment relating to representation in the General Assembly.

Read first and second times and passed on file.

Senate File 1, by Senators Hill and Moore, a bill for an act to amend chapter four hundred twenty-six (426), Code 1958, relating to the agricultural land tax credit.

Read first and second times and passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 1, providing a joint committee be named to arrange for the inauguration of the Governor and the Lieutenant Governor.

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

Senate Concurrent Resolution 2, directing the superintendent of printing to furnish codes and session laws.

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

Senate Concurrent Resolution 3, directing the superintendent of printing to furnish each county auditor journals and bills of the Fifty-ninth General Assembly.

WILLIAM R. KENDRICK, *Chief Clerk.*

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

JOINT ACTION BY COMMITTEE ON EMPLOYEES

Car stickers shall be issued by the Secretary of the Senate and the Chief Clerk of the House to members of the legislature and to three key staff members of the Senate and to four key staff members of the House of Representatives. Car stickers shall not be issued to anyone else.

A regular check will be made of the cars parked in the reserved area by the parking policemen who are authorized to report any duplication of stickers or the presence of cars bearing stickers issued to other than members of the General Assembly. Use of an unauthorized sticker will subject that employee to dismissal.

LAWRENCE PUTNEY.
JOSEPH B. FLATT.
J. LOUIS FISHER.
On the Part of the Senate.
SAMUEL E. ROBINSON.
HILLMAN H. SERSLAND.
RILEY DIETZ.
On the Part of the House.

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 McManus presiding.

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 Brown—Narola Metcalf
Senator Buck—Mildred Bloom
Senator Butler—Connie Wimer
Senator Coleman—Cecilia Bales
Senator Cowden—Lenna Boots
Senator Curran—Kaye Curran
Senator Dykhouse—Ardith Martin
Senator Elijah—Doris Merrill
Senator Elvers—Lola Elvers
Senator Eppers—Golda Sands
Senator Fisher—Audra Fisher
Senator Flatt—Mildred Kuntzelman
Senator Frommelt—Bernice Frommelt
Senator Getting—Dorothy Nepstad
Senator Gilmour—Dorothy Benton
Senator Gray—Helen Gray
Senator Grimstead—Ruth Grimstead
Senator Hansen—Margaret Falk

Senator Hill—Verniece Thomsen
Senator Hoschek—Doris Hammon
Senator Hoxie—Katherine Mills
Senator Long—Betty O'Brien
Senator Lucken—Helen Hays
Senator Lynes—Marie Capper
Senator Mincks—Charlotte Munson
Senator Moore—Betty Shortell
Senator Nolan—Hope Donaghy
Senator Nystrom—Jody May
Senator O'Malley—Joy Davis
Senator Phelps—Jewell Snyder
Senator Potter—Marilyn Leaf
Senator Prentis—Ruth Farson
Senator Price—Joan Shaffer
Senator Putney—Linda Johnson
Senator Rigler—Helen Cram
Senator Schroeder—Lois Kalleen
Senator Scott—Dorothy Edwards
Senator Shaff—Isabel Fanning
Senator Shoeman—Dan Shoeman
Senator Stuart—Ruth Utter
Senator Turner—Virginia Orr
Senator Vance—Marjorie Wright
Senator Van Eaton—Elsie Haun
Senator Walker—Dorothy Christen
Senator Walter—Maxine Hanes
Senator Wearin—Helen L. Cram
Senator Weber—Arnoldene Eckles
Senator Wiley—Betty McDonald
Senator Wilson—Karen Gladfelder
Senator Wolf—Sybil Simpson

J. T. DYKHOUSE, *Chairman.*
EARL ELIJAH.
ADOLPH ELVERS.

On motion of Senator Dykhouse, the report was adopted.

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

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

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

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 Edward J. McManus	180	$25.20
Lieutenant Governor W. L. Mooty	80	11.20
Brown, John J	167	23.38

	Miles	Amount
Buck, Howard C.	38	5.32
Butler, Guy G.	136	19.04
Coleman, C. Joseph	118	16.52
Cowden, Harry L.	55	7.70
Curran, Leigh R.	119	16.66
Dykhouse, J. T.	260	36.40
Elijah, Earl	150	21.00
Elvers, Adolph	200	28.00
Eppers, Charles F.	180	25.20
Fisher, J. Louis	40	5.60
Flatt, Joseph B.	43	6.02
Frommelt, Andrew G.	200	28.00
Getting, LeRoy	224	31.36
Gilmour, C. Edwin	52	7.28
Gray, John	70	9.80
Grimstead, Jacob	135	18.90
Hansen, Peter F.	100	14.00
Hill, Eugene M.	33	4.62
Hoschek, Carl	175	24.50
Hoxie, Frank M.	142	19.88
Long, Irving D.	164	22.96
Lucken, J. Henry	220	30.80
Lynes, J. Kendall	142	19.88
Mincks, Jake B.	90	12.60
Moore, Robert G.	130	18.20
Nolan, D. C.	120	16.80
Nystrom, Clifford N.	48	6.72
O'Malley, George E.		No claim
Phelps, Dewey B.	140	19.60
Potter, Lynn	183	25.62
Prentis, X. T.	97	13.58
Price, Carroll L.	42	5.88
Putney, Lawrence	72	10.08
Rigler, Robert R.	155	21.70
Schroeder, Jack	186	26.04
Scott, George L.	185	25.90
Shaff, David O.	200	28.00
Shoeman, John D.	89	12.46
Stuart, W. C.	55	7.70
Turner, Richard C.	150	21.00
Vance, Clifford M.	137	19.18
Van Eaton, Charles S.	196	27.44
Walker, John A.	72	10.08
Walter, Orval C.	98	13.72
Wearin, Edward A.	125	17.50
Weber, George W.	137	19.18
Wiley, Martin	120	16.80
Wilson, Joe N.	90	12.60
Wolf, Melvin H.	110	15.40

CLIFFORD M. VANCE, *Chairman.*
JOHN GRAY.
CARL HOSCHEK.

On motion of Senator Vance, 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 3 in which the concurrence of the Senate is asked:

House Concurrent Resolution 3, providing for a recess of the Fifty-ninth General Assembly.

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 12, 1961, it be to reconvene at 11:00 a.m., Monday, January 16, 1961.

HOUSE MESSAGE CONSIDERED

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

The motion prevailed and the resolution was adopted.

COMMITTEE FROM THE HOUSE

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

The 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.

The roll was called. Those present were, 140.

JOINT ROLL CALL

Andersen	Cowden	Eldred	Flatt
Balloun	Crane	Elijah	Frommelt
Baringer	Cunningham	Elvers	Fuelling
Baumhover	Darrington	Ely	Getting
Bock	Den Herder	Eppers	Gilmour
Brown	Denman	Eveland	Gittins
Buck	Dietz	Falvey	Goode
Butler	Dodds	Fischer of Grundy	Graham
Camp	Duffy	Fisher of Clarke	Grassley
Carstensen	Dunton	Fisher of Greene	Gray
Casey	Dykhouse		Hagedorn
Chalupa	Edgington		Hagen
Coffman	Eichenlaub		Hagie

Hakes
Halling
Hanrahan
Hansen of Carroll
Hanson of Lyon
Hanson of Mitchell
Hensley
Hirsch
Hoschek
Hougen
Jarvis
Kibbie
Knock
Knowles
Kreager
Lange
Lisle
Long
Loss
Lucken
Lutz
Lynes, J. Kendall of Bremer
Lynes, William of Bremer
Main
Maule
McCracken
McElroy
Messerly
Meyer
Mincks
Moffitt
Moore
Mowry
Mueller
Naden
Nelson
Nielsen
Nystrom
Olson
O'Malley
Ossian
O'Toole
Parker
Patton
Paul
Petersen of Dallas
Peterson of Woodbury
Phelps
Pierce
Potter
Prentis
Price
Prine
Rapson
Rigler
Riley
Robinson
Rockwell
Scherle
Scott
Sersland
Shaw
Shoeman
Sickels
Smith of Dickinson
Smith of O'Brien
Stageman
Stanley
Steenhusen
Stephens
Stevenson
Stokes
Summa
Swisher
Tabor
Turner
Van Alstine
Vance
Van Eaton
Walker
Walter of Hardin
Walter of Taylor
Ware
Wearin
Weber
Weichman
Wells
Wier
Wiley
Wilson
Wolf

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

Senator Lynes 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 O'Malley of Polk, Gilmour of Poweshiek and Walter of Taylor on the part of the Senate, and Representatives Swisher of Johnson, Falvey of Monroe and Eveland of Boone 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 address:

ADDRESS TO THE FIFTY-NINTH GENERAL ASSEMBLY

By Honorable Herschel C. Loveless, Governor of Iowa
Joint Session, January 10, 1961

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

It is the responsibility of the Chief Executive of this state to present to you, the elected representatives of the citizens of our state, and to all the

people of Iowa, a report on the conduct of State Government during the biennium now drawing to a close. In my case, since I am retiring from office after two terms, this will be a brief summation of the record of this administration over a four-year period.

As is customary, I will also make reference to what I consider to be important objectives yet unattained as well as to those that have been accomplished. I hope these views may be considered more objective than partisan.

As I look out over familiar faces in this chamber on both sides of the aisle, and note the substantial dimension of the political majority, I can only say, as Custer is reported to have said of the Indians at his last stand: "My, aren't there a lot of them!"

To all of you, I say Godspeed in your important work, and may you find the strength and wisdom to carry out the will of the people in the critical years ahead.

At this point, with the opening of the new session of the legislature, I also want to pay tribute to the accomplishments of the Fifty-eighth General Assembly. Across the board, it seems to me that this session of our state legislature was one of the most constructive within my memory . . . and I think proper acknowledgment should be made.

It seems to me that the effectiveness of government, in any of its three branches, should be based on its handling of the totality of the responsibilities it bears. It is not enough that an administration should have attended to one or a few of its areas of responsibilities if it has ignored the rest. The scope of government covers the range of human life itself, and the achievements of government should be based on the total picture.

The mission of government, as I see it, is two-fold. On the one hand, we have the administration of the governmental machinery and the stewardship of public funds. In this function, government is something like a business organization, only on a massive scale.

The other main mission of government is the dispensing of the services of government—the meeting of vital human needs. In this category, come the vast programs of education, welfare, health, public safety and rehabilitation.

It has long been held that these two basic objectives of government are at odds—that government cannot hope to be efficient and fiscally sound, and at the same time, humane and attentive to human welfare.

In the long-range view, I am personally convinced that these two basic objectives are not in conflict, but in harmony, in the world today. In other words, I feel that well-conceived, long-range programs to help human beings help themselves have economic as well as moral justification.

It is the job of government to conserve and protect our economic resources. It is also the job of government to conserve and protect our human resources.

The past four years, I believe, have been marked by a strict adherence to sound fiscal policy and appreciable progress in improving the efficiency and economy of government operation on all fronts.

The most conspicuous gains, however, I believe have been in the improvement of the services of government in meeting vital human needs.

Here again, I would pay tribute to the achievements of the Fifty-eighth General Assembly which set a high mark in the enactment of constructive programs in the vast area of public welfare.

It is my sincere hope that these programs, well begun in the past four years, will be continued and expanded in the years to come.

Over a period of time, we have properly concerned ourselves with the

conservation of our soil—our basic natural resource. Only recently have we begun to fully awaken to our enormous responsibilities in conserving and strengthening our human resources.

FISCAL POSITION

According to the most recent estimate of the State Comptroller, there will be an unencumbered balance in the State Treasury on June 30, 1961, of $44,380,805.21.

During the three full fiscal years of this administration, the Tax Commission has collected $404,738,522. The collections in this fiscal year are estimated to $146,793,500, which will give a four year total of $551,532,022.

During the past three years, some significant improvements in the administration of taxes have been put into effect. For example, the Tax Commission has collated the IT 5-A form (comparable to the Federal W-2) to personal income tax returns. For the 1957 tax year, it was discovered that some 50,000 individuals in the state who should have been paying taxes were not doing so. Collections for this tax year averaged $20 a return—totaling an addition of one million dollars to the State General Fund, and there is every indication that the additional revenue will be as great for the other tax years now in the process of collection.

During the first year of this administration, as a result of executive veto, the sales and use tax and the income tax rates were returned to the rates in effect before the temporary increase of 1955. It is interesting to note that the dollar collections of the income tax have substantially exceeded collections under the higher tax rate. While this is partly due to economic growth, it may be readily seen that a share of the increase is the result of increased efficiency of administration.

Another large source of additional revenue has been from the investment of idle state funds in securities drawing interest for the state. Previously, these funds had been deposited in private lending institutions without drawing interest. This change in policy accounts for several millions of the present favorable balance in the State Treasury.

I would respectfully conclude these brief comments on the financial position of the state with a word of caution.

I have heard it suggested that the traditional idea of keeping a fairly substantial working balance in the general fund is not necessary. I would only remind you that the state government is a vast establishment, that flexibility and security of operation is desirable and that unforeseen contingencies do sometimes arise. I would earnestly recommend that a sound working balance be maintained. Dissipation of cash reserve for recurring appropriations would be a mark of fiscal irresponsibility.

GENERAL ECONOMIC CONDITIONS

Despite the impact of two recessions upon the nation in the past four years and despite the decline of farm income over that period, economic conditions in Iowa have been extremely favorable by comparison with other states. This attests to the remarkable stability of Iowa's economy—a stability resulting largely from an increasingly favorable balance between agricultural and industrial production.

Since the middle of the past year, Iowa has felt, along with the nation as a whole, some of the pressures of the current recession. Yet, according to the December 24 issue of Business Week, total personal income in Iowa showed a 6.1 percent increase over 1959 as compared to a 6.5 average increase for the nation. In the year ahead, Business Week predicts that Iowa's personal income growth will exceed the national average. The forecast is

that Iowa's total personal income will increase 5.1 percent as compared to 3.9 percent for the nation. The rise in per capita income for Iowa is predicted to reach 4 percent as compared to 2.3 percent for the nation.

Although Iowa is weathering the current recession more satisfactorily than many of her sister states, there is no room for complacency. I am particularly concerned by the rising unemployment in our state—a situation which reflects the generally high level of jobless in the nation. According to the Employment Security Commission, 3.8 percent of our total labor force was unemployed in December—a figure which is one and one-half percent higher than the normal percentage for that month.

Looking back over the past four years as a whole, it may be seen that Iowa has made giant strides toward its goal of diversifying its economy and stabilizing the sources of its revenue. In that period, the able work of the Iowa Development Commission and the efforts of 231 communities with organized development groups—whose initiative I cannot praise too highly —have resulted in the addition of 154 manufacturing plants in the state. In addition to this, there have been 148 expansions of existing industries.

This industrial growth, occurring at the same time the number of our farms is declining and the need for farm labor is sharply decreasing, has provided us with nearly 13,000 new job opportunities in industry alone, to say nothing of the number of job openings created simultaneously in the trades and services. Approximately $400 million has been spent on new plants and equipment; payrolls have increased by nearly $52 million; tax revenues have climbed correspondingly. It is a record that Iowa's progressive communities and the state's industrial promotional agency may view with justifiable pride.

There are many sets of statistics available that attest to Iowa's progress in economic development. I promised myself, however, that I would not overburden you with statistics in this message. You know what a statistician is, don't you? A fellow who knows more about money than those who have it.

I would point out, however, that Iowa's rate of industrial growth is increasing faster than that of the nation as a whole.

During the four-year period covered by the latest United States Census of Manufacturers, industrial payrolls rose 25.5 percent in Iowa as against 17.9 percent for the nation.

Value added by manufacturing in Iowa was up 35.7 percent while the national increase was only 21 percent.

The number ofmanufacturing employees in Iowa went up nearly two percent while the nation's dropped nearly seven percent.

Iowa increased the number of its manufacturing plants eight percent as against a rise of approximately four percent nationwide.

A reasonable conclusion from these facts and figures is that Iowa has made a very respectable record of industrial development in recent years. The fact that this growth has been steady rather than spectacular would seem to me to be all to the good. Our industrial growth has complemented our agricultural progress, as evidenced by the steady increase in the food processing category of the state's manufacturers. The promotion of Iowa's agricultural assets has been co-ordinate with promotion of our industrial resources.

It should also be pointed out that the steady pace of our industrial growth has enabled our economy to absorb these new industries in a healthy fashion without bringing on the problems and unfairness to existing industry which befall a state where an industrial "explosion" occurs.

This has been extremely encouraging, but I think we all realize that we

cannot afford to rest on our oars. The future health of our economy depends on continuing and accelerating this trend.

A state, like a business, does not stand still. It either forges ahead or falls behind. If Iowa is to grow and prosper, we must beef up this industrial growth—and there is no quick easy formula for accomplishing this. It must be done by continued hard work, sound planning, co-operative effort on the parts of government, private business and voluntary civic groups. The principal focus, I am convinced, must be on the local level.

It should be a matter of pride to Iowa that this expansion in the manufacturing segment of our economy has occurred under the impetus of private capital alone without direct government intervention or subsidy. There are now 113 Iowa communities which have industrial development corporations ready and able to provide necessary financial assistance to industries seeking a plant site location.

What can be done to assure the continuance and acceleration of this progress in the future? I would suggest the following points for your consideration:

1. The new programs that have been instituted in the Iowa Development Commission in recent years to help meet the state's need for diversification and development, should be continued and expanded. One example of these programs is the department of planning recently established to assist local development groups in providing for an orderly progress in growth and in the development of industrial sites.

2. There should be greater provision for training facilities in trades and industry courses at the high school and sub-college level for the thousands of our young people who enter the industrial field because they do not seek a college education and are not needed on the land. I would strongly recommend that consideration be given by the General Assembly to legislation pertaining to area vocational schools.

3. All possible support should be given to research in developing new uses for agricultural products grown in the Midwest. Last spring, I appointed a four-man, bi-partisan research utilization study committee, three members of which were from the state legislature. The recommendations of this group, which met with similar groups from other states, will be available to this Assembly.

4. More emphasis, I believe, should be placed on broader research into the economic and industrial potential of Iowa—research that will provide guide lines for the future development of our state. There is need for additional studies such as that undertaken for the Development Commission and the utilities on the economic effects of a navigable channel on the Missouri River and its effect on the future development of Western Iowa.

5. Lastly, greater efforts could be profitably put forth to attract a greater share of the nation's tourists to Iowa, thus adding a third dimension to the state's economic resources—the others, of course, being industry and agriculture. Reaction to the excellent tourist brochure published by the Development Commission in 1960—the first such travel publication the state has ever had—indicates that this field can conceivably become a major source of economic activity.

HIGHWAYS, CONSERVATION

With reference to the interstate highway system, I would report to you that 189 miles of the super, four-lane highway has now been completed; and Iowa ranks in the top ten states in the percentage of total planned interstate mileage that has been completed.

In our highway program, we have adopted a sufficiency or need basis for

allocating funds for the construction of primary roads. This objective policy assures the people of Iowa that the Iowa roads most in need of modernization or rebuilding will be taken care of first and that local pressures will not determine priorities.

In recent years, the conservation program in Iowa has made steady progress on all fronts. Extensive surveys have been made to determine the current needs of all of the people of the state in outdoor recreational facilities, and a well-organized effort has been conducted to meet those needs. The high caliber of the professional conservation staff is a matter in which Iowa can continue to take pride.

PENAL AFFAIRS

Twice in the past four years, I have been confronted with the most momentous responsibility that comes to a Chief Executive—the death penalty. Twice, I have spared a human life by commutation to life imprisonment. The decision in each case was made only upon the closest study of the specific case at hand. I felt that the constitutional power of executive clemency was given to the Governor to be used when he felt it was justified, and I have acted accordingly.

It is my deep conviction that capital punishment does not provide the deterrent that can be its only possible justification. Hence, it is my hope that some day, the law providing for the death penalty in Iowa will be removed from our statutes.

However, capital punishment is only a part of the general governmental responsibility in the area of crime prevention and correction.

In the past four years, encouraging progress has been made in penal affairs in the state of Iowa. The legislature, the Governor's Committee on Penal Affairs, the Probation and Parole Association, the District Judges Association, the Bar Association, the Iowa Welfare Association and law enforcement officials on all levels of government have co-operated with state agencies in giving this area the kind of study and effort it needed.

Among the forward steps taken are these: A nationally-known State Director of Corrections has been employed and is on the job. The number of parole agents of the State Board of Parole has been more than doubled in the past two years and the number of agents under the Board of Control has also been increased. A psychiatric hospital facility has been at long last established in connection with the ward for the criminally insane at Anamosa. Educational facilities for inmates have been dramatically upgraded; group therapy programs have been implemented; the prison chaplains program has been improved; psychiatric treatment for mentally ill prisoners and for youths in our training schools has been provided.

It is my sincere hope that this program of penal reform will be continued. The first responsibility of our corrections system is to protect society. But I am convinced that society is best protected by a strong parole system, by humane prison practices and by untiring efforts to rehabilitate the offender.

Two years ago, a valuable report was prepared by the Governor's Committee on Penal Affairs setting forth recommendations for legislative and administrative improvements in this field. The report was submitted to the Fifty-Eighth General Assembly and a number of the recommendations were enacted into law. A new report of this committee has been recently completed and probably is in the hands of the legislature and the new administration by this time. I sincerely hope that consideration will be given to the recommendations therein.

CIVIL RIGHTS

The new official highway map of the State of Iowa is a matter of pride to our citizens. It is of attractive design and color and full of compact information concerning the attractions of our state. Prominently displayed at the top of this map are the statutes of our state pertaining to the equal rights of citizens to public accommodations, facilities and services.

The printing of these civil rights statutes on our highway map was suggested by the Governor's Commission on Human Relations. Through such unspectacular but effective means, this voluntary state commission seeks to create a climate in our state wherein discrimination and injustice to minorities will not occur.

In April of 1958, I established our state commission by executive proclamation and indicated its functions and fields of activity along these lines:

"The fundamental purpose of this commission, as I envision it, is to help enable citizens of our state—whatever their religious, national, racial or economic background may be—to enjoy to the fullest extent the privileges and benefits of citizenship. We seek to guarantee our citizens the right to employment, to education, to housing, to the use of public accommodations, to health and welfare services and the right to live in peace and dignity."

In carrying out these objectives, the State Commission on Human Relations, within the limits of its authority, has made a significant contribution to human rights in the state during the short period it has been in existence.

* * *

One of the strong points of the people of Iowa through the years has been their keen interest in education on all levels. This interest has been reflected in the progress in public instruction and in higher education in Iowa in recent years.

Questions of financing education will properly occupy top places on the agenda of this assembly and of the Congress.

In the past four years, school reorganization in Iowa and other activities of the Department of Public Instruction have moved ahead on schedule. I would note that the recent resignation of J. C. Wright, the State Superintendent of Public Instruction, is a reminder that a number of departments of state government, including this one, are losing key personnel because of inability to compete in salaries.

The three state-supported institutions of higher education have commendably met the problem of rising enrollments in these years without sacrifice in the quality of courses offered. The major improvement in higher education has been the substantial upward revision of professors' salaries—a trend that clearly needs to be continued. Building programs in the institutions under the Board of Regents are progressing on schedule. The awarding of a number of grants for research to all three state institutions of higher learning is testimony to the excellence of the educational standards in those institutions.

One of the outstanding advancements in state government in recent years has been the dramatic improvement in activities for the blind under the Iowa Commission for the Blind. The Blind Commission in its new location provided by the Fifty-eighth General Assembly, is training and placing in gainful employment five times the number of blind persons they were able to train five years ago. There is every indication that Iowa will soon be recognized throughout the nation as one of the leaders in the orientation and training of the blind.

In my opinion, one of the major unmet problems of our state is the problem of alcoholism which involves an estimated 45,000 alcoholics in the state with an annual cost to the taxpayers of more than 20 million dollars. During the past two years, a number of voluntary groups have been studying

this problem, and a statewide commission on alcoholism appointed by me held a state conference last year to develop practical methods of dealing with this vital need. Out of this conference came legislative recommendations which will be submitted to this assembly and which I sincerely hope will receive favorable attention.

In a brief report such as this, it is impossible to touch upon the work of all of the departments of state government or even to summarize the accomplishments of a few with any degree of adequacy. To the personnel of those departments whose achievements go unmentioned, I apologize. Their contribution is no less significant, I assure you.

As a matter of fact, the dominant characteristic of our efforts in the past four years have been to meet the total responsibilities of the state government. In order that the personnel of the various departments might become acquainted with the work of other departments and gain some perspective on the government as a whole, several series of inter-departmental meetings have been held regularly over the past four years. These meetings have been valuable in coordinating the activities of agencies with related responsibilities; eliminating duplications of effort; and creating a unity of purpose.

In this administration, probably greater use than ever before has been made of voluntary citizens' committees. I do not refer to honorary, "paper" committees, but to working groups of dedicated individuals which have served as valuable adjuncts to the state government, One of the most heartening things I have encountered as governor has been the willingness of talented private citizens to contribute their efforts to public service—if they can see any reasonable possibility of getting significant results.

Among the citizens groups that have contributed much to our efforts in government are: The Citizens Mental Health Committee; the Professional Advisory Committee on Mental Health; the Committee on Penal Affairs; the Committee for the Employment of the Physically Handicapped; the Reapportionment Action Committee; the Commission on Economic and Social Trends; the Commission for Senior Citizens; the Commission on Alcoholism; the Human Relations Commission; the United Nations Committee.

To the members of these and many other citizens groups which have served during this administration, I express my gratitude for their valuable contribution in the public interest.

MENTAL HEALTH

Considering the fact that more than half of the hospital beds in the United States are occupied by victims of mental illness, it is apparent that the problem of mental health is one of the major issues facing this or any other state of the union.

In my opinion, the people of Iowa deserve to be commended for the progress that has been made in public attitude and progressive effort in the care of the mentally ill and the mentally retarded in the past few years. We know that infinitely more remains to be done, but what has been accomplished marks a transition from the dark ages to the twentieth century.

In this area, voluntary citizens committees appointed by the governor, working in conjunction with state and local associations, were indispensable in gaining public and legislative support for far-reaching improvements.

A highly qualified State Director of Mental Health was employed. An all-out effort was begun to transform the six mental institutions into modern hospitals for the active treatment of the mentally ill and the active habilitation of the mentally retarded.

The first step was the difficult one of recruiting competent professional

personnel. A measure of the progress in this field may be seen by the fact that between 1957 and 1960, we have increased our complements of professional people in our institutions—physicians, physchologists, social workers, special therapists and registered nurses from 266 to 443. Along with the professional staff, the number of attendants, administrative and maintenance personnel have been correspondingly increased.

Although the number of admissions to the hospitals has risen, the total number of patients has decreased from 8,505 in 1956 to 7,359 in 1960. These figures simply mean that more people are given treatment and returned to normal life in their own communities, rather than being condemned for the rest of their natural lives to confinement without hope and without effective treatment.

In recent years, increasing attention has been given to out-patient treatment. In 1959-1960, 8,513 out-patients were seen, as contrasted to 526 in 1956.

One of the main steps of progress was the implementation of "in-service training" for personnel in the institutions. Today, the mental health institutes at Cherokee and Independence are among the small number of hospitals in the nation with "three years approved training" for psychiatrists.

The affiliate nurses' training has been expanded at Independence and established at Cherokee. The Mental Health Institutes have joined hands with the University of Iowa in providing training workshops in nursing care of mental patients resident in county homes and nursing homes.

To assure the availability of adequately trained psychiatrists for future needs, a cooperative program is now in operation which combines training at the State Psychopathic Hospital at Iowa City with internships at the State Mental Health Institutions.

Mental health services to the correctional and juvenile institutions have been established during the past two years. A team of four psychiatrists, three psychologists, and four social workers provide this service. The security of the mental health hospital unit at Anamosa has thus been staffed for the first time in history, as I mentioned elsewhere in this report.

To me, the most sensitive area of our mental health program is the care and education of the retarded. Those of you who have visited a ward of retarded children will know what I mean.

In this area and in other areas of human welfare, we have embraced the concept that every human being is entitled to an opportunity to develop his capacities to the fullest possible extent, whatever those capacities may be. This means the best possible programs for the retarded, the blind, the mentally disturbed, the physically handicapped, and the needy, as well as opportunities for the education and development of the normal child and the gifted child.

We cannot, as I see it, set our goals lower, and I hope that this concept will live and grow stronger in future administrations.

PUBLIC SAFETY

In 1957, when I first took office, one of the gravest problems facing this administration was the mounting toll of highway fatalities. To cope with this problem, I appointed a professionally trained safety director who was given full authority to apply proven methods of reducing injuries and fatalities on the state's roads. The record shows that we got results.

His successor, a vigorous, young man with excellent law enforcement background, continued the professional program to control traffic accidents, and energetically turned his attention to other fields of law enforcement under the public safety department.

In 1960, there was a nine percent reduction in Iowa traffic deaths—a fact which attests to the effectiveness of the department's program. It was the present commissioner, I might add, who suggested the procedure recently adopted by our Highway Commission of painting white guide lines on the edges of highways at curves and on the approaches to bridges.

A number of effective innovations have been adopted in Iowa's traffic safety program in recent years. However, major credit should be given to the able and conscientious work of Iowa's Highway Patrol and to the excellent cooperation of county and municipal law enforcement officials.

One of the most valuable contributions of the Public Safety Department, in my opinion, has been the Commissioner's crack-down on illegal dope peddling in Iowa—one of the most vicious rackets known to man. It is my opinion that this is a much more serious problem in the state than is generally recognized and I hope that consideration will be given by this session to improved administrative machinery to deal with it from the state level.

One of the finest records in Public Safety has been that of the State Fire Marshal's Office in prevention, inspection, investigation and other services. It is worth noting that deaths from fire have been reduced by 21 percent in the past ten years. In 1960, there was a total of approximately 2,900 fires in Iowa, as compared to 4037 in 1956. Much credit for this reduction must be given to effort on the local level,but the efficient state program was certainly a major factor.

SOCIAL WELFARE

In the past few years, steady progress has been made in meeting human needs through the various welfare programs administered by the state.

The central objective of good welfare programs is to help people to help themselves.

The Department of Social Welfare has taken a realistic view of this goal. No one can function well—either in his work or in his personal relationships if he is hungry.

Therefore, the department has given particular attention to improving standards for basic minimum living requirements for recipients—on the premise that individuals are entitled to a healthful and decent standard of living, in accordance with Iowa law, and that recipients cannot be rehabilitated to self-support on sub-standard levels of assistance.

In the past year, basic allowances for several of the living necessities, such as food, shelter and fuel, were increased to bring these allowances more nearly in line with current costs.

I would point out that there is one conspicuous inequity in allotments for the categorical assistance programs. The Aid to Dependent Children program has been hampered for several years by inadequate grants and the increases which I have just mentioned have not been extended to ADC.

I would urge, with all the power at my command, that appropriations be increased to the ADC program to permit bringing the living standards of dependent children up to the levels of those received by people on the other categorical assistance programs.

In my opinion, the State Department of Social Welfare should be enabled to apply the same basic standards to all categories of needy persons in similar circumstances, without partiality to one categorical group as compared to another.

Of major importance in the welfare field was the inauguration of the Medical and Remedial Care Plan which became effective January 1, 1959. This plan permitted "vendor payments" for medical care.

On January 1, 1960, first payments were made under the federal-state

aid to the Totally Disabled Program, as authorized by the 58th General Assembly. Iowa was one of the last states of the nation to have such a program. However, because of a limited state appropriation, it was necessary to establish a very restricted definition of disability so that many severely disabled persons, between the ages of 18 and 65, fail to qualify for the program. I would respectfully recommend consideration of additional funds for this important and long-needed program.

An important development in the welfare programs was the adoption of the care cost evaluation plan for determining the amount of the allowance for recipients in need of custodial or nursing care.

During the past year, the average grants for recipients of public assistance have been increased as follows:

Old Age Assistance from $73.37 to $84.25. Aid to the Blind from $88.36 to $101.30. Aid to Dependent Children from $34.75 to $40.37.

As you all know, one of the greatest accomplishments of the 58th General Assembly was the abolition of the "notice to depart" and the reduction from two years to one year of the time required for "legal settlement" in public assistance cases.

I would call your attention to the fact that it might be necessary to clarify this legislation to carry out what was generally construed to be the legislative intent.

According to an interpretation by the Attorney General's office last year, some of the harsh restrictions of the old law were ruled to be still in effect. If, for example, while a person is in the process of acquiring his legal settlement in a county, he receives an emergency ten dollar grocery order in public assistance, it appears he is disqualified and must begin the period of legal settlement all over again.

It would be a considerable service to the state if the legislative intent in this law could be clarified by the present assembly.

RECOMMENDATIONS

In my reports to the legislature and in other public addresses during my two terms of office, I have made recommendations for innovations and reorganizational measures in the state government. Now, in this final statement, I would like to repeat some of these recommendations that have not been touched upon elsewhere in this report.

In the area of government reorganization, I would suggest, as I have in the past, a four-year term for governor and lieutennant-governor, provision for item veto in appropriation bills; making state elective offices appointive except for the governor, lieutenant-governor, (and possibly the auditor); establishment of a non-political civil service system for state employees.

Along these lines, I would recommend for re-reading, the report of the Governor's Commission on Economic and Social Trends in Iowa of December, 1958, entitled "Iowa's Future—A Citizens' View."

I recommend that the necessary legislation be enacted to establish a sound, long-range financing program for capital improvements at our state-supported institutions, either by a revenue bond plan or a general obligation bond issue.

I recommend, as I have in the past, that provision be made for adequate pensions for retired teachers.

I repeat the recommendations of my inaugural address in January of 1959: "The multitude of inspections made by over a half a dozen different agencies and departments of state government should be placed under a single, unified agency."

Quoting again from this inaugural message, I would recommend that this Assembly consider setting up a merit scholarship program for exceptional high school students who, because of financial reasons, are unable to attend college.

I recommend that this Assembly restore the right of freedom of contract to workers and employers by removing the statutory prohibition of "union shop" contracts.

I recommend the adoption of the Public Defender system in Iowa.

I recommend that the following voluntary state commissions which have served during the past four years be retained in modified form and be given statutory authorization: the Commission on Human Relations, the Commission for Senior Citizens, the Commission on Alcoholism.

Lastly, I think I express the devout hopes of hundreds of thousands of Iowans, when I voice my own hope that this Assembly will work out a just solution to the most urgent problem of all—the need for legislative reapportionment.

The Governor-Elect and the majority leaders in the legislature have pledged themselves to work for a fair re-districting plan. We regard this pledge to be in good faith and I can assure you that the minority members will support any fair reapportionment plan you may propose.

As you are all aware, at the present time our legislative apportionment is such that some thirty per cent of our people control the state's legislative processes.

No issue in Iowa's history has ever been so buried in confusion and misinformation. I am personally convinced that if all of the citizens of our state could really know and understand the basic terms and issues involved, we could solve this problem in a manner acceptable to all.

In the meantime, reapportionment must be dealt with as a matter of semantics before it can properly become a matter of state.

The word "reapportionment" and the phrase "one house on area, one on population" are meaningless unless they provide reasonable equality of representation.

We cannot solve the problem simply by reducing or rearranging present inequities. This may be reapportionment of a sort, but it is not fair representation.

I believe that both rural and urban people in Iowa have an innate sense of justice and fair play. I am sure that most of the people in less populous counties see the injustice in a situation wherein one rural vote may outweigh an urban vote by as great a ratio as fourteen to one. On the other hand, rural people have economic problems that are real, not illusory, problems that have been heightened in recent years by the critical decline of farm income.

Such problems deserve fair and unbiased consideration.

But in the final analysis, the question involved in legislative reapportionment is the central question of democracy itself—equality of representation in government.

Those who seek to preserve the status quo by sowing fears in the minds of our people as to their competence to govern themselves inflict upon us the greatest spiritual damage of all.

With the opening of the 59th General Assembly, I wish the members of both houses success as you undertake the difficult but crucially important task of correcting existing laws that permit more than one class of citizenship in this great state of a free nation.

I leave the governorship of my native state with profound feelings of gratitude and good will towards all of its citizens. The warm courtesy

Mrs. Loveless and I have received from people of both parties has enriched our lives and at times misted our eyes. Our heartfelt thanks to all of you.

Soon after the blizzard that took place on November 8, I sent word to Governor-Elect Erbe that my staff and I would cooperate in every way possible in the orderly transition to the new administration. This we have done our utmost to do.

Cynics may say that we members of the minority in Iowa should be graceful in defeat since we have had considerable practice through the years. I can only say, looking ahead to 1962 and 1964, that we now feel we have served an adequate apprenticeship in that respect and do not plan to continue the trend.

In conclusion, may I offer one final bit of advice based on the experience of the previous session?

It is this: "Be careful what you do about the mourning doves."

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

COMMUNICATION FROM THE SECRETARY OF STATE

The following communication was received from the Secretary of State:

January 10, 1961.

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 8, 1960.

MELVIN D. SYNHORST, *Secretary of State.*

CANVASS OF VOTES

President McManus announced that the time had arrived for the canvass of votes cast for the office of Governor and Lieutenant Governor at the General Election held on November 8, 1960, and announced as teller on the part of the Senate Senator Rigler of Chickasaw and as assistant tellers Senators Moore of Harrison and Nystrom of Boone, and as teller on the part of the House Representative Mowry of Marshall and as assistant tellers Representatives Eldred of Jones and Hirsch of Warren.

President McManus further announced that, in accordance with statute, tellers Senator Rigler and Representative Mowry would constitute the judges of said canvass.

Speaker Nelson in the chair.

The Speaker 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 8, 1960.

On motion by Naden of Hamilton, the joint convention recessed until 1:15 p.m. Thursday, January 12, 1961.

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

COMMUNICATION FROM THE STATE COMPTROLLER

The following communication was received from the office of the State Comptroller:

OFFICE
STATE COMPTROLLER

January 10, 1961.

No.	Name of Claimant and Nature of Claim	Amount of Claim
1-59	Mrs. Gertrude Stauffer, P. O. Box 506, Waverly, Iowa —Refund car license fee	$ 49.00 plus $37.05 fee
2-59	City of Harlan, City Hall, Harlan, Iowa—Sales tax refund	90.99
3-59	Ralph LeMaster, Jr., R. F. D. 2, Woodward, Iowa—Personal property theft	93.35
4-59	Boone County Hospital, 116 South Marshall, Boone, Iowa—Sales and use tax refund	80.17
5-59	Linn County Treasurer, Cedar Rapids, Iowa—Agricultural land tax credit	100.68
6-59	Donald A. Coleman, 1304 Sixth Street, Grundy Center, Iowa—Auto damage by Eldora trainee	50.00
8-59	James W. Hudson, Pocahontas, Iowa—Personal services	312.80
9-59	Carroll County Treasurer, Court House, Carroll, Iowa—Agricultural land tax credit	72.51
10-59	Harold Frederick Tegtmeier, 1001½ Cent. Avenue S. E., LeMars, Iowa—License refund	6.00
11-59	Bruce Dodson and Company, G. P. O. Box 559, Kansas City, Missouri—Car damage by deer	247.69
12-59	Frank Barnes, Blakesburg, Iowa—Car damage by deer	50.00
13-59	Louis Schutte & Sons, Inc., Postville, Iowa—OAA burial	175.00
14-59	Rock Valley Ind. Sch. Dist., Rock Valley, Iowa—Sales tax refund	127.31
15-59	Orange City, 125 South Washington, Orange City, Iowa—Sales and use tax refund	1,050.22
16-59	City of Creston, Union County, Creston, Iowa—Sales tax refund	65.16
17-59	Gladys Cole, Grundy Center, Iowa—Medical care	20.00
18-59	Franklin County (Wayne M. Little, Auditor), Hampton, Iowa—Sales and use tax refund	294.12

No.	Name of Claimant Nature of Claim	Amount of Claim
19-59	Dr. C. T. Hughes, Milford, Iowa—Deer damage to car	195.99
20-59	Poweshiek County Treasurer, 302 East Main, Montezuma, Iowa—Agricultural land tax credit	104.05
21-59	Wright County Treasurer, Clarion, Iowa—Refund car license fee	25.00
22-59	Town of Keosauqua, Keosauqua, Iowa—Sales and use tax refund	29.02
23-59	Madison County Treasurer, Winterset, Iowa—Sales tax refund	275.00
24-59	State Board of Regents, State Office Building, Des Moines, Iowa—Sales and use tax refund	83.09
25-59	Herman Meinders, Stanley, Wisconsin — Personal damages	50,000.00
26-59	City of Muscatine, Muscatine, Iowa—Sales and use tax refund	1,537.81
27-59	Mrs. Anna Colnitz, Aurelia, Iowa—Gas tax refund	14.22
28-59	Dudgeon Funeral Home, Wapello, Iowa—OAA burial	175.00
29-59	Town of Cascade, Cascade, Iowa—Sales tax refund	70.51
30-59	Hamilton's Funeral Home, 520 East 9th, Des Moines, Iowa—OAA burial	210.00
31-59	State Board of Regents, State Office Building, Des Moines, Iowa—Sales and use tax refund	149.27
32-59	Remington Rand, 465 Washington Street, Buffalo, New York—Merchandise	434.99
33-59	City of Cascade, Cascade, Iowa—Sales and use tax refund	18.54
34-59	Mildred Shannon, 506 E. Armstrong, Peoria, Illinois—Personal injury	500.00
35-59	Dudgeon McCulley Funeral Home, Wapello, Iowa—OAA burial	200.00
36-59	Nora Springs Community School, Nora Springs, Iowa—Sales and use tax refund	742.35
37-59	United Van Lines, Inc., 7808 Maplewood Industrial Court, St. Louis 17, Missouri—Tractor permit refund	740.00
38-59	Braniff Airways, Inc., Exchange Park, Braniff Building, Dallas 35, Texas—Gasoline tax refund	1,321.68
39-59	Reiher Bros., Allison, Iowa—Tractor permit refund	25.00
40-59	A. J. Meyer, Ringsted, Iowa—Gas tax refund warrants	31.25
41-59	H. Floyd Phelps, 323 East 2d Street, Kingsley, Iowa—Old warrants	65.62
42-59	John Asche, Parkersburg, Iowa—Crop damage	652.50

No.	Name of Claimant Nature of Claim	Amount of Claim
43-59	Appanoose County Treasurer, Centerville, Iowa—Agricultural land tax credit	59.71
44-59	Allied Van Lines, Inc., 2120 25th Avenue, Broadview, Illinois—Tractor permit fee refund	1,365.00
45-59	Carl M. Levsen & Sons, Clarence, Iowa—Tractor permit fee refund	30.00
46-59	Dean Van Lines, Inc., 18420 South Sante Fe Avenue, Long Beach, California—Tractor fee refund	225.00
47-59	Sylvan Holland, R. F. D. 3, Forest City, Iowa—Old warrant	7.03
48-59	Lucy Grimm, 215 Jefferson, Wapello, Iowa—Old warrant	57.11
49-59	Leone Hobbs, Glidden, Iowa—Old warrant	17.20
51-59	R. A. Gordon, Swan, Iowa—Old warrant	16.52
52-59	Elmer Engelbarts, Woden, Iowa—Old warrant	37.44
53-59	Larkin Funeral Home, New Hampton,, Iowa—OAA burial	175.00
54-59	Cherokee County Treasurer, Court House, Cherokee, Iowa—Agricultural land tax credit	19.26
55-59	Mills County Treasurer, Glenwood, Iowa—Agricultural land tax credit	62.07
56-59	Global Van Lines, Inc., 9100 East Garvey Avenue, South San Gabriel, California—Tractor permit refunds	520.00
57-59	Board of Park Commissioners, 236 West Central Park Avenue, Davenport, Iowa—Sales tax refund	43.66
58-59	Mary Putt, East Side Auto Salvage, 103 North Oak, Webster City, Iowa—Motor vehicle license refund	97.75
59-59	Roscoe and Earl K. Vore, DBA Maurice Truck Service, Maurice, Iowa—Tractor permit fee refund	15.00
60-59	Saydel Consolidated School Dist., 5601 East Sixth, Des Moines, Iowa—Sales and use tax refund	16.02
61-59	R. B. Burch, Inc., 824 27th Avenue S. W., Cedar Rapids, Iowa—Diesel fuel refund (Claim 50-59 considered with this one)	5,170.89
62-59	City of Eldora, Eldora, Iowa—Sales and use tax refund	75.42
63-59	Petersen Auto Parts, Tipton, Iowa—Auto license refund	91.75
64-59	City of Marion, Marion, Iowa—Sales and use tax refund	2,103.72
65-59	City of Fort Dodge, Fort Dodge, Iowa—Sales and use tax refund	691.90
66-59	Charles Harmon Applegate, 216 S. E. Pleasant View, Des Moines 15, Iowa—Car license refund	4.50
67-59	Board of Park Commissioners, 236 W. Central Park Avenue, Davenport, Iowa—Sales and use tax refund	271.92

No.	Name of Claimant Nature of Claim	Amount of Claim
68-59	Town of Buffalo, Buffalo, Iowa—Sales and use tax refund	1,570.86
69-59	Vinton Comm. Sch. Dist., Vinton, Iowa—Tuition	1,678.85
70-59	A. W. Crabtree, 104 Western Avenue, Decorah, Iowa—Tractor license refund	10.00
71-59	Anderson's Home for Funerals, 505 Stevens Street, Iowa Falls, Iowa—OAA burial	114.00
72-59	Chicago & N. W. Ry. Co., 400 West Madison Street, Chicago 6, Illinois—Tractor license refund	50.00
73-59	Arny & Farmers Truck Line, Durant, Iowa—Tractor permit refund	10.00
74-59	Watts & Soll Funeral Home, Murray, Iowa—OAA burial	175.00
76-59	Smith Funeral Home, 1103 Broad Street, Grinnell, Iowa—OAA burial	175.00
77-59	Archie Dunbar, De Soto, Iowa—Tractor permit fee refund	15.00
78-59	Judge John W. Tobin, Courthouse, Vinton, Iowa—Meals and transportation	119.05
79-59	Judge George H. Sackett, R. F. D. 2, Perry, Iowa—District court expenses	378.94
80-59	Law Truck Line, Box 65, Clinton, Iowa—Tractor permit fee refund	35.00
81-59	Robert Alfred Funck, 185 Lucas Street, Muscatine, Iowa—License refund	5.25
82-59	Schroeder Funeral Home, 503 Story Street, Boone, Iowa—OAA burial	175.00
83-59	Kevin Jones, R. F. D. 7, Ottumwa, Iowa—Tractor permit refund	10.00
84-59	Warner Sluiter, R. F. D., Parkersburg, Iowa—Crop damage	1,120.00
85-59	Howard L. Hill, Box 95, Low Moor, Iowa—Tractor fee refund	20.00
86-59	Walter Wiekamp, 1517 Pleasant Court, Sheldon, Iowa—Tractor fee refund	10.00
87-59	Robert Pratt, Coggon, Iowa—Tractor fee refund	30.00
89-59	Mitchell County Treasurer, Courthouse, Osage, Iowa—Agricultural land tax credit	284.39
90-59	Judge Arthur F. Janssen, 308 South Niagara, Maquoketa, Iowa—Travel expenses	113.32
91-59	Lloyd Feuerhelm, Route 1, Merrill, Iowa—Old warrant	26.75
92-59	Indianola Comm. Sch. Dist., 301 N. Buxton, Indianola, Iowa—Sales and use tax refund	68.00

No.	Name of Claimant Nature of Claim	Amount of Claim
93-59	Town of Sumner, 105 East First, Sumner, Iowa—Sales and use tax refund	1,081.75
94-59	Henry Ruyter, Boyden, Iowa—Tractor permit refund	5.00
95-59	Steve DeJager, 916 Seventh Avenue, Sheldon, Iowa—Tractor permit refund	5.00
96-59	Raymond James, Olin, Iowa—Tractor permit refund	15.00
97-59	R. L. Green, Box 107, Boyden, Iowa—Tractor permit fee refund	5.00
98-59	Arrow Express Forwarding Co., 412 Elm Street, Des Moines, Iowa—Express charges	6.10
99-59	Ed Schemper, Sibley, Iowa—Tractor permit refund	5.00
100-59	Cecil Jaques, Sanborn, Iowa—Tractor permit refund	5.00
101-59	Taylor County Treasurer, Bedford, Iowa—Agricultural land tax credit	329.04
102-59	Iowa Van & Storage Company, 212 Commercial Street, Ottumwa, Iowa—Tractor permit refund	15.00
103-59	John Vos, Sanborn, Iowa—Tractor permit refund	5.00
104-59	Orlin Henspeter, Archer, Iowa—Tractor permit refund	5.00
105-59	Town of New Hartford, New Hartford, Iowa—Sales and use tax refund	122.83
106-59	Earl Seed & Grain Co., Early, Iowa—Tractor permit refund	35.00
107-59	Eckrich and Son, Route 8, Iowa City, Iowa—Tractor license refund	30.75
108-59	City of Grinnell, City Offices, Grinnell, Iowa—Sales and use tax refund	1,321.02
109-59	William A. Knoke, 321 Hutchinson Avenue, Iowa City, Iowa—Car license refund	4.00
110-59	Shelby B. Hagberg, Route 1, Carroll, Iowa—Aircraft license refund	7.50
111-59	Vern Bertelson, Underwood, Iowa—Tractor permit refund	5.00
112-59	City of Sioux City, P. O. Box 447, Sioux City, Iowa—Sales and use tax refund	41.57
114-59	Ralston Construction Co., Blair's Ferry Road, Marion, Iowa—Motor fuel refund	727.57
115-59	Ernest H. Kruse, Steamboat Rock, Iowa—Car license refund	5.00
116-59	City of Fairfield Waterworks, Fairfield, Iowa—Sales and use tax refund	674.51
117-59	C. E. Colglazier, RFD 2, Wapello, Iowa—Personal damage	1,500.00

No.	Name of Claimant Nature of Claim	Amount of Claim
118-59	Florence E. Colglazier, RFD 2, Wapello, Iowa—Personal damage	20,000.00
119-59	Linn County Treasurer, Cedar Rapids, Iowa—Agricultural land tax credit	110.87
120-59	Centerville Ind. Sch. Dist., Centerville, Iowa—Sales and use tax refund	3,462.55
121-59	M. R. Edwards, 1119 North 5th Street, Estherville, Iowa—Tractor permit fee refund	15.00
122-59	Grafton Consolidated School, Grafton, Iowa—Sales and use tax refund	195.47
123-59	Nicholson Funeral Home, 1104 Harrison Street, Davenport, Iowa—OAA burial	220.00
124-59	Town of Milton, Milton, Iowa—Sales and use tax refund	144.09
125-59	Davenport Newspapers, Inc., 124 East Second Street, Davenport, Iowa—Publication costs	13.67
126-59	Vernon Binder, RFD, Marcus, Iowa—Old warrant	29.10
127-59	Leonard Schwerdtfeger, RFD, Parkersburg, Iowa—Crop damage	1,633.64
128-59	State Center Comm. Sch. Dist., State Center, Iowa—Sales and use tax refund	242.08
130-59	Dudgeon-McCulley Funeral Home, Wapello, Iowa—OAA burial	150.00
131-59	Krabbenhoft Funeral Home, Box 96, Preston, Iowa—OAA burial	175.00
132-59	Brown & Dieckman, Inc., 405 Jefferson, Waterloo, Iowa—Notary fee refund	5.00
133-59	Linn County Treasurer, Cedar Rapids, Iowa—Agricultural land tax credit	283.67
134-59	A. C. Paulson, Albert City, Iowa—Refund OA Pension tax	15.48
135-59	Frank L. Griffith, Sr., 379 Kenmore, Council Bluffs, Iowa—Refund car license fee	12.00
136-59	Calhoun County Treasurer, Rockwell City, Iowa—Agricultural land tax credit	31.34
137-59	Cerro Gordo County Treasurer, Mason City, Iowa—Refund on overdraft OAA	14.30
138-59	Ind. Sch. Dist. of Sioux City, 1221 Pierce Street, Sioux City, Iowa—Sales and use tax refund	272.39
139-59	Maquoketa Valley Comm. Sch. Dist., Delhi, Iowa—Reissuance of warrant	1,164.25
140-59	Mahaska County Auditor, High Ave. & 1st Street, Oskaloosa, Iowa—Sales and use tax refund	1,323.58
141-59	Carroll Warnock, Lineville, Iowa—Tractor license refund	15.00

No.	Name of Claimant Nature of Claim	Amount of Claim
142-59	Peter Wegner, R.F.D., Panama, Iowa—Old warrant	11.02
143-59	Dan Zitelman, Winthrop, Iowa—Old warrant	30.48
144-59	Guthrie County, Courthouse, Guthrie Center, Iowa—Sales and use tax refund	2,040.62
145-59	Mrs. Mathilda Kroeger, 127 No. Hazelwood Avenue, Davenport, Iowa—Refund on notary seal	5.00
146-59	Guthrie County, Courthouse, Guthrie Center, Iowa—Sales and use tax refund	509.99
147-59	Lars Hodne, 1304 West Durant Street, Harlan, Iowa—Refund on truck license	102.50
148-59	Lars Hodne, 1304 West Durant Street, Harlan, Iowa—Refund on truck license	384.00
149-59	Richard Ralph or Ivagene Mae Beckett, 429 First Avenue S. E., Clarion, Iowa—Error in car registration fee	5.25
150-59	Paul & Wayne's Skelly Service, Carroll, Iowa—Old warrant	51.48
151-59	Howard E. Kopf Estate, 306-16 Citizens Federal Bldg., 218 Brady St., Davenport, Iowa—Refund on notary fee	5.00
152-59	J. H. Kohorst, Arcadia, Iowa—Old warrant	24.84
153-59	Pella Community Schools, Pella, Iowa—Old warrant	33.53
154-59	Pella Community Schools, Pella, Iowa—Old warrant	387.17
155-59	Helen Wilson, 214 East Second Street, Washington, Iowa—Old warrant	28.28
156-59	H. S. Frenkel, M.D., 123 West Washington, Clarinda, Iowa—Medical aid to OAA recipient	16.50
157-59	Leibundguth Flying Service, Route 2, Cedar Falls, Iowa—Refund of airplane license	13.63
159-59	Hardin County, Courthouse, Eldora, Iowa—Sales and use tax refund	35.47
160-59	Herbert Ingerslev Hansen, Elk Horn, Iowa—License refund	80.00
161-59	Family Service, Inc., 19 West State Street, Mason City, Iowa—Sales and use tax refund	25.48
162-59	L. P. Foster, West Branch, Iowa—Tractor license refund	10.00
163-59	Dallas County Treasurer, Dallas County Courthouse, Adel, Iowa—Agricultural land tax credit	22.93
164-59	Duane F. Ballard, 1401 3rd Street, Ankeny, Iowa—Egg loss due to plane traffic	3,232.90
165-59	Joe Box, Route 1, West Point, Iowa—Old warrant	20.40
166-59	Des Moines County, Courthouse, Burlington, Iowa—Agricultural land tax credit	2,444.83
167-59	City of LeMars, LeMars, Iowa—Sales tax refund	5,823.24

No.	Name of Claimant Nature of Claim	Amount of Claim
168-59	Greene County, P.O. Box 109, Jefferson, Iowa—Agricultural land tax credit	420.33
170-59	Geo. C. Brown, Schaller, Iowa—Tractor fee refund	5.00
171-59	John B. Turner & Son, 800 Second Avenue S.E., Cedar Rapids, Iowa—OAA burial	150.00
172-59	Robert E. Dudley, 1028 Summit Blvd., Spokane, Washington—Personal injury	100,000.00
175-59	C. William McDowell, Box 21, Allison, Iowa—Old warrant	8.00
176-59	Town of Baxter, Baxter, Iowa—Sales and use tax refund	397.97
177-59	Ben R. Gerdes, Manson, Iowa—Tractor permit fee	10.00
178-59	Pocahontas Sch. Dist., Pocahontas, Iowa—Sales tax refund	20.44
179-59	City of Cedar Falls, 116 West Third Street, Cedar Falls, Iowa—Sales tax refund	146.26
180-59	Joseph Klodnycky, M.D., Mental Health Institute, Mt. Pleasant, Iowa—Car license refund	4.25
181-59	Estate of J. E. O'Connor, 810 First Avenue South, Fort Dodge, Iowa—Notary fee refund	5.00
182-59	Town of Fairfax, Fairfax, Iowa—Sales and use tax refund	66.17
183-59	William F. Hurlburt, 844 11th Avenue South, Clinton, Iowa—Collision with deer	595.02
184-59	Beem Belford Funeral Home, 553 Williow Avenue, Council Bluffs, Iowa—OAA Funeral expenses	150.00
185-59	Executive Council, Statehouse, Des Moines, Iowa—Sales and use tax refund	133.73
186-59	Executive Council, Statehouse, Des Moines, Iowa—Sales and use tax refund	923.39
188-59	United States of America by Adj. Gen. of Iowa, P. O. Box 616, Des Moines, Iowa—Recovery of federal property	16,491.60
189-59	Wright County, Clarion, Iowa—Sales and use tax refund	880.59
190-59	Marion County, Knoxville, Iowa—School aid	1,366.73
191-59	Charles E. Walsh, Route 1, Box 31, Harper's Ferry, Iowa—Gas tax refund	27.60
192-59	Sinclair Refining Co., 906 Grand Avenue, Kansas City, Missouri—Refund of inspection fees	838.76
193-59	Lyle D. and Duane Gray, Leroy Lukenbill—Damage by deer	50.00
195-59	John Asche, R.F.D., Parkersburg, Iowa—Crop loss	548.10

No.	Name of Claimant Nature of Claim	Amount of Claim
196-59	John D. Reynolds, R.F.D. 1, Exira, Iowa—Personal injury	531.14
H-1-59	James J. Griffin, R. F. D. 1, Farley, Iowa—Tire damage from steel right of way	125.26
H-2-59	Mount Kinseth, 802 North Minnesota St., Algona, Iowa—Personal injury	265.26
H-3-59	Alfonse Sturm, Route 1, Bellevue, Iowa—Property damage (mailbox)	10.08
H-4-59	Pete Morris, 600 E. Maple Street, Centerville, Iowa—Property damage from spray	124.00
H-5-59	Ted Aspenson, 1016 Main Street N. E., Minneapolis 13, Minn.—Tire damage on Highway 69	20.00
H-6-59	Colonial Baking Company, 1225 Second Avenue, Des Moines, Iowa—Truck damage on highway	604.57
H-7-59	Mrs. Lester Mangeldorf, Adair, Iowa—Spray damage along highway	200.00
H-8-59	Harold A. Whitcomb, R. F. D., Kellogg, Iowa—Animal damage	440.50
H-9-59	Charles Dose, R. F. D. 1, Mapleton, Iowa—Tire damage	187.79
H-11-59	Richard Gray, Chester, Iowa—Spray damage	116.90
H-12-59	Kenneth Carr, Chester, Iowa—Weed spray damage	148.00
H-14-59	Robert D. Andresen, 1723 8th Street, Nevada, Iowa—Salary, Highway Commission	160.00
H-15-59	Ben Davis, Route 2, Lockridge, Iowa—Damage to corn picker	31.24
H-16-59	Ray and Frank Baker, Rural Route, Clear Lake, Iowa—Crop damage	94.12
H-17-59	Archie and Maude Underwood, 106 West State St., Moulton, Iowa—Property damage	115.00
H-18-59	Frank Brown, Route 2, Sigourney, Iowa—Property damage	5.47
H-20-59	Mrs. Julia Ferguson, Route 2, Chelsea, Iowa—Garden damage	300.00
H-21-59	Schroeder Bros., R. F. D., Peterson, Iowa—Land damage	10,000.00
H-23-59	Harold J. Howell, Rhodes, Iowa—Property damage	62.97
H-24-59	Marvin D. Messer, 330 Grant St., Bettendorf, Iowa—Damage to crops	4,420.25
H-25-59	Don Van Meeteren, 522 Second Avenue, Sheldon, Iowa—Property damage	1,700.00
H-27-59	William E. Irvine, R. F. D., Dysart, Iowa—Livestock damage	444.50
H-29-59	Home Transportation Co., 334 South Four Lane Hwy., Marietta, Georgia—Property damage	34.95

No.	Name of Claimant Nature of Claim	Amount of Claim
H-30-59	Leonard L. Pettit, 25525 President St., Harbor City, California—Property damage	30.65
H-31-59	Isidore E. Weber, Kinross, Iowa—Crop damage (weed spray)	100.00
H-33-59	Richard K. Reed, 222 South 4th St., Winterset, Iowa—Damage to car	73.90
H-35-59	Harm Reiher, Allison, Iowa—Damage to truck	53.00
H-37-59	Otto Anton, 6450 W. 82nd St. Oak Lawn, Illinois—Damage to car	55.10
H-39-59	Paul E. & Marlys Nagel, 2316 So. Hennepin, Sioux City, Iowa—Damage to car	50.00
H-40-59	Farmers Insurance Exchange, 3813 Ingersoll Avenue, Des Moines, Iowa—Damage to Nagel's car (see H-39-59)	70.73
H-41-59	John C. Muchow, Jr., 401 No. Ash Street, Ottumwa, Iowa—Error in salary check	23.23
H-42-59	James F. Carnahan, 401 No. Ash Street, Ottumwa, Iowa—Error in salary check	23.23
H-43-59	Harold L. Whipp, 423 So. 20th St., Clarinda, Iowa—Property damage	13.06
H-44-59	Paul Papesh, Elberon, Iowa—Personal property loss	225.00
H-45-59	Everett H. Rissler, 1212 No. 3rd St., Manchester, Iowa—Personal loss	30.00
H-47-59	John H. Belk, 438 W. Main Street, Marengo, Iowa—Longevity benefits	307.50
H-48-59	Grand Junction, Iowa—Drainage assessments	1,478.46

On motion of Senator Lynes, the Senate adjourned until 10:30 a.m., Wednesday, January 11, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 11, 1961.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend L. R. Peschel, pastor of the Peace Evangelical Church, Gladbrook, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Moore for Wednesday and Thursday on request of Senator Hansen.

INTRODUCTION OF BILL

Senate File 2, by Senator Grimstead, a bill for an act relating to nominations by nonparty political organizations.

Read first and second times and passed on file.

COMMITTEE ON PHOTOGRAPHS

Senator Lynes moved that Senator Wearin 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.

REPORT OF JOINT COMMITTEE ON JOINT LEGISLATIVE EMPLOYEES

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

LEGISLATIVE RESEARCH BUREAU

Bill Drafters:
Oscar Jones, Polk County
Carl Nielsen, Polk County
George Milligan, Polk County
Colleen O'Brien, Polk County

Typists:
Dorothy Doden, Polk County
Ruth McGhee, Polk County

Clerk:
Addie Haglund, Polk County

JOINT HELP

Postmistress:
Nancy Page, Taylor County

Post Office Assistant:
Sarah E. Jett, Polk County
Mail Carrier:
Wm. Edwin Swygard, Polk County
Clerk—Assigned to Historical Building:
Winifred Leech, Polk County

CODE OFFICE

Photostat Operator:
Maxine Balducki, Polk County
Clerk-Typist:
Olive Bennum, Polk County

CUSTODIAN

Janitors:
Claude Cozad, Polk County
James Scott, Polk County
Harold W. Howard, Polk County
David C. Sperry, Polk County
Simon E. Wilson, Polk County
Ernest Albert Gile, Polk County
George Carter, Polk County
Matron:
Wally E. Hale, Polk County
Head Policeman:
Herman Wm. Rinne, Polk County
Policemen:
Joe Patrick, Polk County
Chas. A. Daniels, Polk County
Reese M. Spaur, Polk County
Claude W. Higens, Warren County
Watchmen:
Otto Larue Sage, Polk County
Wm. E. Legg, Polk County
Elevator Operators:
Grace Turner, Polk County
Ruth McIntire, Polk County
Telephone Operator:
Harriett Nicholson, Polk County

LAWRENCE PUTNEY,
On the Part of the Senate.
SAMUEL E. ROBINSON,
On the Part of the House.

On motion of Senator Flatt, the report was adopted.

EXPLANATION OF VOTE

(On Amendment to the Temporary Rules Found on Page 9 of the Senate Journal)

We the undersigned voted for the amendment to the rules prohibiting the use of the Secret Ballot by committees in the Senate for the following reason:

We feel that the adoption of Rule 34 without this amendment represents a return to the evil practice of secrecy in legislative affairs. This practice is contrary to the best interests of the people of Iowa, who have a right to full disclosure of the actions of their elected representatives.

We regret and abhor this step backward.

C. EDWIN GILMOUR.
EUGENE M. HILL.
JAKE B. MINCKS.
CARL HOSCHEK.
JOHN J. BROWN.
MELVIN H. WOLF.
LYNN POTTER.
R. G. MOORE.
PETER F. HANSEN.
JOSEPH COLEMAN.
GEORGE E. O'MALLEY.
ADOLPH ELVERS.
ORVAL C. WALTER.
CHARLES EPPERS.
ANDREW FROMMELT.

ANNOUNCEMENT

Lieutenant Governor McManus announced the resignation of Senator Robert G. Moore from the Capitol Planning Commission effective August 10, 1959.

Lieutenant Governor McManus announced the following appointments:

Senator Robert G. Moore to the Iowa-Nebraska Boundary Study Committee effective August 10, 1959.

Senator Carl Hoschek to the Capitol Planning Commission effective October 29, 1959.

Senator Robert G. Moore to the Budget and Financial Control Committee effective June 29, 1960, to complete the unexpired term of the late Senator Raymond R. Gillespie.

On motion of Senator Lynes, the Senate adjourned until 11:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 12, 1961.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Bruce D. Barrabee, pastor of the First Methodist Church, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Weber for the day on request of Senator Prentis.

INTRODUCTION OF BILLS

Senate File 3, by Senators Long and Wolf, a bill for an act relating to an increase in the number of judges in the tenth judicial district.

Read first and second times and passed on file.

Senate File 4, by Senators Elijah, Fisher, Curran and Elvers, 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 passd on file.

Senate File 5, by Senators Potter and Hill, a bill for an act to amend section two hundred seventy-seven point twelve (277.12), Code 1958, relating to electors' right to vote in school elections.

Read first and second times and passed on file.

Senate File 6, by Senators Walker, Dykhouse, Lucken, Hansen and Coleman, a bill for an act to create an appointive state board of public instruction.

Read first and second times and passed on file.

Senate File 7, by Senator Van Eaton, a bill for an act authorizing cities and towns to acquire, purchase, construct, reconstruct, improve, extend and lease industrial buildings; authorize the issuance of revenue bonds of cities and towns for the purpose of securing and developing industry and provide for the payment of certain sums in lieu of taxes to the State of Iowa and to the county, city, town, school district and other political subdivisions.

Read first and second times and passed on file.

SPECIAL REMARKS

Lieutenant Governor McManus, President of the Senate, rose on a point of personal privilege and offered the following remarks:

TO THE MEMBERS OF THE SENATE: Our hour of parting has come. It is with much sorrow that I have watched it approach. I shall never forget our association of the past six years. It has been an honor, a privilege and a genuine pleasure to serve with you as a fellow Senator and as your presiding officer. Though my flesh will soon be absent, I shall always be with you in spirit.

During the campaign last fall and since the election, often have I thought how appropriate for those of us in political life are the sobering words of Shakespeare from the mouth of Macbeth:

"To-morrow, and to-morrow, and to-morrow,
Creeps in this petty pace from day to day,
To the last syllable of recorded time;
And all our yesterdays have lighted fools
The way to dusty death. Out, out, brief candle!
Life's but a walking shadow, a poor player
That struts and frets his hour upon the stage
And then is heard no more: it is a tale
Told by an idiot, full of sound and fury,
Signifying nothing."

My heartfelt thanks to the staff, the clerks and to each and everyone of you for your many kindnesses and favors over the years. I shall always treasure my Senate memories.

Till we meet again, good luck and may the good Lord bless you and guide your deliberations toward the general welfare.

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

PRESENTATION TO PRESIDENT McMANUS

Senator Coleman rose on a point of personal privilege and said:

It has been a privilege for us to serve with you the past years, and as a token of remembrance from the members of the minority party we present to you a bouquet of roses, our material esteem, but in our hearts we are very proud to have served with you.

Senator Frommelt, minority floor leader, rose on a point of personal privilege and presented to the Senate Mrs. McManus who was present in the Senate chamber.

On motion of Senator Lynes, the Senate recessed until 12:25 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

PRESENTATION OF TOKEN OF APPRECIATION

Senator Rigler asked and received unanimous consent to be recognized and appeared at the President's station for the purpose of making the following presentation:

Senator Rigler asked Senators Lynes and Frommelt to escort to the rostrum Mrs. Edward J. McManus who was present in the Senate chamber.

On behalf of the members of the Senate, Senator Rigler said:

Nick and Sally, we all know what this day means to you both. Your feelings were so ably expressed this morning. It is difficult sometimes for men to express to other men their true feelings, but the members of this Senate could not permit you to leave this rostrum and this Senate chamber without attempting in this modest way to convey our true feelings to you both.

It hardly seems possible that it was just six years ago that you took your seat as a freshman in this body. From that moment until the present, you have conducted yourself as a true Senator and have served as an honest and impartial presiding officer. One of the very best—according to the veterans of this Senate. We shall miss you as we know you will miss us. This token of our love and appreciation is to be engraved—"To Lieutenant Governor 'Nick' from the Iowa Senate." We trust it will serve as a constant reminder to you and your fine boys of the high esteem that this body holds for you. We wish you well.

In acceptance President McManus said:

On behalf of Mrs. McManus and myself I want to thank you from the bottom of my heart for this beautiful candelabrum. I must again say that our final departure makes us realize the depth of our associations here regardless of political affiliation. I have the greatest respect for every member of this body. Thank you.

Senator Lynes asked and received unanimous consent that the remarks of Senator Rigler and Lieutenant Governor McManus be printed in the Senate Journal.

COMMITTEE FROM THE HOUSE

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

In accordance with Senate Concurrent Resolution 1 duly adopted, the Senate proceeded to the House under the direction of the Sergeant-at-Arms.

JOINT CONVENTION

The joint convention reconvened, President pro tempore Long presiding.

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

Lieutenant Governor McManus was escorted to the Speaker's rostrum by Senators Lynes of Bremer, Frommelt of Dubuque and Eppers of Lee.

Lieutenant Governor McManus in the chair.

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

The tellers reported as follows:

HALL OF THE HOUSE OF REPRESENTATIVES,
Des Moines, Iowa, January 12, 1961.

MR. PRESIDENT AND GENTLEMEN OF THE JOINT CONVENTION: Your tellers, appointed by the President of the Senate and the Speaker of the House of Representatives to canvass the vote cast for candidates for Governor and Lieutenant Governor at the election held November 8, 1960, beg leave to make the following report of the total vote cast for Governor:

Edward J. McManus 592,063
Norman A. Erbe 645,026

And the total vote cast for Lieutenant Governor at the election held November 8, 1960:

John R. Hansen.....564,668
W. L. Mooty 636,026

All of which is most respectfully submitted.

ROBERT R. RIGLER,
JOHN L. MOWRY,
Judges.
WILLIAM R. KENDRICK,
Secretary of the Joint Convention.

ROBERT G. MOORE,
CLIFFORD N. NYSTROM,
RUSSELL L. ELDRED,
CARL HIRSCH,
Tellers.

Senator Rigler of Chickasaw moved that the report be adopted.

Motion prevailed and the report was adopted.

President McManus of the joint convention announced that the Honorable Norman A. Erbe, 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 the Honorable W. L. Mooty, 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-ninth General Assembly of the State of Iowa, of all the votes cast at the General Election held November 8, 1960, for the office of Governor of the State of Iowa, it appeared that Norman A. Erbe 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 12th day of January, A.D. 1961.

IRVING D. LONG,
President Pro Tempore of the Senate and
President of the Joint Convention.
HENRY C. NELSON,
Speaker of the House.
ROBERT R. RIGLER,
Teller of the House.
JOHN L. MOWRY,
Teller of the House.
WILLIAM R. KENDRICK,
Chief Clerk of the House and
Secretary of the Joint Convention.

CERTIFICATE OF ELECTION
STATE OF IOWA
GENERAL ASSEMBLY

This is to certify that upon a canvass in joint convention of the two houses of the Fifty-ninth General Assembly of the State of Iowa, of all the votes cast at the General Election held November 8, 1960, for the office of Lieutenant Governor of the State of Iowa, it appeared that W. L. Mooty 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 12th day of January, A.D. 1961.

IRVING D. LONG,
President Pro Tempore of the Senate and
President of the Joint Convention.
HENRY C. NELSON,
Speaker of the House.
ROBERT R. RIGLER,
Telelr of the Senate.
JOHN L. MOWRY,
Teller of the House.
WILLIAM R. KENDRICK,
Chief Clerk of the House and
Secretary of the Joint Convention.

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

Lynes of Bremer moved that a committee of six, consisting of three members from the Senate and three members from the House, be appointed to notify Governor-elect Norman A. Erbe and Lieutenant Governor-elect W. L. Mooty of the official result of the canvass of votes and to escort them to the joint convention.

Motion prevailed and President McManus named as such committee Senators Putney of Tama, Flatt of Madison and Nystrom of Boone and Representatives Vermeer of Marion, Olson of Cerro Gordo and Fischer of Grundy.

REPORT OF COMMITTEE

Vermeer of Marion from the joint committee appointed to notify Norman A. Erbe and W. L. Mooty 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 Norman A. Erbe and the Honorable W. L. Mooty of their election to the offices of Governor and Lieutenant Governor of Iowa, respectively, we beg leave to report that we have performed the duty assigned to us and that each officer assured us that he stands ready to assume the duties of the office to which he was elected.

Respectfully submitted,
ELMER H. VERMEER,
MARION E. OLSON,
HAROLD O. FISCHER,
On the Part of the House.
LAWRENCE PUTNEY,
JOSEPH B. FLATT,
CLIFFORD NYSTROM,
On the Part of the Senate.

Report adopted.

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

Governor-elect Erbe and Lieutenant Governor-elect Mooty were escorted to the Speaker's rostrum.

The invocation was delivered by the Reverend G. W. Lobeck, pastor, Saint Paul's Lutheran Church, Council Bluffs, Iowa, as follows:

Dear Father in Heaven, make us to realize at all times that Thou art over all, and that the powers that be are ordained of Thee. Teach us to respect those who are in authority as Thy representatives, to uphold the arms of our government, to cooperate with our chosen leaders to the fullest for the welfare of the State, and to intercede for them before the Throne of Grace so that they may rule well and we be enabled to lead a quiet and peaceable life in all godliness and honesty.

In this hour we come before Thee imploring Thy grace especially for the Governor-elect and the Lieutenant Governor-elect of our State of Iowa. Pour out a rich measure of Thy spirit upon Thy servants, Norman Erbe and W. L. Mooty. Help them to walk before Thee in Thy fear. Lead them to come before Thee with any and all problems with which they may be confronted, and to seek Thy divine guidance in the performance of their several duties.

Grant that they may govern well in our beloved State and that with keen insight and judicious prudence they may so guide the affairs of the State, that during their tenure of office righteousness may prevail, the welfare of the individual citizen be enhanced, all true arts and useful knowledge may flourish, commerce and industry may expand, and the priceless gift of liberty be retained.

We commend them to Thy care, direction, and benediction. Bless them, we beseech Thee, and make them a blessing to many. We ask it in the name of our blessed Savior. Amen.

The oath of office was administered to Governor-elect Norman A. Erbe by the Honorable Theodore G. Garfield, Chief Justice of the Supreme Court of Iowa.

The oath of office was administered to Lieutenant Governor-elect W. L. Mooty by the Honorable Theodore G. Garfield, Chief Justice of the Supreme Court of Iowa.

Lieutenant Governor Mooty, President of the Senate, presiding, presented Governor Erbe, who delivered the following inaugural address:

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

Today, probably more than in any recent decade, we stand at the threshold of a legislative session with unlimited opportunities to solve and resolve the problems and issues facing Iowa. Because of our unique great natural assets in this state, our people, and the fertile land upon which we live, we must strive to continue to make good the dream of greatness which we hope to pass on to our children.

This challenge is ours, and I say "ours" purposefully. It is neither yours alone, as members of the legislative body, nor is it mine alone, as the chief executive of this state. It is a cooperative effort on the part of both of us working together for the good of the State of Iowa. If we are to successfully adopt and carry out a program of progress for this great state that we love, it can be accomplished only if the members of the legislative branch and the executive branch of our government operate in an atmosphere of mutual respect, confidence, and true partnership.

First, I want to congratulate you upon your willingness to spend so much of your time in the cause of good government by serving in our legislative body, in most cases at great financial hardship to each of you, and I pledge to each one of you that I am dedicated to assist you in any way that I may during the coming months of your deliberations in the legislative session. I hope that I may be of help.

It is my belief that the people of Iowa expect, deserve, and must have as efficient and economical a government as it is humanly possible to provide. We join in recognizing the many urgent needs of our state, and it is our responsibility during this session to resolve these needs through the process of debate and passage of legislation so that we may fully discharge this responsibility to our constituents and ourselves for a better Iowa. In this message, it is impossible to consider all the facets of state government that will demand our attention, however, I will discuss with you the most pressing needs of the state. It is with this philosophy in mind and in accord with a true spirit of cooperation that I respectfully submit to you, our lawmakers who will provide the course for our ship of state in the next biennium, a number of recommendations for the path which I hope we may chart.

The voters of our state, under the right given them by the framers of our Constitution, in their wisdom decided that the work of amending our Constitution should be done through our regular legislative process by you, their elected legislators, selected from among them to perform this function. The interest of our people in the enacting of vital changes in our Constitution is not diminished by their selection of your body as the means to effect that change, but rather is a vote of assurance and confidence that you will meet

the problems of constitutional amendment and fully discharge that obligation in a representative manner. Reapportionment of the General Assembly was given thorough consideration during the Fifty-eighth General Assembly. I join Iowans throughout the state in the hope that this vital issue will be favorably resolved at an early stage in your proceedings on the federal basis of providing one house on area and one house on population with district representation in those counties with multiple legislators in the population house. Automatic reapportionment every ten years would, of course, continue to provide fair representation for those who follow us in government and should be included in the amendment.

You wisely took the first step in the constitutional amending process of the judiciary branch through the passage of SJR 7 in the last session of the Legislature. I urge your favorable action on the second step of this process during this session so that this issue of modernization of our court system can be presented to the electorate for its consideration.

I commend you for your legislation during the Fifty-eighth General Assembly enabling most county officers to serve terms of four years. This good government decision of yours did not, however, extend to county attorneys who are constitutional officers. I not only urge your favorable consideration of lengthening the term of county attorneys but I also invite your attention to the archaic method of compensation of these law enforcement officials who now, by law, must depend for a portion of their salaries on fines levied by the courts against violators of the law. This method of compensation of public law enforcement officials is completely contrary to modern principles of government and should be abolished. Perhaps in connection with this review of the status of our county attorneys you could profitably consider the desirability of adopting a system of district attorneys elected to serve the judicial district for four-year terms with adequate compensation for fulltime work.

Your recognition of the need for four-year terms for county officials indicates the even greater desirability of four-year terms for elective state officials in order to provide stability and efficiency in the administration of state government. In the interest of good government, I urge your favorable consideration of a constitutional amendment to provide four-year terms for state elective officials as well as your consideration of annual sessions of the Legislature, limited as to time, with one session each biennium devoted to fiscal affairs.

I submit for your careful consideration and approval the proposition of lowering the minimum voting age requirement to 18 in Iowa. The young men and women of Iowa are sufficiently mature at 18 to become a valuable part of the electorate and this fact has been recognized by President Eisenhower in his recommendations as well as by two of our sister states.

I have been informed officially that the Iowa representation in the United States House of Representatives commencing with the Eighty-eighth Congress will be reduced from its present eight-member delegation to seven representatives. I am confident that you will wisely redistrict the counties of the State of Iowa so that our total population will have equal representation in the national Congress.

Our youngsters constitute our most valuable asset in the Iowa of tomorrow and it is our obligation to them to continue to provide for them the best in education so that they may be better prepared to meet the challenge of the future. You have recognized this obligation by requiring reorganization of school districts and consolidation of teaching services so that they may receive the best in education. However, this has, in many cases, thrown a disproportionate financial load on the property owner. I am sure that you share with me the conviction that some means must be pro-

vided in this session of the Legislature for property tax relief through increased agricultural land tax credit payments and a program of increased state aid for schools.

Iowa's three state institutions of higher learning are among the leaders in the nation in their respective fields. Everything possible must be done to insure that each maintains its ranking. The recently-completed interim study "Resources and Needs for Higher Education in Iowa" provides you with an authoritative report upon which to base legislative action during this session. I especially invite your attention to the need for legislative approval and commitment to a long-range building program for the Board of Regents institutions so that capital planning can be carried on now for the future needs of our students in the fields of higher education. The severe statutory limitation of alumni representation on the Board of Regents also merits your inquiry as to its usefulness. I recommend authorization for greater representation by alumni on that important agency.

I suggest a re-examination of the report of the interim study committee on election and election practices headed by your very able colleague and public servant, the late Clark McNeal, and the enactment of legislation which will prevent inequities in our voting laws and preserve for every citizen this most valuable of his rights in our governmental system.

Iowa's highways have been properly called her "lifeline." The report of the Iowa Highway Study Committee created by you during the Fifty-eighth General Assembly points out the many problems facing our primary, secondary and urban road and street systems in the next twenty years. The allocation of funds will properly receive serious consideration by your body and, I am sure, will result in a distribution which will be in the best interests of the people of Iowa. Continued progress in the improvement and construction of our secondary, urban, primary and interstate systems is, of course, mandatory and expected by all Iowans. Prompt removal of curbings from our narrow primary roads is a project which I am confident our highway commission will carry out in the interests of safety for the traveling public.

I invite your attention to a re-examination of the requirement of the last session of your body that speed limits on secondary roads should be effective only upon posting by the Board of Supervisors. Experience has demonstrated that enforcement has been rendered more difficult because of the problem of proof of existence of speed signs and the lack of uniformity. Additionally, the counties have been required to assume a substantial increased financial burden as a result of the requirement of posting.

Those of us who drive upon the roads of our state are, in my judgment, entitled to protection from the drinking driver. I urge the adoption of an implied consent law as well as a manslaughter by motor vehicle provision to protect us from the driver who endangers our life and property.

In these days of the shorter work week, the outboard motor and the vacation trailer, the responsibility of our State Conservation Commission becomes greater, not only to provide better recreational areas so that Iowans will enjoy their free time in Iowa, but also to acquaint our fellow Iowans and tourists from other states with the many fine vacation spots in our state. A balanced conservation program designed to fit the needs and desires of all Iowans is vital if we are to continue to attract industry and its people from without our state.

Great strides have been made in recent years in caring for our less fortunate ones who suffer from mental illness. I commend you for your passage of enabling legislation authorizing the establishment of local mental health centers which have done such an outstanding job in the field of treatment and care at the local level. We must continue the program of

local and state care and treatment so that these patients may be restored to the status of useful members of our society.

Our senior citizens who provided for us the heritage which we enjoy today are greater in per-capita numbers than any other state in the nation with the exception of Vermont, and we, in Iowa have done less than our best in properly discharging our obligations to them in the golden years of their lives. Confusing regulations administered by agencies with overlapping powers have hampered the wonderful work which private and church organizations have done and are doing in this most important field. It is my hope that you as members of the Fifty-ninth General Assembly will arrive at a program which will combine the best resources of government, private enterprise and the groups providing health care, to solve the housing and economic problems of domiciliary and health care for the aged in Iowa. Such a program should include enabling legislation authorizing participation by this state in the provisions of the Kerr-Mills Bill granting medical care for the aged as well as legislation permitting local political subdivisions, following an election by its citizens, to provide nursing homes and homes for the aged in their communities if they so desire.

Historically, Iowa's economy has been termed "agricultural" in nature. The first half of the twentieth century has seen a healthy evolution of the partnership between agriculture and industry in our state. Today we have an ideal and fertile climate for the greater promotion of our state in the vital area of industry. Favorable tax laws coupled with a plentiful labor supply of excellent quality and our ideal location in the heart-land of our continent present conditions which are attractive not only to our existing industry but also to those companies seeking new locations.

It is not, however, sufficient for us to say that we have what it takes for promotion of these valuable assets. We must strive to do something about them. This necessitates an aggressive program of salesmanship for our state including promotion of Iowa as the land of opportunity for new industries, promotion of our existing industries, development of our outstanding labor supply, and last, and by no means least the advancement of our basic industry, agriculture, all of which will provide a better future for our children.

This means a challenge for you and me, today, and not tomorrow, for the need is with us now to develop a better Iowa. We are all immensely proud of the outstanding achievements in their respective fields by Dr. Spedding at the Institute for Atomic Research at Iowa State University at Ames, and Dr. Van Allen of the Department of Physics at the State University of Iowa at Iowa City which chart for us the course of the future in technological and scientific development. In order that we may meet the challenge of today in the fields of agriculture, industry and scientific development, it is vital that we develop the proper climate here at home through our Iowa Development Commission and promote our many assets beyond our borders. It is not enough to say that one state department or agency should do this work since it is the obligation of all Iowans, whether a part of state government or not, to put their shoulder to the wheel and do their best to promote a greater Iowa.

You and I as elected officials of this great state have a deeper obligation which extends over the length and breadth of state government and that is, through the laws of this state as well as through its administration, to operate state government at the greatest peak of efficiency and economy that is possible. This should be true in any year but it is especially true in the coming biennium when our people are carrying an ever-increasing tax burden and are entitled to the best use of their tax dollar. I share with you

the view that full and complete collection of the taxes now authorized by law must be effected by our tax commission and I pledge to you that I will do all in my power to assist in this vital task.

The budget hearings provided for me and your colleagues on the budget and financial control committee a unique opportunity to inquire into the operations of our state departments and agencies. As a result of these hearings and my studies and personal experiences in state government, I am convinced that the purchasing practices of state government should be drastically revised so that the lowest prices can be obtained for volume purchases.

Not only consolidation of purchases but consolidation of the many machine records operations at the seat of government will provide for the taxpayer the greatest return on his investment in government. The solution to a number of these problems can, I am sure, be obtained by administrative cooperation but it is possible that legislation may be required and if this is so, I shall confer with you during the course of the legislative session.

Additionally, the budget hearings disclosed a continuing complaint by agency heads of the competition provided by other states and the outside business world for their skilled employees. This problem can, in my opinion, be solved by the enactment of a civil service system which will provide open competition for employment, selection on the basis of ability, equal pay for equal work, and career employees who can and will give their best to government service in Iowa without fear of the results of the next election or the requirement of having to participate in a political campaign in order to insure their jobs.

You and I have the unique opportunity at the present time to complain as taxpayers about the cost of government and, best of all, the good fortune to be able, through appropriate legislation, to provide a more efficient government for ourselves and our constituents. The enactment of a civil service law, a restudy of the Brookings Report of the 1930's, a review of the Little Hoover Committee report and its recommendations, and the views of the recent Interim Tax Study Committee should be considered so that needed changes which provide economy and efficiency in government can be adopted at this session.

These problems, which I have discussed today, are most assuredly not all of the problems facing the people of Iowa. No doubt many of you can think of other problems which are also of great importance. Frankly, I would like to visit with you today about not only each of the issues which I have mentioned but also the many others which are of concern to Iowans. As you know the budget message of the executive will contain a discussion of the fiscal problems to be considered by you during this period. Suffice it to say that you and I will be counselling together many times during the course of the legislative session ahead concerning the problems and solutions for a greater Iowa.

As stated at the outset, it is my belief that the people of Iowa expect, deserve, and must have as efficient and economical a government as it is humanly possible to provide. It is likewise the right of our people to be fully informed concerning the operation of their state government, and it is my intention to provide this flow of information during the course of our administration to the best of my ability so that our friends and neighbors may know and take a greater interest in government, which is theirs.

During the months ahead, you, the elected legislators of Iowa, have an opportunity which is unparalleled to provide a legislative program of vision and progress for the people of our state. They are watching you with confidence that such a program will be the result of your efforts. In all

humility I want you to know that I am proud to have the opportunity to be associated with you, the Fifty-ninth General Assembly, in the work which lies ahead. At any time that I can be of assistance to you in any way, either individually or collectively, my door will always be open. With the ever-present help of the Almighty, I am confident that the challenge will be met and that the work will be done.

The benediction was offered by the Reverend J. Stanley Schmidt, pastor, First Presbyterian Church, Boone, Iowa.

Our Father in Heaven, grant unto us now the ability to experience Thy presence in our midst.

We ask Thy blessing to be upon Norman Erbe and William Mooty and all other elected and appointed officials of this state. Grant to them the wisdom to realize that it is better to fail in a cause that will ultimately succeed than to succeed in a cause that will ultimately fail.

May Thy will be done in this state and may Thy program be carried out, above party and personality, beyond time and circumstance, for the good of the citizens of Iowa and the welfare of the nation. May the Lord bless you and keep you and the Lord make His face shine upon you and be gracious unto you and the Lord lift up His countenance upon you and give you peace —in the name of the Father and the Son and the Holy Spirit. Amen.

Governor Norman A. Erbe was escorted from the House chamber by the committee previously appointed.

Senator Lynes of Bremer moved that the reading of the minutes of the joint convention be dispensed with.

The motion prevailed.

Naden of Webster moved that the joint convention be now dissolved.

Motion prevailed.

The Senate returned to the Senate chamber, President pro tempore Long presiding.

PRESENTATION OF LIEUTENANT GOVERNOR MOOTY

Senator Lynes moved that a committee of three be appointed to escort the Honorable W. L. Mooty, Lieutenant Governor, to the President's station, which motion prevailed, and the Chair appointed as such committee Senators Stuart, Gray and Frommelt.

The committee waited upon Lieutenant Governor Mooty.

President pro tempore Long presented Lieutenant Governor Mooty who said:

Thank you, Senator Long.

MEMBERS OF THE SENATE OF THE FIFTY-NINTH GENERAL ASSEMBLY: The press of inaugural arrangements makes it necessary for me to limit my remarks. As you know, the reception line is now forming in the Governor's chambers. We certainly don't want that reception delayed. Today is one

of the highlights of my life. I want to express my sincere appreciation to the citizens of the State of Iowa for electing me to this high office.

As good Iowans and good Americans, we must unite in the all-important cause of freedom and good government, which is, I am sure, the paramount issue in the minds of all public servants. To serve as Lieutenant Governor and to preside over this select group is indeed a privilege and a challenge. My service as Speaker of the House of Representatives in the Fifty-seventh General Assembly will, I hope, help me in successfully carrying out my duties as presiding officer of the Senate.

Time does not permit a discussion of the various problems that we will be considering together during the coming session, but I feel that our basic aim should be to provide good legislation for a forward-moving state.

With God's help, I will strive to meet the challenge which lies ahead. In carrying out the duties of this office, I humbly seek the cooperation and help of every member of the Senate and trust that the legislation that is passed this session will be in the best interest of all of the people of the State of Iowa.

Thank you very kindly.

Senator Lynes asked and received unanimous consent that the foregoing remarks be printed in the Senate Journal.

APPOINTMENT OF SECRETARY TO LIEUTENANT GOVERNOR

Lieutenant Governor Mooty announced the appointment of Mrs. Ruth Mosher of Polk County as his secretary. Mrs. Mosher appeared before the bar of the Senate and was duly sworn.

Senator Putney took the chair at 2:00 p.m.

On motion of Senator Dykhouse, and in accordance with House Concurrent Resolution 3 duly adopted, the Senate adjourned until 11:00 a.m., Monday, January 16, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 16, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Don Jafvert, pastor of the First Presbyterian Church, Grundy Center, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Schroeder for the day on request of Senator Shaff.

PETITIONS

By Senator Coleman, from seventy-three citizens of Webster County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Frommelt, from twenty-five citizens of Dubuque County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

INTRODUCTION OF BILLS

Senate File 8, by Senators Hansen, Walker and Hoschek, a bill for an act to permit investment of trust funds in shares of mutual funds.

Read first and second times and passed on file.

Senate Joint Resolution 2, by Senators Gilmour, Hill, Frommelt and Wolf, a joint resolution proposing a constitutional amendment relating to constitutional convention.

Read first and second times and passed on file.

Senate File 9, by Senators Butler, Coleman and Vance, a bill for an act to amend section one hundred fifty-five point twenty (155.20), Code 1958, relating to restricted drugs and medicines.

Read first and second times and passed on file.

Senate File 10, by Senators Butler, Coleman and Vance, a bill for an act to amend sections one hundred forty-seven point twenty-four (147.24) and one hundred forty-seven point eighty (147.80), Code 1958, to increase per diem compensation of members of examining boards and to increase license fees.

Read first and second times and passed on file.

Senate File 11, by Senators Butler, Coleman and Vance, a bill for an act to amend chapter two hundred four (204), Code 1958, to increase the penalties for narcotic violations and to authorize the state chemists to analyze drugs and devices.

Read first and second times and passed on file.

Senate File 12, by Senator Shaff, a bill for an act relating to the issuance of bonds for school purposes.

Read first and second times and passed on file.

Senate File 13, by Senator Shaff, a bill for an act to add a new section to chapter four hundred eight (408), Code 1958, relating to the issuance of sewer bonds by cities and towns.

Read first and second times and passed on file.

Senate File 14, by Senators O'Malley Dykhouse and Schroeder, 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 15, by Senators O'Malley, Dykhouse and Schroeder, 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 16, by Senators Hoxie, Shoeman, Grimstead and Getting, a bill for an act to amend chapter four hundred twenty-six (426), Code 1958, relating to the agricultural land tax credit.

Read first and second times and passed on file.

Senate File 17, by Senator Dykhouse, a bill for an act to set up standards and restrictions for legislation that grants general and specific powers to boards, commissions, and agencies.

Read first and second times and passed on file.

Senate File 18, by Senators Hill, Elijah, Wolf and Weber, 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 19, by Senators Hansen, Eppers, Hoxie, Hill and Hoschek, a bill for an act to create a "Youth Honor Day."

Read first and second times and passed on file.

President Mooty announced the appointment of the following standing committees:

STANDING COMMITTEES OF THE FIFTY-NINTH GENERAL ASSEMBLY

AGRICULTURE

Walker—	Curran	Hoxie	Potter
Chairman	Elijah	Lucken	Prentis
Getting*	Elvers	Lynes	Putney
Buck	Gray	Moore	Shoeman
Coleman	Hill	Phelps	Wilson

APPROPRIATIONS

Putney—	Frommelt	Mincks	Scott
Chairman	Getting	Moore	Shoeman
Prentis*	Gray	Nolan	Stuart
Brown	Grimstead	Nystrom	Van Eaton
Buck	Hoxie	O'Malley	Walker
Coleman	Long	Price	Wearin
Curran	Lucken	Rigler	Weber
Eppers	Lynes	Schroeder	Wolf
Flatt			

BANKS, BUILDING AND LOAN

Butler—	Elijah	Long	Vance
Chairman	Frommelt	Lucken	Walker
Scott*	Getting	Moore	Wearin
Brown	Hansen	Rigler	Weber
Curran			

BOARD OF CONTROL

Hoxie—	Brown	Hoschek	Shoeman
Chairman	Cowden	Putney	Weber
Buck*	Grimstead	Scott	Wolf

CITIES AND TOWNS

Van Eaton—	Dykhouse	O'Malley	Wiley
Chairman	Frommelt	Schroeder	Wolf
Shaff*	Long	Stuart	

CLAIMS

Turner—	Grimstead*	Gilmour	Walter
Chairman	Cowden	Phelps	

COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES

Fischer—	Putney*	Elvers	Scott
Chairman	Cowden	Mincks	

CONSERVATION

Dykhouse—	Coleman	Long	Stuart
Chairman	Eppers	Lucken	Van Eaton
Curran*	Getting	Putney	Walter
Brown	Hansen	Rigler	Wilson
Butler			

*Indicates ranking member.

ENROLLED BILLS

Cowden—	Potter*	Curran	
Chairman			

GOVERNMENTAL AFFAIRS

Grimstead—	Flatt	Potter	Turner
Chairman	Gilmour	Prentis	Vance
Nolan*	Lynes		

HIGHWAYS

Nolan—	Hansen	Prentis	Van Eaton
Chairman	Hoschek	Price	Walker
Dykhouse*	Lynes	Rigler	Walter
Coleman	Nystrom	Schroeder	Wiley
Grimstead	Phelps		

INDUSTRIAL RELATIONS

Weber—	Fisher	Gray	Lynes
Chairman	Flatt	Hoschek	Mincks
Shoeman*	Frommelt	Hoxie	Wearin
Curran			

INSURANCE

Shaff—	Frommelt	Long	Price
Chairman	Gray	Lynes	Shoeman
Nystrom*	Hansen	Nolan	Walker
Brown			

IOWA DEVELOPMENT

Wearin—	Fisher	Prentis	Wiley
Chairman	Gilmour	Stuart	
Van Eaton*	Mincks	Walter	

JUDICIARY 1

Stuart—	Elijah	Long	Shaff
Chairman	Fisher	Nolan	Wearin
Vance*	Gilmour	O'Malley	Wolf
Coleman	Grimstead	Scott	
Cowden	Hoxie		

JUDICIARY 2

Schroeder—	Elvers	Lynes	Turner
Chairman	Eppers	Putney	Wiley
Rigler*	Gray		

LEGISLATIVE REDISTRICTING

Vance—	Long	Nystrom	Stuart
Chairman	Lucken	Schroeder	Van Eaton
O'Malley*	Lynes	Shaff	Wolf
Flatt	Moore	Shoeman	

MANUFACTURING, COMMERCE AND TRADE

Gray—	Walker*	Hill	Wilson
Chairman	Elvers	Nystrom	

MILITARY AFFAIRS

Flatt—	Butler*	Nystrom	Shaff
Chairman	Eppers	Potter	

PRINTING

Lucken—	Cowden*	Gilmour	Potter
Chairman	Fisher	Grimstead	

*Indicates ranking member.

PUBLIC HEALTH

Shoeman—	Cowden	Nolan	Vance
Chairman	Dykhouse	O'Malley	Wearin
Phelps*	Hoschek	Putney	
Butler	Moore		

PUBLIC LANDS AND BUILDINGS

Wiley—	Weber*	Hill	Wilson
Chairman	Eppers	Turner	

PUBLIC UTILITIES

Scott—	Brown	Dykhouse	Van Eaton
Chairman	Butler	O'Malley	Wiley
Turner*	Curran		

RULES

Long—	Dykhouse	Hansen	Nolan
Chairman	Elijah	Hill	Phelps
Lynes*	Elvers	Lucken	Schroeder
Buck			

SCHOOLS AND EDUCATIONAL INSTITUTIONS

Rigler—	Fisher	Hoschek	Walker
Chairman	Flatt	Hoxie	Wearin
Stuart*	Getting	O'Malley	Weber
Elijah	Gilmour	Price	Wilson
Elvers	Gray	Shaff	Wolf

SOCIAL SECURITY

Buck—	Fisher	Hoschek	Rigler
Chairman	Flatt	O'Malley	Schroeder
Elijah*	Hill	Price	Walker
Curran			

TAX REVISION

Elijah—	Cowden	Phelps	Vance
Chairman	Mincks	Potter	Walter
Price*	Nystrom	Prentis	Wiley

TRANSPORTATION AND HIGHWAY SAFETY

Price—	Butler	Hansen	Shoeman
Chairman	Coleman	Hoxie	Turner
Fisher*	Dykhouse	Moore	Vance
Brown	Eppers	Nystrom	Wiley
Buck	Gray	Prentis	

WATER RIGHTS

Getting—	Butler	Hansen	Turner
Chairman	Elvers	Lucken	Wilson
Hoxie*	Flatt		

WAYS AND MEANS

Prentis—	Frommelt	Mincks	Van Eaton
Chairman	Getting	Phelps	Walter
Schroeder*	Gilmour	Price	Weber
Buck	Hill	Scott	Wilson
Elijah	Long	Shaff	

*Indicates ranking member.

SENATORS AND THEIR RESPECTIVE COMMITTEES
Fifty-ninth General Assembly

SENATOR BROWN		
Appropriations	Board of control	Public utilities
Banks, building and loan	Conservation	Transportation and highway safety
	Insurance	
SENATOR BUCK		
Social security—Chairman	Agriculture	Transportation and highway safety
Board of control*	Appropriations	Ways and means
	Rules	
SENATOR BUTLER		
Banks, building and loan—Chairman	Conservation	Transportation and highway safety
Military affairs*	Public health	Water rights
	Public utilities	
SENATOR COLEMAN		
Agriculture	Highways	Transportation and highway safety
Appropriations	Judiciary 1	
Conservation		
SENATOR COWDEN		
Enrolled bills—Chairman	Claims	Judiciary 1
Printing*	Compensation of public officers and employees	Public health
Board of control		Tax revision
SENATOR CURRAN		
Conservation*	Banks, building and loan	Industrial relations
Agriculture	Enrolled bills	Public utilities
Appropriations		Social security
SENATOR DYKHOUSE		
Conservation—Chairman	Cities and towns	Rules
Highways*	Public health	Transportation and highway safety
	Public utilities	
SENATOR ELIJAH		
Tax revision—Chairman	Banks, building and loan	Schools and educational institutions
Social security*	Judiciary 1	Ways and means
Agriculture	Rules	
SENATOR ELVERS		
Agriculture	Judiciary 2	Schools and educational institutions
Compensation of public officers and employees	Manufacturing, commerce and trade	Water rights
	Rules	
SENATOR EPPERS		
Appropriations	Military affairs	Transportation and highway safety
Conservation	Public lands and buildings	
Judiciary 2		
SENATOR FISHER		
Compensation of public officers and employees—Chairman	Industrial relations	Schools and educational institutions
	Iowa development	Social security
Transportation and highway safety*	Judiciary 1	
	Printing	

*Indicates ranking member.

SENATOR FLATT

Military affairs—Chairman
Appropriations
Governmental affairs
Industrial relations
Legislative redistricting
Schools and educational institutions
Social security
Water rights

SENATOR FROMMELT

Appropriations
Banks, building and loan
Cities and towns
Industrial relations
Insurance
Ways and means

SENATOR GETTING

Water rights—Chairman
Agriculture*
Appropriations
Banks, building and loan
Conservation
Schools and educational institutions
Ways and means

SENATOR GILMOUR

Claims
Governmental affairs
Iowa development
Judiciary 1
Printing
Schools and educational institutions
Ways and means

SENATOR GRAY

Manufacturing, commerce and trade—Chairman
Agriculture
Appropriations
Industrial relations
Insurance
Judiciary 2
Schools and educational institutions
Transportation and highway safety

SENATOR GRIMSTEAD

Governmental affairs—Chairman
Claims*
Appropriations
Board of control
Highways
Judiciary 1
Printing

SENATOR HANSEN

Banks, building and loan
Conservation
Highways
Insurance
Rules
Transportation and highway safety
Water rights

SENATOR HILL

Agriculture
Manufacturing, commerce and trade
Public lands and buildings
Rules
Social security
Ways and means

SENATOR HOSCHEK

Board of control
Highways
Industrial relations
Public health
Schools and educational institutions
Social security

SENATOR HOXIE

Board of control—Chairman
Water rights*
Agriculture
Appropriations
Industrial relations
Judiciary 1
Schools and educational institutions
Transportation and highway safety

SENATOR LONG

Rules—Chairman
Appropriations
Banks, building and loan
Cities and towns
Conservation
Insurance
Judiciary 1
Legislative redistricting
Ways and means

SENATOR LUCKEN

Printing—Chairman
Agriculture
Appropriations
Banks, building and loan
Conservation
Legislative redistricting
Rules
Water rights

*Indicates ranking member.

SENATOR LYNES

Rules*
Agriculture
Appropriations
Governmental affairs
Highways
Industrial relations
Insurance
Judiciary 2
Legislative redistricting

SENATOR MINCKS

Appropriations
Compensation of public officers and employees
Industrial relations
Iowa development
Tax revision
Ways and means

SENATOR MOORE

Agriculture
Appropriations
Banks, building and loan
Legislative redistricting
Public health
Transportation and highway safety

SENATOR NOLAN

Highways—Chairman
Governmental affairs*
Appropriations
Insurance
Judiciary 1
Public health
Rules

SENATOR NYSTROM

Insurance*
Appropriations
Highways
Legislative redistricting
Manufacturing, commerce and trade
Military affairs
Tax revision
Transportation and highway safety

SENATOR O'MALLEY

Legislative redistricting*
Appropriations
Cities and towns
Judiciary 1
Public health
Public utilities
Schools and educational institutions
Social security

SENATOR PHELPS

Public health*
Agriculture
Claims
Highways
Rules
Tax revision
Ways and means

SENATOR POTTER

Enrolled bills*
Agriculture
Governmental affairs
Military affairs
Printing
Tax revision

SENATOR PRENTIS

Ways and means—Chairman
Appropriations*
Agriculture
Governmental affairs
Highways
Iowa development
Tax revision
Transportation and highway safety

SENATOR PRICE

Transportation and highway safety—Chairman
Tax revision*
Appropriations
Highways
Insurance
Schools and educational institutions
Social security
Ways and means

SENATOR PUTNEY

Appropriations—Chairman
Compensation of public officers and employees*
Agriculture
Board of control
Conservation
Judiciary 2
Public health

*Indicates ranking member.

	SENATOR RIGLER	
Schools and educational institutions—Chairman	Appropriations	Conservation
Judiciary 2*	Banks, building and loan	Highways
		Social security
	SENATOR SCHROEDER	
Judiciary 2—Chairman	Highways	Rules
Ways and means*	Legislative redistricting	Social security
Appropriations		
Cities and towns		
	SENATOR SCOTT	
Public utilities—Chairman	Board of control	Judiciary 1
Banks, building and loan*	Compensation of public officers and employees	Ways and means
Appropriations		
	SENATOR SHAFF	
Insurance—Chairman	Legislative redistricting	Schools and educational institutions
Cities and towns*	Military affairs	Ways and means
Judiciary 1		
	SENATOR SHOEMAN	
Public health—Chairman	Appropriations	Legislative redistricting
Industrial relations*	Board of control	Transportation and highway safety
Agriculture	Insurance	
	SENATOR STUART	
Judiciary 1—Chairman	Appropriations	Iowa development
Schools and educational institutions*	Cities and towns	Legislative redistricting
	Conservation	
	SENATOR TURNER	
Claims—Chairman	Judiciary 2	Transportation and highway safety
Public utilities*	Public lands and buildings	Water rights
Governmental affairs		
	SENATOR VANCE	
Legislative redistricting—Chairman	Banks, building and loan	Tax revision
Judiciary 1*	Governmental affairs	Transportation and highway safety
	Public health	
	SENATOR VAN EATON	
Cities and towns—Chairman	Conservation	Public utilities
Iowa development*	Highways	Ways and means
Appropriations	Legislative redistricting	
	SENATOR WALKER	
Agriculture—Chairman	Highways	Schools and educational institutions
Banks, building and loan*	Insurance	Social security
Appropriations	Manufacturing, commerce and trade	
	SENATOR WALTER	
Claims	Highways	Tax revision
Conservation	Iowa development	Ways and means

*Indicates ranking member.

	SENATOR WEARIN	
Iowa development—Chairman	Banks, building and loan	Public health
Appropriations	Industrial relations	Schools and educational institutions
	Judiciary 1	
	SENATOR WEBER	
Industrial relations—Chairman	Appropriations	Schools and educational institutions
Public lands and buildings*	Banks, building and loan	Ways and means
	Board of control	
	SENATOR WILEY	
Public lands and buildings—Chairman	Iowa development	Tax revision
Cities and towns	Judiciary 2	Transportation and highway safety
Highways	Public utilities	
	SENATOR WILSON	
Agriculture	Public lands and buildings	Water rights
Conservation	Schools and educational institutions	Ways and means
Manufacturing, commerce and trade		
	SENATOR WOLF	
Appropriations	Judiciary 1	Schools and educational institutions
Board of control	Legislative redistricting	
Cities and towns		

*Indicates ranking member.

Senator Gilmour rose on a point of personal privilege and addressed the Senate.

Senator Hill asked unanimous consent that the remarks of Senator Gilmour be printed in the Senate Journal.

Objection was raised.

Senator Mincks rose on a point of personal privilege and addressed the Senate.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House Concurrent Resolution 4, providing for two members of the House and two members of the Senate to attend a meeting in Chicago for the purpose of developing a study of uniform agricultural legislation etc. The Speaker appoints, on the part of the House, Camp of Clinton and Walter of Hardin.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 4

Whereas, the State of Illinois has recently established a Commission to Study Interstate Shipping and Sale of Agricultural Commodities; and

Whereas, it is desired to form a midwest organization to encourage the

adoption of a federal farm program that will not be embroiled in political manipulations; and

Whereas, a meeting of eight midwest states has been called in Chicago on January 17 and 18 for the purpose of developing a study of uniform agricultural legislation to develop marketing orders and other programs of value to them and administered by them;

Now, Therefore, Be It Resolved by the House, the Senate Concurring, That the Speaker of the House appoint two members of the House and that the President of the Senate appoint two members of the Senate to attend this midwest meeting on January 17 and 18, 1961.

Be It Further Resolved that the expenses of this committee of four are hereby authorized.

HOUSE MESSAGE CONSIDERED

Senator Lynes asked and received unanimous consent to take up House Concurrent Resolution 4.

Senator Putney asked and received unanimous consent that the rules be suspended and that House Concurrent Resolution 4 be taken up for consideration at this time.

Senator Walker moved the adoption of House Concurrent Resolution 4.

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

Senator Wolf asked unanimous consent that action on House Concurrent Resolution 4 be temporarily deferred for the purpose of filing an amendment thereto.

Objection was raised.

Roll call was demanded.

On the question "Shall the rules be suspended for the purpose of filing an amendment?" the vote was:

Ayes, 27:

Brown	Gilmour	Nolan	Stuart
Buck	Hansen	O'Malley	Walter
Coleman	Hill	Potter	Wearin
Elijah	Hoschek	Prentis	Weber
Elvers	Hoxie	Putney	Wilson
Eppers	Mincks	Scott	Wolf
Frommelt	Moore	Shaff	

Nays, 22:

Butler	Getting	Nystrom	Turner
Cowden	Gray	Phelps	Vance
Curran	Grimstead	Price	Van Eaton
Dykhouse	Long	Rigler	Walker
Fisher	Lucken	Shoeman	Wiley
Flatt	Lynes		

Absent or not voting, 1:
Schroeder

The motion having failed to receive a constitutional and two-thirds majority was declared to have failed to be adopted.

Senator Nolan rose on a point of personal privilege and asked and received unanimous consent that permission be granted for the filing of an amendment to the resolution.

Senator Wolf offered the following amendment:

Amend House Concurrent Resolution 4 by inserting after the word "members" in line 15, the following: ", one Republican and one Democrat,".

Senator Wolf asked and received unanimous consent to withdraw the amendment.

Senator Walker renewed his motion for the adoption of the resolution.

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

Ayes, 47:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gilmour	Nystrom	Turner
Coleman	Gray	O'Malley	Van Eaton
Cowden	Grimstead	Phelps	Walker
Curran	Hansen	Potter	Walter
Dykhouse	Hill	Prentis	Wearin
Elijah	Hoschek	Price	Weber
Elvers	Hoxie	Putney	Wiley
Eppers	Lucken	Rigler	Wilson
Fisher	Lynes	Scott	Wolf
Flatt	Mincks	Shaff	

Nays, 1:
Long

Absent or not voting, 2:
Schroeder Vance

The resolution having received a constitutional and two-thirds majority was declared to have been adopted.

In accordance with House Concurrent Resolution 4 duly adopted, the President appointed on the part of the Senate Senators Walker and Getting.

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

Read first and second times and passed on file.

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

SENATE CONCURRENT RESOLUTION 4
By Nolan

Whereas, by the terms of Chapter 426, Acts of the Fifty-eighth General Assembly, there was created a special committee known as the Road Study Committee composed of three (3) members of the Senate, three (3) members of the House of Representatives, two municipal officers chosen by the governing body of the Iowa League of Municipalities, a county supervisor chosen by the Iowa County Supervisors Association, and a member of the Iowa State Highway Commission, having the duty and authority to study any aspect of the service of providing roads for Iowa citizens, including therein all primary highways, interstate highways, secondary roads, farm-to-market roads and municipal streets, and were directed to make recommendations to the Fifty-ninth General Assembly on matters of management, financing, safety, construction and maintenance of our highway system and,

Whereas the report of such committee was, by the terms of the foregoing-numbered Act to be submitted to the Governor and the members of the Fifty-ninth General Assembly at least two (2) months prior to the convening of that assembly, but due to circumstances beyond its control the committee was unable to perform this duty within the time designated, and

Whereas two of the three members appointed from the Senate of the Fifty-eighth General Assembly are not members of the Fifty-ninth General Assembly, it is desirable and in the public interest that the committee as presently constituted be continued and that the time for making its report and recommendations to the Fifty-ninth General Assembly be extended.

Now Therefore Be It Resolved by the Senate, the House Concurring, that the continuity of the said committee as created and functioning during the Fifty-eighth General Assembly be and is hereby confirmed; that the tenure of the foregoing special committee created by the Fifty-eighth General Assembly be and is hereby extended for a period of thirty (30) days from this date; that the membership of the committee as created and operating under the provisions of Chapter 426, Acts of the Fifty-eighth General Assembly be retained during the extended period; that the powers and duties of the said committee as specified in said Chapter 426 control all of its activities, powers and duties during such extended period and until the directions of said Chapter 426 have been complied with and the report therein provided for made.

The motion prevailed and the resolution was adopted.

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

The Senate reconvened, President Mooty presiding.

APPOINTMENT OF PAGES TO LIEUTENANT GOVERNOR AND SECRETARY OF THE SENATE

Lieutenant Governor Mooty announced the appointment of Robert W. Goodwin of Warren County as his page, and the appointment of

Philip M. Reisetter of Hamilton County as the page to the Secretary of the Senate.

APPOINTMENT OF PAGES

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

Rodney J. Bennink of Guthrie County
Daniel J. Harman of Chickasaw County
David R. Parsons of Warren County
Richard W. Kelso of Polk County

The above named pages appeared before the desk of the Lieutenant Governor and were duly sworn.

SENATE CONCURRENT RESOLUTION 5
By Mincks

Whereas, by the terms of Chapter 425, Acts of the Fifty-eighth General Assembly, there was created a special committee known as the Public Assistance Study Committee composed of six (6) members of the Senate and six (6) members of the House of Representatives, having the duty and authority to inquire into and examine all matters related to public assistance in Iowa, including but not limited to Old Age Assistance, Aid to the Blind, Aid to Dependent Children, Soldiers Relief and County Poor Relief, and the administration and supervision thereof, at the state and local level, and were directed to make recommendations to the Fifty-ninth General Assembly and

Whereas the report of such committee was, by the terms of the foregoing numbered Act to be submitted to the Fifty-ninth General Assembly within ten (10) days after convening and

Whereas three (3) members of this committee are not members of the Fifty-ninth General Assembly, it is desirable and in the public interest that the committee as presently constituted be continued and that the time for making its report and recommendations to the Fifty-ninth General Assembly be extended.

Now Therefore Be It Resolved by the Senate, the House Concurring, that the continuity of the said committee as created and functioning during the Fifty-eighth General Assembly be and is hereby confirmed; that the tenure of the foregoing special committee created by the Fifty-eighth General Assembly be and is hereby extended for a period of twenty (20) days from this date; that the membership of the committee as created and operating under the provisions of Chapter 425, Acts of the Fifty-eighth General Assembly be retained during the extended period; that the powers and duties of the said committee as specified in said Chapter 425 control all of its activities, powers and duties during such extended period and until the directions of said Chapter 425 have been complied with and the report therein provided for made.

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, 2:00 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, 3:00 p.m., Room 22
Claims—Thursday, 8:30 a.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
Industrial Relations—Monday, 3:00 p.m., Room 24
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
Legislative Redistricting—Thursday, 1:00 p.m., Room 24
Manufacturing, Commerce and Trade—Monday, 2:00 p.m., Room 24
Military Affairs—Wednesday, 1:00 p.m., Room 23
Printing—Tuesday, 1:00 p.m., Room 24
Public Health—Tuesday, 3:00 p.m., Room 24
Public Lands and Buildings—Thursday, 1:30 p.m., Room 23
Public Utilities—Thursday, 1:00 p.m., Room 22
Rules—On call of chairman
Schools and Educational Institutions—Monday, 1:30 p.m., Room 22
Social Security—Wednesday, 1:00 p.m., Room 24
Tax Revision—Monday, 1:30 p.m., Room 24
Transportation and Highway Safety—Thursday, 3:00 p.m., Room 24
Water Rights—Tuesday, 1:00 p.m., Room 23
Ways and Means—Wednesday, 2:30 p.m., Room 24

CHARLES S. VAN EATON, *Chairman.*
DEWEY B. PHELPS.
LYNN POTTER.

SENATE CONCURRENT RESOLUTION 6

By Lynes

Be It Resolved by the Senate, the House Concurring: That when adjournment is had on Friday, February 24, 1961, it be to reconvene on Monday, March 6, 1961, at 11:00 a.m.

RESIGNATION OF EMPLOYEES

Senator Putney announced the resignation of the following employees on the joint legislative payroll: Claude Cozad, James Scott and David C. Sperry, all of Polk County, as janitors effective January 9, 1961; Herman Wm. Rinne as head policeman and Joe Patrick as policeman, both of Polk County, effective January 9, 1961.

Senator Putney announced the resignation of Carrie Randle as Senate matron effective January 10, 1961.

APPOINTMENT OF EMPLOYEES

Senator Putney announced the appointment of Joe Patrick as head policeman and Herman Wm. Rinne as policeman, both of Polk County, effective January 9, 1961.

Senator Putney announced the appointment of Clarence F. Kehoe of Polk County as janitor effective January 11, 1961.

BILLS ASSIGNED TO COMMITTEES

President Mooty announced the following assignment of bills to committee:

S.J.R.	1	Legislative redistricting
S.J.R.	2	Judiciary 1
S. F.	1	Appropriations
S. F.	2	Governmental affairs
S. F.	3	Judiciary 1
S. F.	4	Governmental affairs
S. F.	5	Schools and educational institutions
S. F.	6	Schools and educational institutions
S. F.	7	Cities and towns
S. F.	8	Judiciary 1
S. F.	9	Public health
S. F.	10	Compensation of public officers and employees
S. F.	11	Judiciary 1
S. F.	12	Schools and educational institutions
S. F.	13	Cities and towns
S. F.	14	Highways
S. F.	15	Governmental affiairs
S. F.	16	Appropriations
S. F.	17	Judiciary 1
S. F.	18	Judiciary 2
S. F.	19	Governmental affairs

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 18, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Warren Hile, pastor of the Christian Church, Osceola, Iowa.

PETITIONS

By Senator Brown, from members of the Palo Alto Soil Conservation Commission favoring an increased appropriation for soil conservation.

By Senator Schroeder, from ninety-two residents of Scott County in opposition to the Shaff plan for reapportionment.

INTRODUCTION OF BILLS

Senate File 33, by Senator Mincks, a bill for an act to permit counties to finance part of the cost of group insurance or hospital or medical service for county employees.

Read first and second times and passed on file.

Senate File 34, by Senators Elijah, Long and Weber, a bill for an act relating to the dram shop law.

Read first and second times and passed on file.

Senate File 35, by Senators Flatt, Hoxie, Shoeman and Wilson, a bill for an act relating to the Iowa national guard and the Iowa air national guard and to amend various sections of the Code relating thereto.

Read first and second times and passed on file.

Senate File 36, by Senators Long, Walker, Grimstead and Dykhouse, 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 37, by Senators Gilmour, Shaff, Wolf, Stuart, Schroeder, Long, O'Malley, Nolan, Vance and Turner, 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 38, by Senator Van Eaton, a bill for an act to establish a competitive system of merit scholarships for use by outstanding Iowa students in the public and private colleges and universities of the state, and make an appropriation therefor.

Read first and second times and passed on file.

Senate File 39, by Senator Hill, a bill for an act to prohibit the use, possession or control of X-ray machines for the purpose of shoe-fitting.

Read first and second times and passed on file.

Senate File 40, by Senators Nystrom, Lynes, Long, O'Malley, Fisher and Nolan, 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 appropriation therefor.

Read first and second times and passed on file.

Senate File 41, by Senator O'Malley, a bill for an act relating to the compensation of members of election boards and counting judges and clerks.

Read first and second times and passed on file.

Senate File 42, by Senator Schroeder, a bill for an act to legalize recording fees charged in certain counties.

Read first and second times and passed on file.

Senate Joint Resolution 3, by Senator O'Malley, a joint resolution proposing an amendment to the constitution of the State of Iowa, relating to the qualification of electors and the age at which qualified citizens shall be entitled to exercise the right of suffrage.

Read first and second times and passed on file.

Senate Joint Resolution 4, by Senator Gilmour, a joint resolution proposing to amend the constitution of the State of Iowa to provide for a unicameral legislature.

Read first and second times and passed on file.

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

SENATE CONCURRENT RESOLUTION 6
By Lynes

Be It Resolved by the Senate, the House Concurring: That when adjournment is had on Friday, February 24, 1961, it be to reconvene on Monday, March 6, 1961, at 11:00 a.m.

The motion prevailed and the resolution was adopted.

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

SENATE CONCURRENT RESOLUTION 5
By Mincks

Whereas, by the terms of Chapter 425, Acts of the Fifty-eighth General Assembly, there was created a special committee known as the Public Assistance Study Committee composed of six (6) members of the Senate and six (6) members of the House of Representatives, having the duty and authority to inquire into and examine all matters related to public assistance in Iowa, including but not limited to Old Age Assistance, Aid to the Blind, Aid to Dependent Children, Soldiers Relief and County Poor Relief, and the administration and supervision thereof, at the state and local level, and were directed to make recommendations to the Fifty-ninth General Assembly and

Whereas the report of such committee was, by the terms of the foregoing numbered Act to be submitted to the Fifty-ninth General Assembly within ten (10) days after convening and

Whereas three (3) members of this committee are not members of the Fifty-ninth General Assembly, it is desirable and in the public interest that the committee as presently constituted be continued and that the time for making its report and recommendations to the Fifty-ninth General Assembly be extended.

Now Therefore Be It Resolved by the Senate, the House Concurring, that the continuity of the said committee as created and functioning during the Fifty-eighth General Assembly be and is hereby confirmed; that the tenure of the foregoing special committee created by the Fifty-eighth General Assembly be and is hereby extended for a period of twenty (20) days from this date; that the membership of the committee as created and operating under the provisions of Chapter 425, Acts of the Fifty-eighth General Assembly be retained during the extended period; that the powers and duties of the said committee as specified in said Chapter 425 control all of its activities, powers and duties during such extended period and until the directions of said Chapter 425 have been complied with and the report therein provided for made.

The motion prevailed and the resolution was adopted.

COMMITTEE REPORT ADOPTED

On motion of Senator Van Eaton, the report of the committee on committee rooms, filed and found on pages 72 and 73 of the Senate Journal, was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 4, providing that the tenure of the Road Study Committee created by the Fifty-eighth General Assembly be extended for a period of thirty days.

Also: That the House has the passed following bill in which the concurrence of the Senate is asked:

House File 18, a bill for an act relating to an appropriation for legislative printing.

Also: That the House has adopted the following joint action by committee on employees in which the concurrence of the House was asked:

A joint action by committee on employees providing for the issuance of car stickers.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 18, a bill for an act relating to an appropriation for legislative printing.

Read first and second times and passed on file.

COMMITTEE APPOINTMENT

President Mooty announced the appointment of Senator Irving D. Long to the committee on appropriations.

APPOINTMENT OF EMPLOYEES

Senator Putney announced the appointment of Cecelia A. Carl of Polk County as Senate matron effective January 18, 1961, and Ted R. Hamilton of Polk County as janitor on the joint payroll effective January 18, 1961.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S. F. 20 Tax revision
S. F. 21 Social security
S. F. 22 Highways
S. F. 23 Banks, building and loan
S. F. 24 Judiciary 2
S. F. 25 Schools and educational institutions
S. F. 26 Judiciary 2
S. F. 27 Tax revision
S. F. 28 Governmental affairs

S. F. 29 Legislative redistricting
S. F. 30 Governmental affairs
S. F. 31 Conservation
S. F. 32 Public health

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 19, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Lawrence Athey, pastor of the Methodist Church, Newton, Iowa.

INTRODUCTION OF BILLS

Senate Joint Resolution 5, by Senator Gilmour, 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, the establishment of the ratio of representation in the House of Representatives and in the Senate, the manner of establishing representative and senatorial districts, the formation of a congressional, senatorial or representative district composed of two (2) or more counties or parts of two (2) or more counties, and the payment of compensation to senators whose terms shall expire by reason of redistricting before the time such terms would otherwise expire and who shall not be elected senators, by proposing to repeal section three (3) of article three (III) as amended in eighteen hundred eighty-four (1884) and nineteen hundred sixteen (1916), A. D., section four (4) of article three (III) as amended in eighteen hundred eighty (1880) and nineteen hundred twenty-six (1926), A. D., sections five (5) and six (6) of article three (III), section thirty-four (34) of article three (III) as amended in nineteen hundred four (1904) and nineteen hundred twenty-eight (1928), A. D., sections thirty-five (35) and thirty-six (36) of article three (III), as amended in nineteen hundred four (1904), A. D., and section thirty-seven (37) of article three (III), and proposing to adopt substitutes in lieu thereof, to redesignate section thirty-eight (38) of article three (III) as section thirty-nine (39) of article three (III), and to adopt a new section thirty-eight (38) of article three (III).

Read first and second times and passed on file.

Senate Joint Resolution 6, by Senators Hill, Brown, Gilmour, Potter, Frommelt, Hansen, Wolf, Moore, Walter, Mincks and Elvers, a joint resolution proposing an amendment to the constitution of the State of Iowa, to provide for an annual session of the General Assembly.

Read first and second times and passed on file.

Senate File 43, by Senator Schroeder, a bill for an act relating to the recording of instruments.

Read first and second times and passed on file.

Senate File 44, by Senators Putney, Buck, Weber, Hill, Dykhouse, Gray, Elijah, Gilmour and Wilson, a bill for an act relating to the operation of a motor vehicle while intoxicated; providing for the testing of body substances; providing for the administration of tests, revocation of operator's license, administrative hearings, judicial review, interpretation of tests, and proof in civil or criminal actions.

Read first and second times and passed on file.

Senate File 45, by Senator Schroeder, a bill for an act relating to miscellaneous fees collected by county recorders.

Read first and second times and passed on file.

Senate File 46, by Senator Stuart, a bill for an act to amend section one hundred thirty-five D point seven (135D.7), Code 1958, relating to mobile home parks.

Read first and second times and passed on file.

Senate File 47, by Senators Shoeman, Eppers, Gray, Moore, Nolan, Shaff, Butler and Coleman, a bill for an act to amend chapter one hundred forty-seven (147), Code 1958, relating to appointment of inspector by board of dental examiners and fixing compensation therefor, and relating to dental license renewal fees and the expenditure thereof.

Read first and second times and passed on file.

Senate File 48, by Senators Buck, Long, Fisher, Wilson, Shaff, Frommelt and Elijah, a bill for an act to require presidential electors to cast their ballots for the candidates of the political party which they represent.

Read first and second times and passed on file.

Senate File 49, by Senator Wiley, a bill for an act to amend section fifty-two point three (52.3), Code 1958, relating to voting machines.

Read first and second times and passed on file.

Senate File 50, by Senators Mincks and Frommelt, 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 51, by Senator Schroeder, a bill for an act to amend section three hundred twenty-one point two hundred ninety (321.290), Code 1958, relating to speed of motor vehicles.

Read first and second times and passed on file.

Senate File 52, by Senator Schroeder, a bill for an act to amend section three hundred twenty-seven point one (327.1), Code 1958, relating to motor vehicle truck operators.

Read first and second times and passed on file.

Senate File 53, by Senators Turner and Nolan, a bill for an act relating to the fees to be charged for the making of certified copies of documents, manuscripts, or records in the archives, and to amend section three hundred three point twelve (303.12), Code 1958.

Read first and second times and passed on file.

Senator Van Eaton submitted the following report and moved its adoption:

SUPPLEMENTAL REPORT OF COMMITTEE ON COMMITTEE ROOMS

Senator Van Eaton submitted the following revision in the assignment of committee rooms:

Agriculture—Wednesday, 9:00 a.m., Room 22
Public lands and buildings—Tuesday, 9:00 a.m., Room 24
Public utilities—Thursday, 1:30 p.m., Room 22
Tax revision—Tuesday, 2:30 p.m., Room 22

The motion prevailed and the report was adopted.

On motion of Senator Lynes, the Senate stood at ease until the fall of the gavel.

The Senate reconvened, President Mooty presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 6, providing for adjournment on Friday, February 24, 1961, to reconvene on Monday, March 6, 1961.

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 legalize the proceedings for the organization and establishment of the boundaries of Marcus Community School District in Cherokee and Plymouth Counties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 17, a bill for an act to legalize and validate the proceedings of board of directors of Marcus Community School District in Cherokee and Plymouth Counties.

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 to make a deficiency appropriation for salaries, support and maintenance of the state penitentiary.

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 legalize and validate proceedings providing for the organization, reorganization, enlargement, or change in boundaries of school corporations.

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 appropriation for teachers' retirement allowance and the amount of such allowance.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 16, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Marcus Community School District, in the counties of Cherokee and Plymouth, 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 17, a bill for an act to legalize and validate the proceedings of the board of directors of the Marcus Community School District, in the counties of Cherokee and Plymouth, 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 districts.

Read first and second times and passed on file.

House File 40, a bill for an act to make a deficiency appropriation for salaries, support and maintenance of the state penitentiary.

Read first and second times and passed on file.

House File 63, 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.

House File 65, a bill for an act relating to the appropriation for teachers' retirement allowance and the amount of such allowance.

Read first and second times and passed on file.

PRESENTATION OF VISITOR

Senator Brown asked and received unanimous consent to present to the Senate a former member of the Senate, Duane E. Dewel of Kossuth County, who was present in the Senate chamber.

PROOFS OF PUBLICATION

Published copy of House File 16 and verified proof of publication of said bill in the Marcus News on January 12, 1961, 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 17 and verified proof of publication of said bill in the Marcus News on January 12, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of Senate.

APPROPRIATIONS SUBCOMMITTEES FIFTY-NINTH GENERAL ASSEMBLY

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

BOARD OF CONTROL

Shoeman—	Coleman	Gray	Price
Chairman	Flatt	Hoxie	Scott

BOARD OF REGENTS

Stuart—	Moore	Nystrom	Wearin
Chairman	Nolan	Scott	Wolf
Lynes			

CONSERVATION

Long—	Curran	Frommelt	Moore
Chairman	Eppers	Lucken	Rigler

HIGHWAY COMMISSION

Lynes—	Coleman	Hoxie	Van Eaton
Chairman			

SCHOOL AID

Walker—	Buck	Nolan	Prentis
Chairman	Gray	O'Malley	Weber

SOCIAL WELFARE

Schroeder—Chairman	Buck	Mincks	Shoeman
	Long	O'Malley	

STATE DEPARTMENT

Prentis—Chairman	Flatt	Grimstead	Price
	Frommelt	Lucken	Walker
Brown	Getting	Nystrom	Wearin
Curran			

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R.	3	Judiciary 1
S.J.R.	4	Governmental affairs
S. F.	33	Governmental affairs
S. F.	34	Judiciary 2
S. F.	35	Military affairs
S. F.	36	Board of control
S. F.	37	Judiciary 1
S. F.	38	Schools and educational institutions
S. F.	39	Public health
S. F.	40	Schools and educational institutions
S. F.	41	Compensation of public officers and employees
S. F.	42	Governmental affairs
H. F.	18	Printing

AMENDMENTS FILED

Amend Senate File 2, section 1, by striking all of lines 6, 7 and 8 and inserting in lieu thereof the following: "one (1) percent of the total vote cast for the office of governor at the last previous general election, in the area for which it seeks to make a nomination."

JACOB GRIMSTEAD.

Amend Senate File 35 as follows:
By striking section 2 and section 3.

JOSEPH B. FLATT.

On motion of Senator Lynes, the Senate adjourned until 10:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 20, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Barry J. Ukena, pastor of the First Presbyterian Church, Greenfield, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Nolan for the day on request of Senator Wearin; Senator Moore for the day on request of Senator Frommelt.

PETITION

By Senator Rigler, from twenty-seven residents of Floyd and Cerro Gordo Counties favoring proposed legislation relating to the liability of cities in case of accident.

INTRODUCTION OF BILLS

Senate File 54, by Senators Getting, Elijah, Grimstead and Lucken, a bill for an act relating to the use of the revolving fund of cooperative associations.

Read first and second times and passed on file.

Senate File 55, by Senators Getting, Elijah, Grimstead and Lucken, a bill for an act relating to membership in non-stock associations.

Read first and second times and passed on file.

Senate File 56, by Senators Stuart and Rigler, a bill for an act to remove the restriction on alumni members of the state board of regents.

Read first and second times and passed on file.

Senate File 57, by Senators Rigler, Eppers, Hansen and Hoxie, a bill for an act to raise the minimum age for obtaining a motor vehicle operator's license to eighteen.

Read first and second times and passed on file.

Senate File 58, by Senator Potter, a bill for an act to amend section four hundred twenty-eight point seventeen (428.17), Code 1958, and section twenty-one (21) of chapter two hundred ninety-one (291), Acts of the Fifty-eighth General Assembly, to provide a uniform

method of evaluation of stock of merchandise of retail merchants for taxation.

Read first and second times and passed on file.

Senate File 59, 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 60, by Senators Gilmour, Buck, Hill, Wolf, Nystrom, O'Malley and Wearin, a bill for an act to provide for a bureau of state planning and a state planning council, and to provide an appropriation for such bureau and council.

Read first and second times and passed on file.

Senate File 61, by Senators Flatt and Cowden, a bill for an act relating to compensation of conservation officers.

Read first and second times and passed on file.

Senate File 62, by Senators O'Malley, Brown, Elvers, Gilmour, Hoschek, Moore and Potter, 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 63, by Senators Gilmour, Wolf, Elvers, Eppers, Frommelt and Potter, 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 to make an appropriation therefor.

Read first and second times and passed on file.

Senate File 64, by Senators Gilmour, Potter, Frommelt, Mincks, Hoschek and Moore, a bill for an act providing for the establishment of a college loan fund and making an appropriation therefor.

Read first and second times and passed on file.

Senate File 65, by Senators Grimstead, Rigler and Stuart, a bill for an act relating to tax exemption of personal property used for agricultural purposes.

Read first and second times and passed on file.

Senate File 66, by Senators Flatt, Hoxie, Shoeman and Wilson, a bill for an act relating to the Iowa national guard and the Iowa air national guard and to amend various sections of the Code relating thereto.

Read first and second times and passed on file.

Senate File 67, by Senators Hoxie, Gilmour and Fisher, a bill for an act to amend chapter two hundred eighty-two (282), Code 1958, relating to the age of children starting to school.

Read first and second times and passed on file.

Senate File 68, by Senator Mincks, a bill for an act relating to the public employees of the State of Iowa.

Read first and second times and passed on file.

Senate File 69, by Senators Mincks, Hoschek, O'Malley, Wolf, Frommelt, Hill and Gilmour, a bill for an act to prohibit practice in employment and in membership in labor unions based on age, sex, 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 70, by Senators Mincks and Wilson, a bill for an act relating to payment of claims for gas tax refunds.

Read first and second times and passed on file.

Senate File 71, by Senators Mincks and Price, a bill for an act to amend section three hundred twenty-one point twenty-five (321.25), Code 1958, so as to allow ten days in which to operate a new motor vehicle before receiving a registration plate.

Read first and second times and passed on file.

Senate File 72, by Senators Hansen, Schroeder, Flatt, Elijah, Butler and Cowden, 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 73, by Senator Walker, a bill for an act relating to congressional districts.

Read first and second times and passed on file.

Senate Joint Resolution 7, by Senator Dykhouse, a joint resolution proposing amendments to the Constitution of the State of Iowa re-

lating to the apportionment of Senators and Representatives in the General Assembly by proposing to repeal sections six (6) of Article Three (III), thirty-four (34), thirty-five (35) and thirty-six (36) of said Article Three (III) as adopted by amendment in 1904 A. D. and to repeal the amendment to section thirty-four (34) of Article Three (III) adopted in 1928 A. D. and to repeal section thirty-seven (37) of Article Three (III) and proposing to adopt substitutes in lieu thereof.

Read first and second times and passed on file.

Senate Joint Resolution 8, by Senators Hansen, Hoschek, Eppers and Frommelt, 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, religious or veterans organizations.

Read first and second times and passed on file.

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

REPORT OF IOWA INTERSTATE COOPERATION COMMISSION TO THE MEMBERS OF THE FIFTY-NINTH GENERAL ASSEMBLY JANUARY, 1961

What the Commission Is For

There is an increasing awareness of the need for and benefits of cooperation among the states. To maintain our federal system of government, there is no doubt that states must stick together to strengthen state governments and to promote the states' point of view in federal-state relations.

There are other reasons why this cooperation is necessary and beneficial. In our modern society, each state government deals with matters that affect people of other states. Secondly, state government is more complex and provides more services than it used to. Therefore, responsible state officials realize that they can benefit from the experiences of other states in dealing with the many problems which come up. Also there is increasing recognition that states can make agreements or take joint action in handling certain problems and services to each other's mutual benefit.

For many years state administrators have worked together on administrative matters through their national associations and personal contacts.

The Iowa Interstate Cooperation Commission gives the State of Iowa a way to cooperate with, and to take advantage of, the experiences of other states in the policy-making field. Therefore, the Iowa Commission is comprised mostly of legislators. Five members of the Senate, five members of the House, and three state officials appointed by the Governor make up the Commission. The Governor, Lieutenant Governor and Speaker of the House are ex officio members of the committee.

Members of the Commission

The members of the Commission during 1959 and 1960 were Senator Shaff, Chairman; Senators Eppers, Hansen, Rigler and Stuart; Repre-

sentatives Allen, Falvey, Gray, Kimball, Johns and Reppert; and John Hansen of the Board of Control, Harold Martin of the Board of Parole, and Melvin Synhorst, Secretary of State. Representative Johns resigned from the Commission because he left the General Assembly; he was replaced by Representative Gray. The Commission chose Representative Reppert to be the Iowa delegate to the Board of Managers of the Council of State Governments. Mr. Ringgenberg, Director of the Research Bureau, was Secretary to the Commission.

The Commission: Its Creation and Functions

Until 1959, members of the Commission were appointed by authority of concurrent resolutions of each General Assembly. In 1959, legislation was passed to establish the Commission by law (Chapter 83 of the Acts of the Fifty-eighth General Assembly).

This law gives the Commission the following duties:

1. To carry forward the participation of this state as a member of the Council of State Governments.

2. To encourage and assist the legislative, executive, administrative and judicial officials and employees of this state to develop and maintain friendly contact by correspondence, by conference, and otherwise, with officials and employees of the other states, of the federal government, and of local units of government.

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.

What the Present Commission Has Done

The Commission took part in three meetings of the Council of State Governments, the biennial meeting of the North Central Legislative Conference, and the organizational meeting of the Midwestern Agricultural Committee. Iowa was the host for these last two meetings. In addition, individual members of the Commission worked on special committees dealing with interstate cooperation matters.

1. Midwestern Regional Conference at Kansas City

The interstate cooperation commissions of the 12 midwest states met in Kansas City on August 30-September 2, 1959. Major matters discussed were state regulation of retirement funds, migratory farm labor problems, water problems, state revenue problems, investment of state funds, and handling of mental health programs.

A report was made about the increasing number of retirement systems being used by business, industry, labor, etc. It was suggested that all states should have proper legislation to assure that the participants in these retirement plans are adequately protected from mishandling of the large sums of money involved in these plans.

Representative Johns of the Iowa Commission urged that a midwestern agricultural committee of legislators be set up to work cooperatively on farm legislative matters of mutual interest. A resolution was passed at the Kansas City meeting to create such a committee.

Senator Hansen and Representative Reppert represented Iowa at the meeting of the Midwestern Committee on Highways and Highway Safety Problems on September 2 and 3 in Kansas City. At this meeting, the key role that the legislature plays in highway safety was emphasized. One suggestion from this meeting was that each state should have a continuing legislative study committee to study, recommend and review highway safety programs. Another suggestion was that states should do everything possible to get uniformity in driving rules, signs and signals among the states.

2. Meeting of Midwestern Agriculture Commitee

The Iowa Commission hosted the organizational meeting of the Midwestern Agriculture Committee in Des Moines on February 21-23, 1960. This committee is comprised of two legislators from each of the 12 midwest states. The heads of the departments of agriculture of these states are ex officio members. Representative Gray and Senator Harbor were chosen by the Commission to represent Iowa.

At the Des Moines meeting, the committee discussed the following possibilities to study and consider in its future meetings:

1. Coordination of Agricultural Research
2. Marketing of Farm Surpluses
3. Problems Created by Alarm over Residues, Pesticides, Herbicides, and Antibiotics
4. Tax Burdens on Farmers
5. Plant and Animal Quarantine in Great Lakes States
6. Problems of Interstate Shipment of Dairy Products and Seed, etc.
7. Uniform Rural Zoning Laws
8. Uniform Animal Disease Laws
9. Uniform Seed Law
10. Utilization of Farm Products

Of these topics, the committee decided to begin its work by considering numbers "3," "5," "6," "8," and "9." Later meetings were held in Chicago in June and in Michigan in July. At the Michigan meeting, a resolution was approved by the 12 states asking that Congress, the Federal Food and Drug Administration, and the U. S. Department of Agriculture (1) approve funds so that research could be done to remove uncertainties about the effects of food additives and economic poisons (pesticides, herbicides, etc.) on human health and (2) substitute a more justifiable regulation providing standards for minimum safe additive levels of products to which these chemicals have been added.

3. Midwestern Regional Meeting at Mackinac Island, Michigan

The 12 midwest state interstate cooperation commissions met in Michigan July 27-30, 1960. Important topics discussed at this meeting were (1) the legislature's role in budgeting, (2) the work of the Midwest Agriculture Committee, (3) the plans for airborne television for high schools in the states around lower Lake Michigan, (4) governing boards for state colleges, (5) interstate compacts, (6) the federal highway program, and (7) highway safety matters.

4. General Assembly of the States in Chicago

Representatives of interstate cooperation commissions from all states met in Chicago November 30-December 2, 1960. Topics discussed at this meeting were:

1. An appraisal of higher education and public school education
2. Interstate compacts
3. Suggested state legislation on regulation of private employment agencies, state records management, compact on placement of children, and degree mills
4. State laws relating to atomic energy
5. Children's problems
6. Driver license compacts and commercial vehicle lighting and windshield stickers
7. Metropolitan transportation problems
8. State taxation of interstate business and income

9. Problems of the aging
10. State-county relationships

5. Meeting of the North Central Legislative Conference in Des Moines

The Iowa Legislative Research Committee hosted this meeting, and several members of the Iowa Interstate Cooperation Commission attended along with about 25 other Iowa legislators. The North Central Legislative Conference is comprised of the research committees of both Dakotas, Minnesota, Wisconsin and Iowa. Its purpose is to provide a means for these legislators to meet every two years to discuss mutual legislative problems and subjects they are studying between sessions of their legislatures.

At this meeting, the following topics were discussed: (1) property tax assessment methods, (2) state and local taxes, (3) investment of state funds, (4) possibilities for joint institutional care for states of this region, (5) merits of separate or combined departments to handle welfare programs and state institutions, (6) state aids for education, (7) state park fees, (8) water resources legislation, and (9) pollution control. Copies of the proceedings of this meeting are available in our Research Bureau office.

6. Senator Stuart represented Iowa on the nationwide Committee on Suggested State Legislation. This group prepares model legislation on topics of current interest in many state legislatures and prepares a report containing these suggested laws, which are made available to all states.

Senator Hansen represented Iowa on the Rules Committee of The Midwestern Interstate Cooperation Commission at the Chicago Meeting of the General Assembly of States effecting rules and suggested regulations for the next conference to be held in Black Hills region in the summer of 1961.

Respectfully submitted,
MEMBERS OF THE IOWA INTERSTATE
COOPERATION COMMISSION,
DAVID O. SHAFF, *Chairman.*

REPORT OF COMMITTEE

Senators Walker and Getting rose on a point of personal privilege and in accordance with House Concurrent Resolution 4, duly adopted, reported the results of their findings in attending the meeting of the Commission to Study Interstate Shipping and Sale of Agricultural Commodities held in Chicago, Illinois, on January 17-18, 1961.

COMMITTEE ON MEMORIAL RESOLUTIONS

Senator Weber moved that a committee of three be appointed 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 suitable resolutions.

The motion prevailed and the President appointed as such committee Senators Weber, Cowden and Walter.

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

EXECUTIVE SESSION

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 Mooty presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 5, extending the due date of the public assistance study committee report for twenty days.

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

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

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

House Concurrent Resolution 6, extending an invitation to Mr. William R. Burke, National Commander of the American Legion, to address a joint convention on February 20, 1961.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 5
By Robinson of Guthrie

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-ninth 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
Legislative Counsel	22.00
Assistant Legislative Counsel	18.50
Engrossing Clerk	15.00
Chief Journal Clerk	18.00
Journal Clerk	15.00
Index Clerk	11.00
Secretaries to Chief Clerk	18.00
Clerk to Chief Clerk	12.00
Supervisor of Clerks	15.00

Chief Enrolling Clerk	15.00
Assistant Enrolling Clerks	11.00
General Clerk	9.00
Secretary to Speaker	15.00
Secretary to Legislative Counsel	12.00
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
Post Office Assistant	7.00
Chief Electrician	12.50
Assistant Electrician	12.00
Control Board Operator	9.00
Doorkeepers	8.00
Cloakroom Attendants	7.00
Porter	7.00
Telephone Pages	6.00
Pages	6.00

OFFICERS AND EMPLOYEES OF THE SENATE

Secretary of the Senate	30.00
Assistant Secretary and Journal Clerk	22.00
Law Clerk	18.00
Reading and Assistant Law Clerk	16.00
Secretary to the Secretary	18.00
Secretary to the Lieutenant Governor	15.00
Secretary's Clerk	13.00
Assistant Journal Clerk	15.00
Engrossing Clerk	15.00
Enrolling Clerk	12.00
Assistant Enrolling Clerk	9.50
Payroll Clerk	12.00
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
Clerks	9.00

JOINT LEGISLATIVE HELP

Postmaster	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	10.00

Be It Further Resolved: That the compensation of chaplains officiating at the opening of the sessions of the House and Senate of the Fifty-ninth 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.

HOUSE CONCURRENT RESOLUTION 6
By Chalupa

Whereas, the distinguished National Commander of the American Legion, Mr. William R. Burke, of Long Beach, California, will be in Des Moines, Iowa, on the 20th of February, 1961; therefore,

Be It Resolved by the House, the Senate Concurring, that an invitation be extended to Mr. Burke to address a joint convention of both houses at 11:00 a.m. on Monday, February 20, 1961.

Senator Lynes asked and received unanimous consent that the Senate take up for consideration House Concurrent Resolution 5.

Senator Putney moved the adoption of the resolution, which motion prevailed and the resolution was adopted.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R.	5	Legislative redistricting
S.J.R.	6	Judiciary 2
S. F.	43	Judiciary 2
S. F.	45	Judiciary 2
S. F.	46	Public health
S. F.	47	Public health
S. F.	48	Governmental affairs

S. F. 49 Governmental affairs
S. F. 50 Industrial relations
S. F. 51 Transportation and highway safety
S. F. 52 Transportation and highway safety
S. F. 53 Governmental affairs
H. F. 16 Judiciary 2
H. F. 17 Judiciary 2
H. F. 40 Appropriations
H. F. 63 Judiciary 2

On motion of Senator Lynes, the Senate adjourned until 11:00 a.m., Monday, January 23, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 23, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Harold Vaughn, pastor of the Methodist Church, Danville, Iowa.

PETITIONS

By Senator Brown, from fifteen residents of Emmet County, members of the Ringsted Study Club, favoring control of billboard advertising.

By Senator Nystrom, from twenty-seven residents of Story County in opposition to the legalizing of bingo or betting in the State of Iowa.

INTRODUCTION OF BILLS

Senate File 74, by Senators Walker, Rigler and Mincks, 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 75, by Senator Potter, a bill for an act relating to notice in regard to the vacation of roads.

Read first and second times and passed on file.

Senate File 76, by Senators Potter, Hill and Coleman, a bill for an act 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.

Read first and second times and passed on file.

Senate File 77, by Senators Coleman, Walker, Nolan, O'Malley, Curran and Lynes, 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 78, by Senator O'Malley, a bill for an act relating to the taking of a special federal census in cities and towns and to the

use of census figures obtained thereby as the basis for apportionment of other questions relating to cities and towns.

Read first and second times and passed on file.

Senate File 79, by Senators O'Malley, Wolf, Van Eaton and Nolan, a bill for an act relating to low-rent housing.

Read first and second times and passed on file.

Senate File 80, by Senator Prentis, a bill for an act relating to the liquor control stamps.

Read first and second times and passed on file.

Senate File 81, by Senators Shoeman, Cowden, Hoxie and Turner, a bill for an act to amend section one (1) of chapter two hundred twelve (212), Acts of the Fifty-eighth General Assembly, relating to primary roads and their reversion to secondary roads.

Read first and second times and passed on file.

Senate File 82, by Senator Flatt, a bill for an act relating to the compensation of registers and officials of election boards.

Read first and second times and passed on file.

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

HOUSE CONCURRENT RESOLUTION 6
By Chalupa

Whereas, the distinguished National Commander of the American Legion, Mr. William R. Burke, of Long Beach, California, will be in Des Moines, Iowa, on the 20th of February, 1961; therefore,

Be It Resolved by the House, the Senate Concurring, that an invitation be extended to Mr. Burke to address a joint convention of both houses at 11:00 a.m. on Monday, February 20, 1961.

The motion prevailed and the resolution was adopted.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House Concurrent Resolution 7, inviting the Honorable Fred Schwengel to address a joint convention on Lincoln's birthday, February 12.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 7
By Knowles and Dietz

Whereas, it has been customary over the years past to hold a memorial service on Lincoln's birthday, February 12; therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the House and Senate of the Fifty-ninth General Assembly meet in joint convention on Monday morning, February 13, at 11:00 a.m.; and

Be It Further Resolved that the Honorable Fred Schwengel, Congressman from the First Congressional District, who is a Lincoln scholar and who now serves on the Lincoln Sesquicentennial Committee of the United States Congress, be invited to address the joint convention.

SUPPLEMENTAL SUBCOMMITTEE ASSIGNMENT

Senator Putney announced the appointment of Senator Frommelt to the subcommittee on state departments of the standing committee on appropriations.

ADDITIONAL COPIES

Senator Dykhouse asked and received unanimous consent to have 500 additional copies of Senate File 36 printed.

PRESENTATION

Senator Hoxie rose on a point of personal privilege and presented to the Senate Miss Trophy Mushro of Sioux City, Woodbury County, "Queen of Hearts" of the Iowa Heart Fund campaign, and Mrs. Margaret Priebe of Des Moines, co-chairman of the Iowa Heart Fund.

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

EXECUTIVE SESSION

The Senate in executive session confirmed the appointment of Carl H. Pesch, Des Moines, Polk County, Iowa, as commissioner of public safety for the unexpired term ending July 30, 1963.

The Senate arose from executive session and resumed regular session.

SENATE RESOLUTION 2
By Van Eaton

Be It Resolved by the Senate: That in view of the recent happenings in Sheldon, Iowa, to the Sheldon National Bank and Northern Biochemical Corporation, the following procedure is proposed:

1. That the banking committee of the Senate is hereby instructed to make inquiry of the State Department of Banking as to whether or not said department was negligent in its duties regarding examinations of the Sheldon National Bank. Was everything done that should have been done regarding the affairs of the bank?

2. That the insurance committee of the Senate is hereby instructed to make inquiry of the office of Commissioner of Insurance as to whether or not there was negligence in regard to preventing the sale of stock in the Northern Biochemical Corporation of Sheldon, Iowa.

Be It Further Resolved: That when the above investigations have been made that the Senate committee on banking and Senate committee on insurance report their findings to the Senate.

SENATE CONCURRENT RESOLUTION 7
By Dykhouse

Whereas, the Fifty-ninth General Assembly is advised of a meeting of the Pioneer Lawmakers Association to be held in the Historical Building on Thursday, March 23, 1961, 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 23, 1961, at 2:00 p.m., and that the Pioneer Lawmakers be invited to attend and present a program on that occasion.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R.	7	Legislative redistricting
S. F.	44	Transportation and highway safety
S. F.	54	Agriculture
S. F.	55	Manufacturing, commerce and trade
S. F.	56	Schools and educational institutions
S. F.	57	Transportation and highway safety
S. F.	58	Tax revision
S. F.	59	Agriculture
S. F.	60	Governmental affairs
S. F.	61	Compensation of public officers and employees
S. F.	62	Governmental affairs
S. F.	63	Schools and educational institutions
S. F.	64	Schools and educational institutions
S. F.	65	Tax revision
S. F.	66	Military affairs
S. F.	67	Schools and educational institutions
S. F.	68	Industrial relations
S. F.	69	Industrial relations
S. F.	70	Highways
S. F.	71	Transportation and highway safety
S. F.	72	Highways
S. F.	73	Legislative redistricting
H. F.	65	Appropriations

AMENDMENTS FILED

Amend Senate File 69 by striking from section 7, lines 1 and 4, the word "securities" and inserting in lieu thereof the word "security".

JAKE B. MINCKS.

Amend Senate File 73, section 1, line 21, by inserting "Clarke," following "Union,".

Further amend section 1, by striking from lines 31 and 32 "three hundred ninety-seven thousand twenty (397,020)", and inserting in lieu thereof, "four hundred five thousand twenty (405,020)".

JOHN A. WALKER.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 24, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Donald Bissinger, pastor of the First Methodist Church, Atlantic, Iowa.

PETITIONS

By Senator Brown, from sixteen residents of Emmet County, members of the Wednesday Club of Armstrong, favoring control of billboard advertising.

By Senator Hoxie, from two hundred twenty-five residents of Fremont County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

INTRODUCTION OF BILLS

Senate File 83, by Senators Turner, Schroeder and O'Malley, a bill for an act to make contributory negligence an affirmative defense in civil actions.

Read first and second times and passed on file.

Senate File 84, by Senators Wolf and Putney, 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 85, by Senator Wolf, a bill for an act to increase the jurisdiction of the municipal court.

Read first and second times and passed on file.

Senate File 86, by Senators Hoxie and Schroeder, a bill for an act relating to commercial driving schools and instructors and providing penalties.

Read first and second times and passed on file.

Senate File 87, by Senators Mincks and Walker, 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 em-

ployees; to provide the least number of men that may be employed in locomotives, trains, and other self-propelled engines or machines; and to provide a penalty for the violation thereof.

Read first and second times and passed on file.

Senate File 88, by Senator Mincks, a bill for an act to amend chapter one hundred five (105), Acts of the Fifty-eighth General Assembly, relative to occupational diseases.

Read first and second times and passed on file.

Senate File 89, by Senator Rigler, a bill for an act to legalize the issuance of warrants issued by the Nashua Community School District of Chickasaw, Bremer, Floyd and Butler Counties, Iowa, due to the failure of said school district to levy a sufficient amount of taxes to raise sufficient funds to meet the proposed expenditures approved in the proposed budget for the fiscal years of 1958-1959 and 1959-1960 and to legalize the payment of said warrants by the school treasurer from funds received by the said school district for the fiscal years of 1958-1959; 1959-1960 and 1960-1961.

Read first and second times and passed on file.

Senate File 90, by Senators Elijah, Gray and Fisher, a bill for an act to permit the voters in an existing school district or in a proposed reorganized district to authorize seven (7) members of the board of directors and the establishment or change of boundaries of director districts by amending chapters two hundred seventy-five (275), two hundred seventy-seven (277), and two hundred seventy-eight (278), Code 1958, relating thereto.

Read first and second times and passed on file.

Senate File 91, by committee on schools and educational institutions, a bill for an act to repeal sections two hundred ninety-seven point two (297.2), two hundred ninety-seven point three (297.3), and two hundred ninety-seven point four (297.4), Code 1958, relating to size of schoolhouse sites, and to enact a substitute therefor.

Read first and second times and placed on the calendar.

Senate File 92, by Senators Phelps and Van Eaton, a bill for an act relating to the filing and recording of plats for the laying out or subdividing of tracts of land within cities having a city plan commission.

Read first and second times and passed on file.

Senate File 93, by Senators Wiley, Butler, Fisher, Long and Wolf, a bill for an act relating to the practice of barbering.

Read first and second times and passed on file.

Senate File 94, by Senator Dykhouse, a bill for an act relating to communications by arrested persons.

Read first and second times and passed on file.

Senate File 95, by Senator Coleman, a bill for an act to provide for the dredging and improvement of North Twin Lake in Calhoun County, Iowa, and to make an appropriation therefor.

Read first and second times and passed on file.

Senate File 96, by Senators Wiley and Rigler, a bill for an act relating to absent voter's affidavit.

Read first and second times and passed on file.

Senate File 97, by Senators Wiley and Rigler, a bill for an act relating to mailing of absent voters' applications and ballots.

Read first and second times and passed on file.

Senate File 98, by Senators Hill, Nolan, Potter, Wilson, Frommelt, Nystrom and Eppers, a bill for an act to regulate trading stamps and repeal gift enterprise statutes.

Read first and second times and passed on file.

Senate File 99, by Senator Hill, a bill for an act to amend section three hundred fifty-nine point thirty-three (359.33), Code 1958, to increase the amount that may be levied to improve or maintain non-owned cemeteries.

Read first and second times and passed on file.

Senate Joint Resolution 9, by Senator Gilmour, 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.

On motion of Senator Lynes, the Senate stood at ease until the fall of the gavel.

The Senate reconvened, President Mooty presiding.

SENATE RESOLUTION 3
By Van Eaton

Be It Resolved by the Senate: That in view of the recent happenings in Sheldon, Iowa, to the Sheldon National Bank and Northern Biochemical Corporation, the following procedure is proposed:

1. That the insurance committee of the Senate is hereby instructed to

make inquiry of the office of Commissioner of Insurance as to whether or not there was negligence in regard to preventing the sale of stock in the Northern Biochemical Corporation of Sheldon, Iowa.

Be It Further Resolved: That when the above investigation has been made that the Senate committee on insurance report their findings to the Senate.

SENATE CONCURRENT RESOLUTION 8
By Flatt, Hill, Butler, Hansen, Lynes,
Nystrom, O'Malley and Potter

SENATE CONCURRENT RESOLUTION

Whereas, a National Commission has been established to plan for and conduct appropriate programs in connection with the Centennial of the many important events of the Civil War, and

Whereas, an Iowa State Commission has been established to plan for and conduct appropriate programs in connection with the Centennial of the many important events of the Civil War, and

Whereas, the Civil War was the greatest test our country ever faced, built of the heroism and endurance that were drawn from men and women of both sections by devotion to principles valued more than life itself, and the loss, the gain, and the experience itself are a common national possession, and

Whereas, more Iowans gave their lives to their country in that conflict than in both World Wars, the Korean War and the Spanish-American War combined, and

Whereas, more than 76,000 citizens of Iowa served in the Union forces during that conflict out of a population of 674,000, and 13,000 of them made the supreme sacrifice for their convictions, and

Whereas, the distinguished National Chairman of the National Civil War Centennial Commission, Major General Ulysses S. Grant III, of Washington, D. C., will be in Des Moines, Iowa, on the 30th of March, 1961, to officially open the activities in the State of Iowa commemorating Iowa's part in the Civil War; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring; that an invitation be extended to Major General Grant to address a joint convention of both houses at 11:00 a.m. on Thursday, March 30, 1961.

Senator Shoeman 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-NINTH GENERAL ASSEMBLY OF THE STATE OF IOWA:

The Budget and Financial Control Committee of the Fifty-eighth 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 policy has been followed in making every allocation or release of funds.

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

CONTROL, BOARD OF

We recommend an act to establish a motor vehicle and motor vehicle registration revolving fund. Such a fund will expedite the purchase of materials for license plates, and make possible the manufacture of such plates on a year around basis.

We recommend that in accordance with the deficiency asked for in Board of Control letter No. 169, that an emergency appropriation bill be passed in the amount of $70,000.00.

We recommend that Chapter 152, section 165, line 15, Acts of the Fifty-eighth General Assembly, be corrected where it is indicated that the terms "commitment" and "admission" are synonymous.

It is recommended that the Board of Control shall not establish a policy which prohibits custodial patient care in the various mental institutions under its jurisdiction.

We should continue to strengthen our penal, our rehabilitation, and parole systems, and set up stronger provisions for pre-sentence investigation.

CONSERVATION COMMISSION

We recommend that a study be made of a proposed bill to repeal Chapter 106, Code, 1958, and rewrite the entire chapter, relating to boat registration, navigation regulations and water safety.

We recommend that a permanent prison labor camp be established in Yellow River Forest, and that the program of the use of prisoners in conservation areas be expanded.

EMPLOYMENT SECURITY COMMISSION

We recommend that the provisions of Chapter 199, Acts of the Fifty-eighth General Assembly, relating to teachers' allowance, be amended to remove the limitation, and to provide for an open end appropriation.

EXECUTIVE COUNCIL

The Budget and Financial Control Committee observes that there is a lack of coordination between the Department of Superintendent of Buildings and Grounds and the Executive Council, with respect to the expenditures of R.R & A. funds, and that the budget appropriated be adhered to.

We recognize that there exists instances of overlapping and duplication of authority in our various state agencies, and that effort should be made in the Fifty-ninth General Assembly, in the interest of economy and efficiency, to correct this situation.

HIGHWAY COMMISSION, IOWA STATE

It is recommended that funds for the widening and improving of the Stange Road underpass of the Chicago and Northwestern Railroad on the campus of Iowa State University be appropriated from the Road Use Tax Fund, and that the Iowa State Highway Commission be charged with the responsibility of completing the project.

REGENTS, BOARD OF

We commend to the consideration of the legislature the proposal of the

Board of Regents relative to the broadening of the functions of the Iowa State Teachers College educational program.

In an effort to reduce the time involved in committee hearings and to increase their effectiveness, and to improve communications, we invite the Board of Regents to install their audio-visual aides and devices in a legislative committee room, in order to demonstrate the value of such procedures.

The committee recommends that the Board of Regents proceed with a coordinated system of cost analysis of teaching, research and service. It is felt that this procedure will better enable the members of the legislature to arrive at a more accurate basis for determining appropriation needs.

The committee recommends that the Board of Regents present to the legislature a coordinated long-range plan of financing the construction of classroom, laboratory, office, and other educational structures.

It is recommended that the programs available under the provisions of Chapter 185, Acts of the Fifty-eighth General Assembly, providing for the financing of construction and equipping self-liquidating building projects from earned income and student fees on the campuses of our state-supported institutions of higher education be expanded.

The committee commends to the Board of Regents, and the state-supported institutions of higher education careful study of the efficiencies and economies that may be found in the construction of buildings, by the choice of architects available in each field, and in the consolidation of departmental facilities in larger educational structures. It is the committee's view that the development of the campuses of the Iowa institutions might well include structures which utilize multiple floors, requiring less land, and taking advantage of economies which may be realized in reducing the costs of utility and other services, as well as other savings in time and convenience in their use.

GENERAL

Governmental agencies should make a study of their licensing and inspection fees, and make such recommendations to the legislature to increase such fees to cover the cost of licensing and inspections.

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

The Fifty-eighth General Assembly appropriated $2,000,000.00 to the Budget and Financial Control Committee for release in accordance with the provisions of Chapter 57, Acts of the Fifty-eighth General Assembly.

On December 31, 1960, the sum of $386,510.50 remained in this fund.

Respectfully submitted,

SENATOR JOHN D. SHOEMAN.	REPRESENTATIVE CONRAD OSSIAN.
SENATOR ANDREW G. FROMMELT.	REPRESENTATIVE GEORGE L. PAUL.
SENATOR GEORGE L. SCOTT.	REPRESENTATIVE CASEY LOSS.
SENATOR LAWRENCE PUTNEY.	REPRESENTATIVE SCOTT SWISHER.
SENATOR R. G. MOORE.	REPRESENTATIVE A. C. HANSON.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R. 8 Judiciary 2
S. F. 74 Industrial relations
S. F. 75 Judiciary 2

S. F. 76 Tax revision
S. F. 77 Transportation and highway safety
S. F. 78 Cities and towns
S. F. 79 Judiciary 2
S. F. 80 Judiciary 1
S. F. 81 Highways
S. F. 82 Compensation of public officers and employees

REPORTS ON COMMITTEES

Senator Elijah submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 20**, a bill for an act relating to amending chapter two hundred ninety-five (295), Acts of the Fifty-eighth General Assembly, relative 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 that the same **do pass.**

EARL ELIJAH, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 65**, a bill for an act relating to tax exemption of personal property used for agricultural purposes, begs leave to report it has had the same under consideration and recommends that the same **do pass.**

EARL ELIJAH, *Chairman.*

Ordered passed on file.

Senator Lucken submitted the following report:

MR. PRESIDENT: Your committee on printing to which was referred **House File 18**, a bill for an act relating to an appropriation for legislative printing, begs leave to report it has had the same under consideration and recommends the same **do pass.**

J. HENRY LUCKEN, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 29 by striking line 5, section 2, and inserting in lieu thereof the following: "in the eighty-seventh (87th) Congress."

D. C. NOLAN.

Amend House File 65 by adding at the end of section 2 the following:

"Said section is further amended by adding at the end of the first paragraph the following:

'No such person shall receive from the state more than seventy-five (75) dollars.' "

COMMITTEE ON APPROPRIATIONS,
LAWRENCE PUTNEY, *Chairman.*

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 25, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Harry L. Brower, pastor of the First Reformed Church, Sioux Center, Iowa.

PETITION

By Senator Lucken, from twenty-three residents of Plymouth County favoring the prohibiting of mass slaughter of rabbits for commercial purposes.

PRESENTATION OF VISITORS

Senator Wearin rose on a point of personal privilege and presented thirty students of the Villisca Community High School, members of the Y-Teens, who were present in the balcony accompanied by two of their leaders.

Senator Potter rose on a point of personal privilege and presented fifteen students, winners of the speech contest sponsored by the Farmers Grain Dealers Association, who were present in the balcony accompanied by their instructor, Louis Lauterbach, of Osage, Iowa.

INTRODUCTION OF BILLS

Senate File 100, by Senators Schroeder, Weber and Rigler, a bill for an act to amend chapter two hundred ninety-eight (298), Code 1958, relating to limitations on amounts to be raised by taxation for the general fund.

Read first and second times and passed on file.

Senate File 101, by Senators Nolan, Long, O'Malley, Turner and Rigler, a bill for an act relating to the compensation and expense of shorthand reporters of the district court and compensation of shorthand reporters of the municipal court and to amend various sections of the Code relating thereto.

Read first and second times and passed on file.

Senate File 102, by Senator Schroeder, a bill for an act to amend section seventy-five point one (75.1), Code 1958, relating to vote required to authorize issuance of bonds by a school district.

Read first and second times and passed on file.

Senate File 103, by Senators Coleman, Getting, Shaff, Rigler, O'Malley and Phelps, a bill for an act to amend section one hundred seventy-six A point ten (176A.10), Code 1958, relating to county agricultural extension education tax.

Read first and second times and passed on file.

Senate File 104, by Senators Flatt, Cowden, Gray, Long and Wearin, a bill for an act relating to bids on road construction work and materials therefor.

Read first and second times and passed on file.

Senate File 105, by Senators Prentis, Long, Scott, Fisher and Price, a bill for an act relating to the rules and regulations promulgated by the various state agencies.

Read first and second times and passed on file.

Senate File 106, by Senator Mincks, a bill for an act to authorize and directing the issuance of a patent to certain real estate to Dale F. Rupe and Sylvia C. Rupe, by the governor and secretary of state.

Read first and second times and passed on file.

Senate File 107, by Senators Mincks, Walker and Coleman, 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 Joint Resolution 10, by Senator Walker, a joint resolution proposing a constitutional amendment relating to representation in the General Assembly.

Read first and second times and passed on file.

Senate Joint Resolution 11, by Senator Gilmour, a joint resolution to amend the constitution of the State of Iowa to provide for the initiative and referendum.

Read first and second times and passed on file.

Senate Joint Resolution 12, by Senators Nystrom, Wiley and Nolan, a joint resolution proposing amendments to the Constitution of the State of Iowa relating to the apportionment of Senators and Representatives in the General Assembly by proposing to repeal sections six (6) of Article Three (III), thirty-four (34), thirty-five (35) and thirty-six (36) of said Article Three (III) as adopted by amendment in 1904 A. D. and to repeal the amendment to section thirty-four (34)

of Article Three (III) adopted in 1928 A. D. and to repeal section thirty-seven (37) of Article Three (III) and proposing to adopt substitutes in lieu thereof.

Read first and second times and passed on file.

Senate Joint Resolution 13, by Senators Stuart and Rigler, a joint resolution proposing amendments to the constitution of the State of Iowa relating to the apportionment of Senators and Representatives in the General Assembly by proposing to repeal sections six (6) of Article Three (III), thirty-four (34), thirty-five (35) and thirty-six (36) of said Article Three (III) as adopted by amendment in 1904 A. D. and to repeal the amendment to section thirty-four (34) of Article Three (III) adopted in 1928 A. D. and to repeal section thirty-seven (37) of Article Three (III) and proposing to adopt substitutes in lieu thereof.

Read first and second times and passed on file.

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

SENATE CONCURRENT RESOLUTION 7
By Dykhouse

Whereas, the Fifty-ninth General Assembly is advised of a meeting of the Pioneer Lawmakers Association to be held in the Historical Building on Thursday, March 23, 1961, 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 23, 1961, 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.

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

HOUSE CONCURRENT RESOLUTION 7
By Knowles and Dietz

Whereas, it has been customary over the years past to hold a memorial service on Lincoln's birthday, February 12; therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the House and Senate of the Fifty-ninth General Assembly meet in joint convention on Monday morning, February 13, at 11:00 a.m.; and

Be It Further Resolved that the Honorable Fred Schwengel, Congressman from the First Congressional District, who is a Lincoln scholar and who now serves on the Lincoln Sesquicentennial Committee of the United States Congress, be invited to address the joint convention.

The motion prevailed and the resolution was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 24, a bill for an act regarding notice of termination of farm tenancies.

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 relating to the time of election and term of school boards.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 91, a bill for an act relating to certain erroneous references to municipal corporations having a population in excess of 2,000 as "towns."

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 the definition of a "state" in the employment security law.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 93, a bill for an act relating to the county conservation boards.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 95, a bill for an act relating to tax assessment of platted lots.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 96, a bill for an act relating to county medical examiners.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 97, a bill for an act relating to a reference to a repealed section in the school reorganization law.

Also: 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 noxious weeds in secondary roads.

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 drainage bonds.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 24, a bill for an act to amend section five hundred sixty-two point seven (562.7), Code 1958, regarding notice of termination of farm tenancies.

Read first and second times and passed on file.

House File 90, a bill for an act relating to the time of election and term of school boards.

Read first and second times and passed on file.

House File 91, a bill for an act relating to the certain erroneous references to municipal corporations having a population in excess of 2,000 as "towns".

Read first and second times and passed on file.

House File 92, a bill for an act relating to the definition of a "state" in the employment security law.

Read first and second times and passed on file.

House File 93, a bill for an act relating to the county conservation boards.

Read first and second times and passed on file.

House File 95, a bill for an act relating to tax assessment of platted lots.

Read first and second times and passed on file.

House File 96, a bill for an act relating to county medical examiners.

Read first and second times and passed on file.

House File 97, a bill for an act relating to a reference to a repealed section in the school reorganization law.

Read first and second times and passed on file.

House File 98, a bill for an act relating to noxious weeds in secondary roads.

Read first and second times and passed on file.

House File 100, a bill for an act relating to drainage bonds.

Read first and second times and passed on file.

On motion of Senator Lynes, the Senate stood at ease until the fall of the gavel.

The Senate reconvened, President Mooty presiding.

REPORTS OF COMMITTEE

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 16**, a bill for an act to legalize the proceedings for the organization and establishment of the boundaries of Marcus Community School District, in Cherokee and Plymouth Counties, 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.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 63**, a bill for an act to legalize and validate proceedings providing for the organization, reorganization, enlargement, or change in the boundaries of school corporations, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 17**, a bill for an act to legalize and validate the proceedings of board of directors of Marcus Community School District in Cherokee and Plymouth Counties in Iowa, authorizing and providing for issuance of school building bonds and for levy of taxes for 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.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Senator Schroeder asked and received unanimous consent to take up for consideration House Files 63, 16 and 17.

THIRD READING OF BILLS

On motion of Senator Rigler, House File 63, a bill for an act to legalize and validate proceedings providing for the organization, reorganization, enlargement, or change in the boundaries of school corporations, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Vance
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Lucken, House File 16, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Marcus Community School District, in the counties of Cherokee and Plymouth, 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 Lucken moved that the bill be read a third 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:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Vance
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Lucken, House File 17, a bill for an act to legalize and validate the proceedings of the board of directors of the Marcus Community School District, in the counties of Cherokee and Plymouth, 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 districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lucken moved that the bill be read a third 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:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Vance
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate arose from executive session and resumed regular session.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R. 9	Governmental affairs
S. F. 83	Judiciary 1
S. F. 84	Manufacturing, commerce and trade
S. F. 85	Judiciary 1
S. F. 86	Transportation and highway safety
S. F. 87	Industrial relations
S. F. 88	Public health
S. F. 89	Judiciary 2
S. F. 90	Schools and educational institutions
S. F. 92	Cities and towns
S. F. 93	Manufacturing, commerce and trade
S. F. 94	Judiciary 1
S. F. 95	Conservation
S. F. 96	Governmental affairs
S. F. 97	Governmental affairs
S. F. 98	Judiciary 2
S. F. 99	Tax revision
S. F. 100	Schools and educational institutions
S. F. 101	Compensation of public officers and employees
S. F. 102	Schools and educational institutions

S. F. 103 Tax revision
S. F. 104 Highways
S. F. 105 Governmental affairs
H. F. 18 Appropriations

REPORTS OF COMMITTEES

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 an increase in the number of judges in the tenth (10th) judicial district, 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 Grimstead submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 19**, a bill for an act to create a "Youth Honor Day", begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 30**, a bill for an act relating to the day of canvassing the vote for governor and lieutenant governor and the inauguration of both, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 14, line 8, by inserting after the word "registered" the following: "in the State of Iowa, and there is hereby annually appropriated".

GEORGE E. O'MALLEY.

Amend the title to Senate File 20 by striking all after the word "taxes" in line 3 and inserting a period (.).

LYNN POTTER.

Amend Senate File 37, section 11, line 3, by striking the word "advise" and inserting in lieu thereof the word "advice".

C. EDWIN GILMOUR.

Amend Senate File 91, section 1, line 6, by striking the words "or outside of".

IRVING D. LONG.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 26, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Richard G. Mohr, pastor of the Grace Baptist Church, Winterset, Iowa.

PRESENTATION OF GUEST

Senator Van Eaton rose on a point of special privilege and announced that the Honorable Jack Miller, former member of this Senate from Woodbury County and now our junior United States Senator in Washington, D. C., was in the Senate chamber.

Senator Miller was welcomed by a standing ovation.

President Mooty asked that Senators Van Eaton and O'Malley escort our distinguished guest to the rostrum.

The committee waited on Senator Miller who was presented to the Senate by President Mooty.

Senator Lynes asked and received unanimous consent that the following excerpts from the remarks of Senator Miller be printed in the Senate Journal:

Thank you, Mr. President. Members of the Senate and Friends: As you see I just could not stay away. I am marking time until work on the rules committee, which will possibly be next Tuesday. The United States Senate is not only a deliberative but a deliberate body. The first and probably the last rule in the Senate is seniority. It'll be another two or three weeks yet before I know where I'll be located. I am happy with my committee assignments and my welcome to the Senate was warm and helpful and I am sure I will feel at home.

To the new members of this Senate I congratulate you. I have every respect for the Iowa Senate. To the old timers—it is a precious privilege to serve here! You almost have to leave before you realize how precious it is. It is an honor to have served with you, and in closing I want you to know that my door is always open.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-two students from East High School, Des Moines, Polk County, who were present in the balcony accompanied by their instructor, Mr. Tannatt.

INTRODUCTION OF BILLS

Senate File 108, by Senators Buck, Wilson, Curran, Flatt, Cowden,

Potter and Frommelt, a bill for an act to amend section one hundred ten point seventeen (110.17), Code 1958, so that residents over seventy years of age shall not be required to have a fishing license.

Read first and second times and passed on file.

Senate File 109, by Senators Buck, Elijah, Fisher, Wolf, Frommelt, Gilmour, Brown, Mincks and Nystrom, a bill for an act to abolish the death penalty as a punishment for certain crimes and to substitute therefor imprisonment for life or a term of years.

Read first and second times and passed on file.

Senate File 110, by committee on conservation, a bill for an act to amend section one hundred ten point seventeen (110.17), Code 1958, to restrict the exemption of military personnel to legal residents of the State of Iowa.

Read first and second times and placed on the calendar.

Senate File 111, by Senator Price, a bill for an act relating to well contractors and the registration and licensing thereof.

Read first and second times and passed on file.

Senate File 112, by Senators Moore and Stuart, a bill for an act to amend section two hundred ninety-eight point eighteen (298.18), Code 1958, relating to millage limitation on school bonded indebtedness.

Read first and second times and passed on file.

Senate File 113, by Senators Stuart, Nolan, Shaff, Butler and Eppers, a bill for an act to amend chapter two hundred seventy-nine (279), Code 1958, relating to authority of school boards to participate at their discretion in the payment of premium cost of group insurance as set forth under the provisions of chapter five hundred nine (509), Code 1958, for the employees of their school districts.

Read first and second times and passed on file.

Senate File 114, by Senators Stuart, Nolan, Shaff, Butler and Eppers, a bill for an act to amend chapter two hundred seventy-nine (279), Code 1958, to authorize school boards of any district to deduct from salary or wages of employees premium charges to be paid by such employees for group insurance.

Read first and second times and passed on file.

Senate File 115, by Senators Frommelt, Putney and Eppers, a bill for an act restricting the issuance of bait dealer's licenses to residents of Iowa and residents of states who sell similar licenses to residents of Iowa.

Read first and second times and passed on file.

Senate File 116, by Senator Eppers, a bill for an act to authorize the sale and conveyance to Fort Madison Savings Bank, as trustee, for the Business and Industry Committee of the Fort Madison Chamber of Commerce of certain land in Lee County, Iowa, lying below the ordinary high-water mark of overflow and floodwater from Keokuk Dam.

Read first and second times and passed on file.

Senate File 117, by Senators Wolf, Gilmour, Schroeder and Lynes, a bill for an act creating a state commission on human relations and prescribing the powers and duties thereof and provide appropriation therefor.

Read first and second times and passed on file.

Senate File 118, by committee on social security, a bill for an act relating to procedure with application for old-age assistance.

Read first and second times and placed on the calendar.

Senate File 119, by committee on social security, a bill for an act relating to commitment of neglected, dependent or delinquent children.

Read first and second times and placed on the calendar.

Senate Joint Resolution 14, 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 and to the mandatory retirement with compensation of judges of the Supreme and District Courts.

Read first and second times and placed on the calendar.

Senate Joint Resolution 15, by Senator Coleman, a joint resolution proposing a constitutional amendment to establish a new method of apportionment of Senators and Representatives in the General Assembly.

Read first and second times and passed on file.

SENATE RESOLUTION 3 CONSIDERED

Senator Van Eaton called up for consideration the following resolution:

SENATE RESOLUTION 3
By Van Eaton

Be It Resolved by the Senate: That in view of the recent happenings in Sheldon, Iowa, to the Sheldon National Bank and Northern Biochemical Corporation, the following procedure is proposed:

1. That the insurance committee of the Senate is hereby instructed to make inquiry of the office of Commissioner of Insurance as to whether or not there was negligence in regard to preventing the sale of stock in the Northern Biochemical Corporation of Sheldon, Iowa.

Be It Further Resolved: That when the above investigation has been made that the Senate committee on insurance report their findings to the Senate.

Senator Van Eaton moved the adoption of the resolution.

Roll call was requested.

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

Ayes, 46:

Buck	Getting	Nolan	Shoeman
Butler	Gilmour	O'Malley	Stuart
Coleman	Gray	Phelps	Turner
Cowden	Grimstead	Potter	Van Eaton
Curran	Hansen	Prentis	Vance
Dykhouse	Hill	Price	Walker
Elijah	Hoxie	Putney	Walter
Elvers	Long	Rigler	Wearin
Eppers	Lucken	Schroeder	Weber
Fisher	Lynes	Scott	Wiley
Flatt	Mincks	Shaff	Wilson
Frommelt	Moore		

Nayes, 3:

Brown	Hoschek	Wolf

Absent or not voting, 1:

Nystrom

The motion prevailed and the resolution was adopted.

Senator Van Eaton asked and received unanimous consent to withdraw Senate Resolution 2, filed and found on page 99 of the Senate Journal.

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

SENATE CONCURRENT RESOLUTION 8
By Flatt, Hill, Butler, Hansen, Lynes, Nystrom, O'Malley and Potter

SENATE CONCURRENT RESOLUTION

Whereas, a National Commission has been established to plan for and conduct appropriate programs in connection with the Centennial of the many important events of the Civil War, and

Whereas, an Iowa State Commission has been established to plan for and conduct appropriate programs in connection with the Centennial of the many important events of the Civil War, and

Whereas, the Civil War was the greatest test our country ever faced, built of the heroism and endurance that were drawn from men and women of both sections by devotion to principles valued more than life itself, and the loss, the gain, and the experience itself are a common national possession, and

Whereas, more Iowans gave their lives to their country in that conflict than in both World Wars, the Korean War and the Spanish-American War combined, and

Whereas, more than 76,000 citizens of Iowa served in the Union forces during that conflict out of a population of 674,000, and 13,000 of them made the supreme sacrifice for their convictions, and

Whereas, the distinguished National Chairman of the National Civil War Centennial Commission, Major General Ulysses S. Grant III, of Washington, D. C., will be in Des Moines, Iowa, on the 30th of March, 1961, to officially open the activities in the State of Iowa commemorating Iowa's part in the Civil War; *Now Therefore*,

Be It Resolved by the Senate, the House Concurring; that an invitation be extended to Major General Grant to address a joint convention of both houses at 11:00 a.m. on Thursday, March 30, 1961.

The motion prevailed and the resolution was unanimously adopted.

THIRD READING OF BILLS

On motion of Senator Potter, Senate File 20, a bill for an act to amend chapter two hundred ninety-five (295), Acts of the Fifty-eighth General Assembly, relative to state income taxes, to provide for the adoption of amendments to the Internal Revenue Code of 1954, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potter offered the following amendment and moved its adoption:

Amend the title to Senate File 20 by striking all after the word "taxes" in line 3 and inserting a period (.).

The amendment was adopted.

Senator Walker asked and received unanimous consent that action on Senate File 20 be deferred and that the bill retain its place on the calendar.

On motion of Senator Grimstead, Senate File 65, a bill for an act relating to tax exemption of personal property used for agricultural purposes, 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, 46:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Butler	Gray	Nystrom	Turner
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Vance
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Putney	Walter
Elijah	Hoxie	Rigler	Wearin
Elvers	Long	Schroeder	Weber
Eppers	Lucken	Scott	Wiley
Fisher	Lynes	Shaff	Wilson
Flatt	Mincks		

Nays, 4:

Frommelt	O'Malley	Price	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.

SPECIAL ORDER

Senator Lynes asked and received unanimous consent that Senate Joint Resolution 14 be made a special order of business for Wednesday, February 1, 1961, at 10:15 a.m.

SENATE CONCURRENT RESOLUTION 9

By Price and Rigler

Whereas, the Honorable Senator Barry Goldwater will be in Des Moines, Iowa, on the 28th of March, 1961;

Now Therefore, Be It Resolved by the Senate, the House Concurring: That an invitation be extended to Senator Goldwater to address a joint convention of both House at 10:00 a.m. on Tuesday, March 28, 1961.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R. 10 Legislative redistricting
S.J.R. 11 Judiciary 2
S.J.R. 12 Legislative redistricting
S.J.R. 13 Legislative redistricting
S. F. 106 Judiciary 2
S. F. 107 Industrial relations
H. F. 24 Judiciary 1
H. F. 90 Judiciary 2
H. F. 91 Judiciary 2
H. F. 92 Judiciary 2
H. F. 93 Judiciary 2
H. F. 95 Judiciary 2

H. F. 96 Judiciary 2
H. F. 97 Judiciary 2
H. F. 98 Judiciary 2
H. F. 100 Judiciary 2
S.J.R. 15 Legislative redistricting
S. F. 108 Conservation
S. F. 109 Judiciary 1
S. F. 111 Manufacturing, commerce and trade
S. F. 112 Schools and educational institutions
S. F. 113 Insurance
S. F. 114 Insurance
S. F. 115 Conservation
S. F. 116 Judiciary 2
S. F. 117 Judiciary 1

REPORT OF COMMITTEE

Senator Price submitted the following report:

MR. PRESIDENT: Your committee on transportation and highway safety to which was referred **Senate File 52**, a bill for an act relating to motor vehicle truck operators, 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

Amend Senate File 3 as follows:

1. Amend the title by striking everything after the figures "(10th)" and adding the following: "and fourteenth (14th) judicial districts.".

2. Amend section 1, line 3, by adding after the figure "(36)", the following: "and from line fifty-two (52)".

GUY G. BUTLER.

Amend Senate File 49 by striking the word "annually" in line 4 thereof.

MARTIN WILEY.

Amend Senate File 91 by adding at the end of section 1 a new sentence as follows:

"Any school district which includes a city or part of a city of over twenty thousand population may acquire real estate for such purposes in like amount outside of the school district."

MELVIN H. WOLF.

Amend Senate File 20 as follows:

1. By inserting after the period (.) in line 29 a quotation mark.

2. By striking in line 30 the following: " "Sec. 6." and inserting in lieu thereof "Sec. 2.".

3. By striking the following punctuation in line 34: " ".".

LYNN POTTER.

On motion of Senator Lynes, the Senate adjourned until 10:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 27, 1961.

The Senate met in regular session, President pro tempore Long presiding.

Prayer was offered by Reverend Henry Johnson, retired pastor of the Zalmona Presbyterian Church, Waukon, Iowa.

PETITIONS

By Senator Moore, from two hundred residents of Crawford County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator O'Malley, from one hundred sixty-four members of V. F. W. Post 9127 of Polk County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Scott, from one hundred twenty residents of Allamakee County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Vance, from sixty-six residents of Washington County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

INTRODUCTION OF BILLS

Senate File 120, by Senators Wilson, Flatt and Walker, a bill for an act to allow counties to take private property by condemnation for county conservation purposes.

Read first and second times and passed on file.

Senate File 121, by Senators Butler, Brown and Getting, a bill for an act relating to an increase in the number of judges in the fourteenth (14th) judicial district.

Read first and second times and passed on file.

Senate File 122, by Senators Rigler, Buck, Shaff, O'Malley, Van Eaton and Schroeder, a bill for an act relating to amounts of indemnification of drivers of emergency vehicles.

Read first and second times and passed on file.

Senate File 123, by Senators Rigler, Buck, Shaff, O'Malley and Van Eaton, a bill for an act to amend sections three hundrd sixty-five point thirteen (365.13) and three hundred sixty-five point seventeen (365.17), Code 1958, relating to the selection of the chiefs of the fire departments in cities and towns from the active membership thereof.

Read first and second times and passed on file.

Senate File 124, by Senators Frommelt and Moore, a bill for an act relating to transporting dead animals.

Read first and second times and passed on file.

Senate File 125, by Senators Scott, Long, Schroeder, O'Malley, Walker and Curran, a bill for an act to appropriate funds to the state board of regents for construction, materials, and equipment necessary for a fire protection education building to be located on the campus of the Iowa State University at Ames, Iowa.

Read first and second times and passed on file.

Senate File 126, by Senators Elvers and Elijah, a bill for an act relating to cream and milk grading law.

Read first and second times and passed on file.

Senate File 127, by Senator Butler, a bill for an act to change the congressional districts.

Read first and second times and passed on file.

Senate File 128, by Senator Nolan, a bill for an act to amend section two hundred sixty-two point forty-three (262.43), Code 1958, relating to the payment of transportation costs for the elementary or high school education of students residing on land owned by the state under the control of the state board of regents.

Read first and second times and passed on file.

REPORT OF COMMITTEE

Senator Price submitted the following report:

MR. PRESIDENT: Your committee on transportation and highway safety to which was referred **Senate File 71**, a bill for an act to amend section three hundred twenty-one point twenty-five (321.25), Code 1958, so as to allow ten days in which to operate a new motor vehicle before receiving a registration plate, 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 71 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred twenty-one point twenty-five (321.25), Code 1958, is hereby amended as follows:

1. By striking from line three (3) of such section the words 'within five (5) days'.

2. By striking from line eight (8) of such section the words 'five days,' and inserting in lieu thereof the words 'ten (10) days after the purchase date of the vehicle,'.

"Sec. 2. Section three hundred twenty-one point twenty-six (321.26), Code 1958, is hereby amended by striking from line three (3) of such section the word 'until' and inserting in lieu thereof the word 'unless'."

2. Amend the title of Senate File 71 by striking all after the word "Act" and by inserting in lieu thereof the following:

"relating to motor vehicle registration and certificate of title applications."

CARROLL PRICE, *Chairman.*

Ordered passed on file.

AMENDMENT FILED

Amend Senate Joint Resolution 14, section 1, by adding at the end of line 18 the following:

"Such nominees shall be appointed without regard to their political affiliation, their race, color or creed, and only on the basis of their judicial qualifications."

CLIFFORD M. VANCE.

On motion of Senator Lynes, the Senate adjourned until 11:00 a.m., Monday, January 30, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 30, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Banks Dogget, pastor of the Methodist Charge, Moulton, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Walker for the day on request of Senator Dykhouse.

PETITIONS

By Senator Hill, from thirty-two residents of Jasper County favoring proposed legislation to abolish the death penalty in Iowa.

By Senator Lynes, from twenty-six residents of Emmet County favoring control of billboard advertising on interstate highways.

SENATE FILE 89 WITHDRAWN

Senator Rigler asked and received unanimous consent that Senate File 89 be withdrawn from further consideration of the Senate.

COMMUNICATIONS

The following communications were presented by the Secretary of the Senate:

President of the Senate,
Fifty-ninth General Assembly of Iowa.

In accordance with the provisions of section 6.3, Code of Iowa, 1958, I hereby report to the Fifty-ninth General Assembly of Iowa that I have caused Senate Joint Resolution 7, Acts of the Fifty-eighth General Assembly, to be published once each month in two newspapers of general circulation in each Congressional District of Iowa for three months previous to the General Election held on November 8, 1960. Affidavits of the publishers of the newspapers designated to publish said Resolution showing proof of publication of same and my certificate of the selection of such newspapers are filed in my office and recorded in a book kept for that purpose as hereinafter shown:

Congressional District	Newspapers	Dates published—1960
First	Davenport Daily Times	8/2—9/2—10/3—11/2
	Washington Evening Journal	8/1—9/1—10/1—11/1
Second	Waukon Republican Standard	8/2—9/6 10/4—11/1
	Cedar Rapids Gazette	8/1—9/1—10/1—11/1

Third	Mason City Globe Gazette	8/2—9/3—10/3—11/2
	The Traer Star-Clipper	8/5—9/2—10/7—11/4
Fourth	Centerville Iowegian	8/1—9/1—10/3—11/1
	The Osceola Sentinel	8/4—9/1—10/6—11/3
Fifth	Winterset Madisonian	8/3—9/7—10/5—11/2
	The Des Moines Register	8/1—9/1—10/1—11/1
Sixth	Algona (Iowa) Advance	8/4—9/1—10/6—11/3
	Carroll Daily Times-Herald	8/1—9/1—10/1—11/1
Seventh	Shenandoah Evening Sentinel	8/1—9/1—10/1—11/1
	Atlantic News-Telegraph	8/1—9/1—10/1—11/1
Eighth	Sioux County Capital	8/4—9/1—10/6—11/3
	Storm Lake Pilot-Tribune	8/4—9/1—10/6—11/3

(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 9th day of January, A. D. nineteen hundred and sixty-one.

MELVIN D. SYNHORST,
Secretary of State,
State of Iowa, U.S.A.

STATE OF ARKANSAS
DEPARTMENT OF STATE
NANCY J. HALL, SECRETARY OF STATE

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

I, Nancy J. Hall, Secretary of State of the State of Arkansas, do hereby certify that the following and hereto attached instrument of writing is a true and perfect copy of House Concurrent Resolution No. 2 by Fletcher of Saline.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official Seal done at the office in the City of Little Rock, this 24th day of January, 1961.

(Signed) NANCY J. HALL, *Secretary of State.*

HOUSE CONCURRENT RESOLUTION 2
By Fletcher of Saline

A Concurrent Resolution petitioning the Congress of the United States to propose an amendment to the Constitution of the United States abolishing the Electoral College System and establishing a system of popular elections for the election of the President and the Vice President of the United States.

Be It Resolved by the House of Representatives of the State of Arkansas, the Senate Concurring Therein:

Section 1. The General Assembly of the State of Arkansas respectfully petitions the Congress of the United States to propose an amendment to the Constitution of the United States abolishing the Electoral College System and establishing a system of popular elections for the election of the President and the Vice President of the United States.

Section 2. The General Assembly of the State of Arkansas further respectfully petitions the Congress of the United States that it provide that such amendment to the Constitution of the United States shall be effective when ratified by the legislature of three-fourths of the several states.

Section 3. The Secretary of State of the State of Arkansas is hereby directed to send certified copies of this Concurrent Resolution to the Secretary of the Senate of the United States, the Clerk of the House of Representatives of the United States, to each member of the Congress of the United States from the State of Arkansas, and to the Chief Executive and presiding officers of the legislative bodies of each of the several states.

Senator Lynes asked and received unanimous consent that the foregoing communications be printed in the Senate Journal.

INTRODUCTION OF BILLS

Senate File 129, by Senator Flatt, a bill for an act relating to exemption from personal income tax of members of the National Guard of the United States and the State of Iowa and to amend section four hundred twenty-two point seven (422.7), Code 1958.

Read first and second times and passed on file.

Senate File 130, by Senators Flatt and Hoxie, a bill for an act relating to the Iowa national guard and the Iowa air national guard and to amend various sections of the Code relating thereto.

Read first and second times and passed on file.

Senate File 131, by Senators Long, Lynes, O'Malley and Walker, a bill for an act relating to life insurance policies.

Read first and second times and passed on file.

Senate File 132, by Senator Lynes, a bill for an act to legalize and validate the proceedings of the board of directors of the Denver Community School District, in the counties of Bremer and Black Hawk, 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 133, by Senators Getting, Coleman, Curran and Elvers, a bill for an act relating to co-operative associations.

Read first and second times and passed on file.

Senate File 134, by Senators Hill and Potter, 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 passed on file.

Senate File 135, by Senator Nolan, a bill for an act to amend chap-

ter three hundred twelve (312), Code 1958, in relation to the Amana Colonies.

Read first and second times and passed on file.

Senate File 136, by Senator O'Malley, a bill for an act to amend section two hundred ninety-seven point twenty-two (297.22), Code 1958, to permit the board of directors of school districts located in whole or in part within cities having a population of more than one hundred twenty-five thousand (125,000) to lease or sell school houses, school sites or other property acquired for school purposes.

Read first and second times and passed on file.

Senate Joint Resolution 16, by Senator Schroeder, a joint resolution proposing a constitutional amendment relating to representation in the Senate and House of Representatives and to the apportionment, terms, qualifications, classification, and time and manner of election of members of the Senate and House of Representatives.

Read first and second times and passed on file.

Senate File 137, by Senator O'Malley, a bill for an act to amend chapter two hundred seventy-nine (279), Code 1958, by adding thereto a new section to provide for use of funds received from sale, condemnation or other disposition of schools or sites without a vote of the electorate in school districts located in whole or in part within cities having a population of more than one hundred twenty-five thousand (125,000).

Read first and second times and passed on file.

Senate File 138, by Senators Dykhouse, Getting, Lucken and Van Eaton, a bill for an act relating to congressional districts.

Read first and second times and passed on file.

Senate File 139, by Senators Getting, Hoxie and Curran, a bill for an act relating to the compensation of members of the state soil conservation committee.

Read first and second times and passed on file.

Senate File 140, by Senators Getting, Hoxie and Curran, a bill for an act relating to the appointment of members to the state soil conservation committee.

Read first and second times and passed on file.

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

SENATE CONCURRENT RESOLUTION 9
By Price and Rigler

Whereas, the Honorable Senator Barry Goldwater will be in Des Moines, Iowa, on the 28th of March, 1961;

Now Therefore, Be It Resolved by the Senate, the House Concurring: That an invitation be extended to Senator Goldwater to address a joint convention of both House at 10:00 a.m. on Tuesday, March 28, 1961.

The motion prevailed and the resolution was adopted.

UNFINISHED BUSINESS
THIRD READING OF BILLS

On motion of Senator Potter, Senate File 20, a bill for an act to amend chapter two hundred ninety-five (295), Acts of the Fifty-eighth General Assembly, relative to state income taxes, to provide for the adoption of amendments to the Internal Revenue Code of 1954, was taken up for further consideration.

Senator Potter asked and received unanimous consent to withdraw the amendment to Senate File 20, filed by him and found on page 125 of the Senate Journal.

Senator Potter offered the following amendments and moved their adoption:

Amend Senate File 20 as follows:

1. By inserting after the period (.) in line 29 a quotation mark.

2. By striking all of lines 30 through 34 and inserting in lieu thereof the following:

"Sec. 2. This Act being deemed of immediate importance shall be in force and effect immediately upon its passage and publication in The Times Plain Dealer, a newspaper published at Cresco, Iowa, and in The Decorah Journal, a newspaper published at Decorah, Iowa."

The amendments were 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, 48:

Brown	Frommelt	Mincks	Shaff
Buck	Getting	Moore	Shoeman
Butler	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Schroeder	Wilson
Flatt	Lynes	Scott	Wolf

Nays, none.

Absent or not voting, 2:
Prentis Walker

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

Senator Potter asked and received unanimous consent that Senate File 20 be immediately messaged to the House, which request was complied with.

On motion of Senator Wolf, Senate File 91, a bill for an act to repeal sections two hundred ninety-seven point two (297.2), two hundred ninety-seven point three (297.3), and two hundred ninety-seven point four (297.4), Code 1958, relating to size of schoolhouse sites, and to enact a substitute therefor, was taken up and considered.

Senator Wolf offered the following amendment and moved its adoption:

Amend Senate File 91 by adding at the end of section 1 a new sentence as follows:

"Any school district which includes a city or part of a city of over twenty thousand population may acquire real estate for such purposes in like amount outside of the school district."

The amendment was adopted.

Senator Long offered the following amendment and moved its adoption:

Amend Senate File 91, section 1, line 6, by striking the words "or outside of".

The amendment was adopted.

Senator Schroeder asked and received unanimous consent that action on Senate File 91 be deferred and that the bill retain its place on the calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 7, providing that a joint convention be held Thursday, March 23, 1961, and that the Pioneer Lawmakers be invited to present a program on that occasion.

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

Senate Concurrent Resolution 8, extending an invitation to Major General Grant to address a joint convention March 30, 1961.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 11, a bill for an act relating to registration as a professional engineer and land surveyor.

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 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 25, a bill for an act relating to place-name signs on primary roads.

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 the use of the revolving fund of cooperative associations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:
House File 58, a bill for an act relating to membership in nonstock associations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:
House File 66, a bill for an act relating to the auditing of school districts.

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 board of directors of school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:
House File 148, a bill for an act relating to the issuance of joint municipal sewer bonds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:
House File 149, a bill for an act relating to the limit of campaign expense of a member of the General Assembly.

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 statement and remittance of state funds by county treasurers.

WILLIAM R. KENDRICK, *Chief Clerk.*

SENATE CONCURRENT RESOLUTION 10
By Lynes

Be It Resolved by the Senate, the House Concurring: That a joint convention of the two houses of the Fifty-ninth General Assembly be held on Thursday, February 2, 1961, at 11:00 a.m.
Be It Further Resolved: That Governor Erbe 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.

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

REPORT OF THE SUPREME COURT

TO THE FIFTY-NINTH GENERAL ASSEMBLY OF IOWA:

In accordance with sections 684.18 and 684.19, Code of Iowa, 1958, and chapter 367, Laws of the Fifty-eighth General Assembly, the Supreme Court of Iowa has prescribed and herewith reports to you rules of practice and procedure for proceedings of a civil nature in courts of this state and has adopted and herewith reports to you rules for the administration of courts other than the Supreme Court.

In the consideration and formulation of these rules the Supreme Court has had the valuable assistance of an advisory committee of the following able lawyers and district judges:

T. M. Ingersoll, Chairman, Cedar Rapids
W. L. Beecher, Waterloo
Judge Folsom Everest, Council Bluffs
Wendell B. Gibson, Des Moines
Edward C. Halbach, Clinton
Albert V. Hass, Chariton
Alan Loth, Fort Dodge
George C. Murray, Sheldon
John S. Redd, Sidney
Judge G. Belvel Richter, Waukon
Henry J. TePaske, Orange City
Allen D. Vestal, Iowa City
Judge Matthew Westrate, Muscatine

Judge Bruce M. Snell, Ida Grove, was a member of the committee until he became a member of the Supreme Court at the beginning of 1961.

All members of the committee served without compensation.

The Comment which follows some of the rules reported herewith does not form part of the rules but is explanatory thereof.

Other rules, both of practice and procedure and for administration of the courts, are under consideration.

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

Des Moines,
January 30, 1961.

RULE 117 Motion days—disposition of motions.

RULES 117 (a) and (b), now in effect, are superseded by the following:

(a) The judges of each judicial district shall provide by rule for at least one motion day to be held each month in each county, when all motions made prior to trial on issues of fact on file ten days or more shall be deemed submitted unless by other rule, statute or order of court entered for good cause shown another time for submission is fixed. Such motions not orally argued for any reason shall be deemed submitted without argument unless they are then, or have previously been, set down for argument at some time somewhere in the judicial district not more than ten days thereafter, when they must be submitted without further postponement. Each motion filed shall set out the specific points upon which it is based. A concise memorandum brief may be appended if it is desired to cite supporting rules, statutes or other authorities.

(b) The court may hear and rule on any motion prior to motion day so as not to delay completing the issues or trial of the case.

(c) No change in present Iowa rule.

(d) Rule 117(d) is changed by inserting a comma in lieu of the period at the end and adding "including a special appearance."

RULE 117 is amended by adding the following subparagraph thereto:

(e) The clerk of each court shall maintain a motion calendar on which every "motion" within the purview of (d), above, shall be entered. It shall be arranged to show (1) docket, page and cause number of action in which filed, (2) abbreviated title of the case with surname of the first-named party on each side, (3) counsel of record for parties, (4) denomination of the "motion," (5) date filed, (6) party by whom filed, (7) date entered on calendar, and (8) date of disposition by ruling, order or otherwise. Separate motion calendars for law, equity or other divisions may be maintained.

RULE 136 is revised to read:

136. Pretrial conference. After issues are joined the court may in its discretion, and shall on written request of any attorney in the case, direct all attorneys in the action to appear before it for a conference to consider, so far as applicable to the particular case:

(a) The necessity or desirability of amending pleadings by formal amendment or pretrial order;

(b) Agreeing to admissions of facts, documents or records not really controverted, to avoid unnecessary proof;

(c) Limiting the number of expert witnesses;

(d) Settling any facts of which the court is to be asked to take judicial notice;

(e) Stating and simplifying the factual and legal issues to be litigated;

(f) Specifying all damage claims in detail as of the date of the conference;

(g) All proposed exhibits and mortality tables and proof thereof;

(h) Consolidation, separation for trial, and determination of points of law;

(i) Questions relating to voir dire examination of jurors and selection of alternate jurors, to serve if a juror becomes incapacitated;

(j) Possibility of settlement;

(k) Filing of advance briefs when required;

(l) Any other matter which may aid, expedite or simplify the trial of any issue.

The pretrial judge may direct the parties to the action to be present or immediately available at the time of conference.

Comment: Rule 136 in its present form has implicit in it most of the matters set forth in revised rule 136 but it is believed the procedure will be more effectively employed if more matters to be considered at pretrial are specified.

RULE 174 is revised to read:

174. Jury fees. If trial is by a jury after change pursuant to rule 167 the court shall certify the amount of county expenses incurred for meals, lodging, mileage and fees of jurors and the county where the action was brought shall pay the county where it was tried the sum so certified. However, the amount certified shall not exceed the amount taxable as costs if the action had been commenced in the county where the trial is held.

Comment: Old rule 174, providing for payment of $3 per day for each

juror who tried the case, is deemed inadequate and unfair to the county where the trial is held. The legislature might consider amending Code section 623.1 relating to jury fees in criminal actions transferred to another county for trial.

177. Demand for jury trial.

(a) No change in present Iowa rule.

RULE 177(b) is revised to read:

(b) A party desiring jury trial of an issue must make written demand therefor by filing a separate instrument clearly designating such demand not later than ten days after the last pleading directed to that issue. A copy thereof must be filed for each adverse party appearing and it shall be mailed or delivered by the clerk in the manner provided by rule 82.

(c) and (d) No change in present Iowa rule.

RULE 178.1, reading as follows, is prescribed:

178.1 Reporter's fee—small cases. No court reporter shall be provided in the trial of actions when the amount in controversy as shown by the pleadings is three hundred dollars or less, unless the party demanding one shall pay the clerk in advance the taxable fee of the reporter for one day, at the beginning of each day. Amounts so paid shall be taxed as costs in the case, unless otherwise ordered by the court.

RULE 181, now in effect, is superseded by the following:

181. Certificate of readiness for trial. If a certificate of readiness for trial of any action is filed, the action shall be entered on the Ready Calendar List. If parties stipulate for trial assignment, the certificate shall be filed with the stipulation.

The certificate shall be in substantially the following form:

In the ..... Court of ..... Iowa

Caption — Law) / Equity) / Probate) — No.....

Certificate of Readiness for Trial

The undersigned hereby certifies that:

1. The issues are joined and the case is ready for trial in all respects;

2. Necessary use of discovery rules has been completed and the taking of desired depositions concluded;

3. The adverse party has had reasonable time to obtain inspections, examinations and reports under rules 131 to 133;

4. Sufficient time has elapsed to afford the adverse party reasonable opportunity to be ready for trial;

5. Pretrial conference (a) has or (b) has not been held;

6. Settlement of the case (a) has or (b) has not been discussed; and

7. Assignment for trial (a) by jury upon timely demand filed or (b) by the court is requested.

Dated this ..... day of ....., 19.....

.....

Attorney for.....

P. O. Address.....

Telephone No.....

Strike 3 and (a) or (b) of 5, 6 and 7 if not applicable.

A copy of the certificate must be filed for each adverse party appearing and it shall be mailed or delivered by the clerk in the manner provided by rule 82.

Objections must be filed, if at all, within seven days after the date of mailing or delivery of copy of certificate. Hearing thereon shall be held at the earliest practicable date and the action shall not be removed from the Ready Calendar List unless the objector establishes that it is not ready for trial notwithstanding reasonable diligence on his part, or other good cause is shown.

RULE 181.1, reading as follows, is prescribed:

181.1 Ready calendar list. The clerk shall maintain a current list of pending actions wherein a certificate of readiness for trial has been filed. It shall be known as the Ready Calendar List and be available for public examination. It shall be arranged in columnar form to show: (1) caption of cause, (2) docket, page and cause number, (3) date of filing of certificate of readiness, (4) jury or nonjury case, and (5) if removed from list, date of such removal. If removed by order of court the clerk may re-list it only upon the filing of a new certificate of readiness. If not so removed, actions will remain on list until final disposition.

RULE 181.2, reading as follows, is prescribed here:

181.2 Trial assignments.

(a) Initial assignment day—actions having precedence. District and superior courts shall provide by rule for an initial assignment day to be held at an hour and day certain, not more than fourteen days before, nor more than three days after, the first day of each scheduled term. Actions on the Ready Calendar List shall have precedence in the assignment for trial of civil and special actions, except those entitled to priority under a statute. No action shall have precedence if objections under rule 181 have been filed and not determined or if the time for filing such objections has not expired. Insofar as practicable actions are to be assigned in the order in which the petitions were filed. The court may assign a case for trial even though no certificate of readiness for trial has been filed. Municipal courts shall in like manner provide for an initial assignment day and assign cases for trial.

(b) Local court rules. Subject to provisions of (a) hereof, courts may adopt local rules (1) designating days for holding additional calendar calls and assigning cases for trial, giving precedence so far as practicable to actions as in (a), (2) providing for the supervision of the calendar by one or more judges, for separate supervision of calls and assignment of cases by judges assigned to the law, equity or probate division of the court, and (3) prescribing such other procedures as are deemed expedient for the orderly and efficient administration of court business.

(c) No notice of assignment days required—holidays. Notice of days of assignment or calendar calls may be by any reasonable means but shall not be required except when the court orders a change to a day other than prescribed by local rule. If any such day falls on a legal holiday it shall take place at the same hour on the next succeeding judicial day without notice.

Comment: For definition of civil and special actions see Code section 611.2.

RULE 181.3, reading as follows, is prescribed:

181.3 Duty to notify court.

(a) Of settlements. Whenever a case assigned for trial has been settled it shall be the duty of the attorneys or parties appearing in person to so notify the court immediately.

(b) Of conflicting engagements and termination thereof. When a case assigned for trial is reached and an attorney of record therein is then actually engaged in a trial in another court, it shall be his duty to so inform

the court who may hold the trial of such case in abeyance until the engagement is concluded. As soon as the attorney is free from such engagement it shall be his duty to notify the court immediately and stand ready to proceed with the trial of the case.

183. Causes for continuance. Before the period at the end of rule 183(a) there is inserted "and the court approves."

Comment: It is felt no continuance should be granted without court approval.

196. Instructions.

RULE 196 is amended by striking the first sentence and substituting the following therefor:

The court shall instruct the jury as to the law applicable to all material issues in the case and such instructions shall be in writing, in consecutively numbered paragraphs, and shall be read to the jury without comment or explanation; provided, however, that in actions triable to a jury where the amount in controversy as shown by the pleadings is three hundred dollars or less, and in any action where the parties so agree, the instructions may be oral.

RULE 215.1, reading as follows, is prescribed:

215.1 Uniform rule for dismissal for want of prosecution. It is the declared policy that in the exercise of reasonable diligence every civil and special action, except under unusual circumstances, shall be brought to issue and tried within one year from the date it is filed and docketed and in most instances within a shorter time.

All cases at law or in equity where the petition has been filed more than one year prior to July 15 of any year shall be for trial at the next term commencing after August 15 of said year. The clerk shall prior to August 15 give notice to counsel of record as provided in rule 82 of:

(a) the docket number,
(b) the names of parties,
(c) counsel appearing,
(d) date of filing petition,

and the notice shall state that such case will be for trial and subject to dismissal if not tried in the next succeeding term pursuant to this rule. All such cases shall be assigned and tried or dismissed without prejudice at plaintiff's costs unless satisfactory reasons for want of prosecution or grounds for continuance be shown by application and ruling thereon after notice and not ex parte. This rule shall not apply to cases (a) pending on appeal from a court of record to a higher court or under order of submission to the court; (b) in which proceedings subsequent to judgment or decree are pending; (c) which have been stayed pursuant to the Soldiers and Sailors Civil Relief Act; (d) which have been filed but in which plaintiff has been unable by due diligence to obtain service of original notice; (e) where a party is paying a claim pursuant to written stipulation on file or court order; and (f) awaiting the action of a referee, master or other court appointed officer; provided, however, that a finding as to (a) through (f) is made and entered of record.

No continuance under this rule shall be by stipulation of parties alone but must be by order of court. Where appropriate the order of continuance shall be to a date or term certain.

RULE 227.1, reading as follows, is prescribed:

227.1 Taxation of costs. Where an action is disposed of without pay-

ment, or provision for assessment, of court costs the clerk shall at once enter judgment for costs against the plaintiff.

RULE 297 is amended by striking the words "two hundred dollars" and inserting in lieu thereof "five hundred dollars."

Comment: Under this change the amount stated in rule 297 corresponds with the amount stated in Code sections 638.41 and 668.33.

RULE 340 Record on appeal. There is added to rule 340 the following paragraph designated:

(j) Agreed record. Instead of proceeding under the foregoing paragraphs (a) to (f) the parties may, promptly after taking an appeal, present for his approval to the judge before whom the case was tried, or if he is not available to any other judge of the same court, an agreed record on appeal. It shall show how the questions arose and were decided in the trial court. It shall either set out so much of the facts pleaded or proved as are necessary to a decision of such questions and to proper disposition of the appeal, or contain an abstract of the relevant proceedings which will enable the supreme court to decide the appeal. It shall include an abstract or copy of the judgment or order appealed from and a brief index of contents. Such agreed record, when approved by said judge, shall be the record on appeal and the appellant shall cause it to be printed, filed with the clerk of the trial court and transmitted to the clerk of the supreme court in accordance with rule 342.

RULE 370 is superseded by the following:

370. General provisions, comments and footnotes.

(a) The past, present and future tense shall each include the others; the masculine, feminine and neuter gender shall include the others; and the singular and plural number shall include the other.

(b) Rule and subdivision headings do not in any manner affect the scope, meaning or intent of the provisions of these rules.

(c) All references to sources, comments, and footnotes are incorporated solely for convenience in the use of the rules and do not form a part thereof.

RULE 372 is prescribed:

372. Rules by trial courts. Each district, superior and municipal court, by action of a majority of its judges, may from time to time make and amend rules governing its practice not inconsistent with these rules. A copy of all rules in effect July 4, 1961, and any amendments thereafter made by any such court shall be transmitted to the clerk of the supreme court. In all cases not provided for by rule courts may regulate their practice in any manner not inconsistent with these rules.

ACKNOWLEDGMENT

I, Carroll Lane, Secretary of the Senate of the State of Iowa, hereby acknowledge delivery to me on the 30th day of January, 1961 (January 29, 1961, having been a Sunday), of the Report of the Supreme Court of Iowa, of which the foregoing is a duplicate copy.

CARROLL LANE,
Secretary of the Senate,
Fifty-ninth General Assembly
of the State of Iowa.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 16, 17 and 63.

HARRY L. COWDEN,
Chairman Senate Committee.
HILLMAN H. SERSLAND,
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 16, 17 and 63.

REPORTS OF COMMITTEES

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 26**, a bill for an act relating to larceny, creating and defining the offense of shoplifting, providing penalties for such offense, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 116**, a bill for an act to authorize the sale and conveyance to Fort Madison Savings Bank, as trustee, for the Business and Industry Committee of the Fort Madison Chamber of Commerce of certain land in Lee County, Iowa, lying below the ordinary high-water mark of overflow and floodwater from Keokuk Dam, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 132**, a bill for an act to legalize and validate the proceedings of the board of directors of the Denver Community School District, in the counties of Bremer and Black Hawk, 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.**

JACK SCHROEDER, *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 40**, 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 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 56**, a bill for an act to remove the restriction on alumni members of the state board of regents, 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.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S. F. 120 Conservation
S. F. 121 Judiciary 1
S. F. 122 Cities and towns
S. F. 123 Cities and towns
S. F. 124 Public health
S. F. 125 Schools and educational institutions
S. F. 126 Agriculture
S. F. 127 Legislative redistricting
S. F. 128 Schools and educational institutions
S. F. 129 Tax revision
S. F. 130 Military affairs
S. F. 131 Insurance
S. F. 132 Judiciary 2
S. F. 40 Appropriations (under rule 21)

AMENDMENTS FILED

Amend Senate File 52, section 1, by striking all after the colon in line 4 and inserting in lieu thereof the following: ", but shall not include a self-propelled vehicle used exclusively for the towing of disabled vehicles."

JACK SCHROEDER.

Amend the transportation and highway safety committee amendment filed January 27, 1961 to Senate File 71 by striking all of lines 5 and 6 and inserting in lieu thereof the following:

"1. By striking from line three (3) of such section the words 'at once' and inserting in lieu thereof the words 'within five (5) days'."

CARROLL PRICE.

Amend Senate File 110, section 1, by striking from line 4 the following words: "members of the regular" and inserting in lieu thereof the following: "are serving on active duty in".

EUGENE M. HILL.

Amend Senate Joint Resolution 2 by adding a new section following section 1 as follows:

"Sec. 2. The foregoing proposed amendment is hereby referred to the legislature to be chosen at the next general election for members of the General Assembly, and the secretary of state shall cause the same to be published for three (3) months previous to the date of said elections as provided by law."

C. EDWIN GILMOUR.

Amend Senate Joint Resolution 6 by adding the following:

"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.".

EUGENE M. HILL.

Amend Senate Joint Resolution 14 as follows:

By striking from line 79 of section 1 the following:

"and for two years thereafter".

LYNN POTTER.

Amend Senate Joint Resolution 14, section 1, as follows:

1. Amend Senate Joint Resolution 14, by inserting after the word "state" in line 29 the following "in such manner as provided by law".

2. By inserting after the word "district" in line 42 the following "in such manner as provided by law".

3. By striking from line 50 the words "shall serve for six year terms," and by striking from line 51 the words "six year".

4. By striking in lines 55 and 56 the words "As near as may be, the terms of one-third of such members shall expire every two years.", and inserting in lieu thereof the words "As near as may be, the terms of such members first appointed and elected hereunder shall be one-third for two years, one-third for four years one-third for six years, and thereafter for a term of six years.".

5. By striking the period (.) in line 60 and adding the following words "subject to the condition that such".

6. By striking the period (.) in line 63 and adding the following word "when".

7. By striking the following in lines 66 and 67 "when such tenure for a term of years,".

8. Insert after the comma (,) in line 75 the following "which salaries shall not be diminished during the term for which they have been appointed,".

D. C. NOLAN.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 31, 1961.

The Senate met in regular session, President Mooty presiding.

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

PETITIONS

By Senator Butler, from one hundred eighty-one residents of Buena Vista County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Walker, from twenty-two residents of Hamilton County urging revision of present gasoline tax refund laws.

By Senator Walker, from ten residents of Hamilton County and from nine residents of Wright County favoring passage of the judicial reform bill.

INTRODUCTION OF BILLS

Senate File 141, by Senator Van Eaton, a bill for an act relating to mud flaps for trucks.

Read first and second times and passed on file.

Senate File 142, by Senators Coleman, Butler, Frommelt and Van Eaton, a bill for an act to amend sections ninety-seven B point eleven (97B.11), Code 1958, and ninety-seven B point forty-one (97B.41), Code 1958, relating to the Iowa Public Employees' Retirement System.

Read first and second times and passed on file.

Senate File 143, by Senators Shoeman, Lynes and Long, a bill for an act relating to management of public utility plants.

Read first and second times and passed on file.

Senate File 144, by committee on banks, building and loan, a bill for an act to amend chapter four hundred twenty-nine (429), Code 1958, relating to moneys and credits tax.

Read first and second times and placed on the calendar.

Senate File 145, by committee on banks, building 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 three-fourths (¾ths) of appraised value.

Read first and second times and placed on the calendar.

Senate File 146, by committee on banks, building and loan, a bill for an act to permit banks, subject to the approval of the state banking board, to own jointly a company that can provide for them from a central processing point, the cooperative use of automation equipment for bank bookkeeping work.

Read first and second times and placed on the calendar.

Senate File 147, 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 148, by Senators Rigler, Wiley, Shoeman, Hoxie, Moore, Butler and Putney, a bill for an act to amend chapter three hundred forty-seven (347), Code 1958, and chapter two hundred sixty-two (262) and chapter two hundred eighty-four (284), Acts of the Fifty-eighth General Assembly, relating to county hospitals.

Read first and second times and passed on file.

Senate File 149, by Senators Rigler, Wiley, Shoeman, Hoxie, Moore, Butler and Putney, a bill for an act to amend chapter thirty-seven (37), Code 1958, relating to memorial hospitals.

Read first and second times and passed on file.

Senate File 150, by Senators Schroeder, O'Malley and Butler, a bill for an act to provide for the conveyance of estates of real property of less than ten (10) acres by deeds of trust to secure the performance of obligations outside of the provisions pertaining to real estate mortgages, and to amend sections six hundred fifty-four point one (654.1), six hundred fifty-four point two (654.2) and chapter six hundred twenty-eight (628), Code 1958, relating to forfeiture of real estate contracts and redemption from foreclosure sales.

Read first and second times and passed on file.

Senate Joint Resolution 17, by Senators Hoxie, Shoeman, Wearin, Cowden and Flatt, a joint resolution proposing a constitutional amendment to establish a new method of apportionment of Senators and Representatives in the General Assembly.

Read first and second times and passed on file.

Senate Joint Resolution 18, by Senator Schroeder, a joint resolution ratifying a proposed amendment to the constitution of the United States of America relating to granting representation in the electoral college to the District of Columbia.

Read first and second times and passed on file.

HOUSE MESSAGES CONSIDERED

House File 11, a bill for an act to amend the law relating to registration as a professional engineer and land surveyor.

Read first and second times and passed on file.

House File 14, a bill for an act relating to hunting and fishing upon cultivated or inclosed lands and waters.

Read first and second times and passed on file.

House File 25, a bill for an act relating to place-name signs on primary roads.

Read first and second times and passed on file.

House File 54, a bill for an act relating to the use of the revolving fund of cooperative associations.

Read first and second times and passed on file.

House File 58, a bill for an act relating to membership in nonstock associations.

Read first and second times and passed on file.

House File 66, a bill for an act relating to the auditing of school districts.

Read first and second times and passed on file.

House File 82, a bill for an act to permit the voters in an existing school district or in a proposed reorganized district to authorize seven (7) members of the board of directors and the establishment or change of boundaries of director districts by amending chapters two hundred seventy-five (275), two hundred seventy-seven (277) and two hundred seventy-eight (278), Code 1958, relating thereto.

Read first and second times and passed on file.

House File 148, a bill for an act relating to the issuance of joint municipal sewer bonds.

Read first and second times and passed on file.

House File 149, a bill for an act relating to the limit of campaign expense of a member of the General Assembly.

Read first and second times and passed on file.

House File 150, a bill for an act relating to the statement and remittance of state funds by county treasurers.

Read first and second times and passed on file.

PROOF OF PUBLICATION

Published copy of Senate File 132 and verified proof of publication of said bill in The Bremer County Independent on January 25, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL LANE,
Secretary of the Senate.

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

SENATE CONCURRENT RESOLUTION 10
By Lynes

Be It Resolved by the Senate, the House Concurring: That a joint convention of the two houses of the Fifty-ninth General Assembly be held on Thursday, February 2, 1961, at 11:30 a.m.

Be It Further Resolved: That Governor Erbe 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.

Senator Lynes asked and received unanimous consent to take up for consideration Senate File 116 and Senate File 132.

THIRD READING OF BILLS

On motion of Senator Eppers, Senate File 116, a bill for an act to authorize the sale and conveyance to Fort Madison Savings Bank, as trustee, for the Business and Industry Committee of the Fort Madison Chamber of Commerce of certain land in Lee County, Iowa, lying below the ordinary high-water mark of overflow and floodwater from Keokuk Dam, 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, 49:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Butler	Gray	Nystrom	Turner
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Vance
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt			

Nays, none.

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.

On the motion of Senator Lynes, Senate File 132, a bill for an act to legalize and validate the proceedings of the board of directors of the Denver Community School District, in the counties of Bremer and Black Hawk, 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 Lynes offered the following amendment and moved its adoption:

Amend Senate File 132, section 2, by striking all of lines 3 through 6 and inserting in lieu thereof the following: "publication in the Bremer County Independent, a newspaper published at Waverly, Iowa, and The Tripoli Leader, a newspaper published at Tripoli, Iowa, without expense to the state.".

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, 49:

Brown	Elijah	Gilmour	Long
Buck	Elvers	Gray	Lucken
Butler	Eppers	Grimstead	Lynes
Coleman	Fisher	Hansen	Mincks
Cowden	Flatt	Hill	Moore
Curran	Frommelt	Hoschek	Nolan
Dykhouse	Getting	Hoxie	Nystrom

Phelps	Schroeder	Turner	Wearin
Potter	Scott	Van Eaton	Weber
Prentis	Shaff	Vance	Wiley
Price	Shoeman	Walker	Wilson
Putney	Stuart	Walter	Wolf
Rigler			

Nays, none.

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 Lynes asked and received unanimous consent that Senate Files 116 and 132 be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

On motion of Senator Wolf, Senate File 91, a bill for an act to repeal sections two hundred ninety-seven point two (297.2), two hundred ninety-seven point three (297.3), and two hundred ninety-seven point four (297.4), Code 1958, relating to size of schoolhouse sites, and to enact a substitute therefor, was taken up for further consideration.

On motion of Senator Schroeder, the vote by which the amendment filed by Senator Wolf was adopted, found on page 134 of the Senate Journal, was reconsidered.

Senator Schroeder moved the adoption of the amendment filed by Senator Wolf.

The motion failed and the amendment was lost.

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, 48:

Brown	Frommelt	Mincks	Shoeman
Buck	Getting	Moore	Stuart
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Phelps	Van Eaton
Cowden	Grimstead	Potter	Vance
Curran	Hansen	Prentis	Walker
Dykhouse	Hill	Price	Walter
Elijah	Hoschek	Putney	Wearin
Elvers	Hoxie	Rigler	Weber
Eppers	Long	Schroeder	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Lynes	Shaff	Wolf

Nays, none.

Absent or not voting, 2:
Nystrom O'Malley

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 Long, Senate File 3, a bill for an act relating to an increase in the number of judges in the tenth judicial district, 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 3 as follows:
1. Amend the title by striking everything after the figures "(10th)" and adding the following: "and fourteenth (14th) judicial districts.".
2. Amend section 1, line 3, by adding after figure "(36)", the following: "and from line fifty-two (52)".

The amendment was adopted.

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

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

Ayes, 49:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Butler	Gray	Nystrom	Turner
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Vance
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt			

Nays, none.

Absent or not voting, 1:
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 Hansen, Senate File 19, a bill for an act to create a "Youth Honor Day," with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hansen moved that the bill be read a third 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:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Vance
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Dykhouse, Senate File 30, a bill for an act relating to the day of canvassing the vote for governor and lieutenant governor and the inauguration of both, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Vance
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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, Senate File 52, a bill for an act to amend section three hundred twenty-seven point one (327.1), Code 1958, relating to motor vehicle truck operators, 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 52, section 1, by striking all after the colon in line 4 and inserting in lieu thereof the following: ", but shall not include a self-propelled vehicle exclusively for the towing of disabled vehicles."

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, 50:

Brown	Getting	Nolan	Stuart
Buck	Gilmour	Nystrom	Turner
Butler	Gray	O'Malley	Van Eaton
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Walker
Curran	Hill	Prentis	Walter
Dykhouse	Hoschek	Price	Wearin
Elijah	Hoxie	Putney	Weber
Elvers	Long	Rigler	Wiley
Eppers	Lucken	Schroeder	Wilson
Fisher	Lynes	Scott	Wolf
Flatt	Mincks	Shaff	
Frommelt	Moore	Shoeman	

Nays, none.

Absent or not voting, none.

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

Senator Schroeder asked and received unanimous consent that Senate File 52 be immediately messaged to the House, which request was complied with.

On motion of Senator Dykhouse, Senate File 110, a bill for an act to amend section one hundred ten point seventeen (110.17), Code 1958, to restrict the exemption of military personnel to legal residents of the State of Iowa, was taken up and considered.

Senator Hill asked and received unanimous consent to withdraw the amendment filed by him and found on page 144 of the Senate Journal.

Senator Hill offered the following amendment:

Amend Senate File 110, section 1, by striking from line 4 the following: "members of the regular" and inserting the following: "serving on active duty in the".

Senator Putney asked and received unanimous consent that action on Senate File 110 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Rigler, Senate File 118, a bill for an act relating to procedure with application for old-age assistance, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Vance
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Elijah, Senate File 119, a bill for an act relating to commitment of neglected, dependent or delinquent children, was taken up and considered.

Senator Elijah asked and received unanimous consent that action on Senate File 119 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Mincks, Senate File 71, a bill for an act to amend section three hundred twenty-one point twenty-five (321.25), Code 1958, so as to allow ten days in which to operate a new motor vehicle before receiving a registration plate, 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 Senate File 71 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred twenty-one point twenty-five (321.25), Code 1958, is hereby amended as follows:

1. By striking from line three (3) of such section the words 'within five (5) days'.

2. By striking from line eight (8) of such section the words 'five days,' and inserting in lieu thereof the words 'ten (10) days after the purchase date of the vehicle,'.

"Sec. 2. Section three hundred twenty-one point twenty-six (321.26), Code 1958, is hereby amended by striking from line three (3) of such section the word 'until' and inserting in lieu thereof the word 'unless'."

2. Amend the title of Senate File 71 by striking all after the word "Act" and by inserting in lieu thereof the following:

"relating to motor vehicle registration and certificate of title applications."

Senator Price offered the following amendment to the committee amendment and moved its adoption:

Amend the amendment by striking all of lines 5 and 6 and inserting in lieu thereof the following:

"1. By striking from line three (3) of such section the words 'at once' and inserting in lieu thereof the words 'within five (5) days'."

The amendment to the amendment was adopted.

On motion of Senator Price, the amendment as amended was 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, 49:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Butler	Gray	Nystrom	Turner
Coleman	Grimstead	O'Malley	Van Eaton
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt			

Nays, 1:

Schroeder

Absent or not voting, none.

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

Senator Lynes asked and received unanimous consent to take up for consideration Senate File 56.

On motion of Senator Rigler, Senate File 56, a bill for an act to remove the restriction on alumni members of the state board of regents, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 1, a bill for an act relating to the compensation of members of the state soil conservation commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 9, a bill for an act relating to the Iowa commission for the blind.

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 age of children starting to school.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 1, a bill for an act relating to the compensation of members of the state soil conservation committee.

Read first and second times and passed on file.

House File 9, a bill for an act relating to the Iowa commission for the blind.

Read first and second times and passed on file.

House File 19, a bill for an act to amend chapter two hundred eighty-two (282), Code 1958, relating to the age of children starting to school.

Read first and second times and passed on file.

PRESENTATION OF VISITOR

Senator Frommelt asked and received unanimous consent to present to the Senate the Honorable Arnold Utzig, former member of the Senate from Dubuque County and a member of the State Board of Parole who was present in the Senate chamber.

SENATE FILE 121 WITHDRAWN

Senator Butler asked and received unanimous consent that Senate File 121 be withdrawn from further consideration of the Senate.

ADDITIONAL COPIES

Senator Hansen asked and received unanimous consent to have 500 additional copies of Senate File 72 printed.

REPORTS OF COMMITTEES

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 40**, a bill for an act to make a deficiency appropriation for salaries, support and maintenance of the state penitentiary, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

Senator Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 9**, a bill for an act to amend section one hundred fifty-five point twenty (155.20), Code 1958, relating to restricting drugs and medicines, 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 47**, a bill for an act to amend chapter one hundred forty-seven (147), Code 1958, relating to appointment of inspector by board of dental examiners and fixing compensation therefor, and relating to dental license renewal fees and the expenditure thereof, 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.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R. 16 Legislative redistricting
S. F. 133 Agriculture
S. F. 134 Tax revision
S. F. 135 Judiciary 1
S. F. 136 Schools and educational institutions
S. F. 137 Schools and educational institutions

S. F. 138 Legislative redistricting
S. F. 139 Compensation of public officers and employees
S. F. 140 Agriculture
H. F. 11 Judiciary 1
H. F. 14 Conservation
H. F. 25 Highways
H. F. 54 Agriculture
H. F. 58 Manufacturing, commerce and trade
H. F. 66 Schools and educational institutions
H. F. 82 Schools and educational institutions
H. F. 148 Cities and towns
H. F. 149 Judiciary 2
H. F. 150 Judiciary 2
S. F. 141 Transportation and highway safety
S. F. 142 Social security
S. F. 143 Public utilities
S. F. 148 Public health
S. F. 149 Public health
S. F. 150 Judiciary 1

AMENDMENTS FILED

Amend Senate Joint Resolution 14 as follows:

1. Insert after the word "commission" in line 14 of section 1 the following words: "subject to confirmation by the Senate".

2. Insert after the word "court" in line 18 of section 1 the following words: "subject to confirmation by the Senate".

3. Insert after the word "governor" in line 42 of section 1 the following words: "subject to confirmation by the Senate".

X. T. PRENTIS and LAWRENCE PUTNEY.

Amend Senate File 12 as follows:

Amend Section 1, line 13, by adding at the end of the line the following "or improving a site already owned for an athletic field,".

DAVID O. SHAFF.

Amend Senate File 49 by adding a new section as follows:

"Sec. 2. Section fifty-two point two (52.2), Code 1958, is hereby amended by striking from line three (3) the word 'two-thirds' and inserting in lieu thereof the word 'majority'."

PETER F. HANSEN.

Amend Senate File 110 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section one hundred ten point seventeen (110.17), Code 1958, is hereby amended by inserting after the word "States" in line twenty-two (22) the following: "on active duty, and a legal resident of the State of Iowa,".

EUGENE M. HILL.

Amend Senate Joint Resolution 14, section 1, as follows:
By inserting in line 76 after the word "state" the following "and who shall not have attained their fiftieth year of age when appointed".

JOHN WALKER.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 1, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Carl Sinning, pastor of the First Presbyterian Church, Manning, Iowa.

PETITIONS

By Senator Nystrom, from forty-nine residents of Story County favoring proposed legislation relating to operation of a motor vehicle when intoxicated.

By Senator Turner, from thirty-one residents of Pottawattamie County favoring passage of the judicial reform bill.

PRESENTATION OF VISITORS

Senator Putney rose on a point of personal privilege and presented to the Senate a former member of the Senate and a past President pro tempore, the Honorable Richard V. Leo of Tama County, who was present in the Senate chamber.

Senator Hoschek rose on a point of personal privilege and presented to the Senate a former member of the Senate, the Honorable Thomas J. Dailey of Des Moines County, who was present in the Senate chamber.

Senator Long asked and received unanimous consent to present to the Senate fourteen students from the Brandon Consolidated School who were present in the balcony accompanied by their instructor, Willis Stambrook.

Senator Flatt asked and received unanimous consent to present to the Senate twenty-two students, members of the senior class of the St. Charles High School, who were present in the balcony accompanied by their instructor, Bertine Davis.

Senator Walter asked and received unanimous consent to present to the Senate fifty-two students from the Corning Community High School, also members of the Y-Teens, who were present in the balcony accompanied by nine of their advisors.

Senator O'Malley asked and received unanimous consent to present to the Senate forty-five students of the eighth and ninth grade classes

of the Grimes Independent School who were present in the balcony accompanied by their instructor, Mrs. Agnes M. Harms.

INTRODUCTION OF BILLS

Senate File 151, by Senator Schroeder, a bill for an act relating to registration of voters in cities having permanent registration.

Read first and second times and passed on file.

Senate File 152, by Senator Brown, a bill for an act to amend section three hundred twenty-one point two hundred sixty-six (321.266), Code 1958, to provide that a motor vehicle accident involving property damage of one hundred and fifty dollars shall be reported.

Read first and second times and passed on file.

Senate File 153, by Senator Van Eaton, a bill for an act to provide for the sending of tax statements to nonresident owners by the county treasurer.

Read first and second times and passed on file.

Senate File 154, by committee on transportation and highway safety, a bill for an act relating to increasing or decreasing speed limits on primary highways or extensions of primary highways in cities and towns.

Read first and second times and placed on the calendar.

Senate File 155, by Senator Turner, a bill for an act authorizing mental and physical examination and treatment of prisoners.

Read first and second times and passed on file.

Senate File 156, 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 157, by Senator Schroeder, a bill for an act relating to highway systems.

Read first and second times and passed on file.

Senate File 158, by committee on agriculture, a bill for an act to amend sections one hundred ninety point one (190.1) and one hundred ninety-one point two (191.2), Code 1958, relating to cheeses and cheese products.

Read first and second times and placed on the calendar.

Senate File 159, by committee on cities and towns, a bill for an act to permit cities and towns to make transfers from one functional fund to another upon approval by the council.

Read first and second times and placed on the calendar.

Senate File 160, by committee on cities and towns, a bill for an act to provide a method for the construction, reconstruction and repair of sidewalks alternate to that provided in chapter two hundred eighty-six (286,) Acts of the Fifty-eighth General Assembly, by reenacting certain sections of the 1958 Code of Iowa which were therein repealed.

Read first and second times and placed on the calendar.

Senate File 161, by committee on cities and towns, a bill for an act relating to the method for amending ordinances in cities having a municipal code and to amend section three hundred sixty-six point two (366.2), Code 1958.

Read first and second times and placed on the calendar.

Senate File 162, by committee on cities and towns, a bill for an act to require all plats located within one (1) mile of city limits to conform to the same requirements as plats within the corporate limits.

Read first and second times and placed on the calendar.

Senate File 163, by committee on cities and towns, a bill for an act to amend section three hundred sixty-five A point seven 365A.7), Code 1958, relating to group accident and health insurance for municipal employees.

Read first and second times and placed on the calendar.

Senate File 164, by committee on cities and towns, a bill for an act relating to public notice of council proceedings in towns.

Read first and second times and placed on the calendar.

Senate Joint Resolution 19, by Senators Buck, Weber, Cowden, Nystrom and Potter, a joint resolution proposing a constitutional amendment so that members of the House of Representatives shall serve for a term of office of four years.

Read first and second times and passed on file.

Senate Joint Resolution 20, by Senator Mincks, a joint resolution proposing a constitutional amendment to establish a method of apportionment of Senators and Representatives in the General Assembly.

Read first and second times and passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 10, providing that a joint convention be held Thursday, February 2, 1961, at 11:00 a.m. to hear the Governor's budget message.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 35, a bill for an act relating to compensation of appraisers of estates.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 43, a bill for an act relating to the maximum cost of markers on graves of war veterans.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 52, a bill for an act relating to 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 Senate is asked:

House File 61, 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 70, a bill for an act relating to entrance requirements for schools of chiropody.

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 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 185, a bill for an act relating to the Iowa State Teachers College changing its name to State College of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 212, a bill for an act relating to the negotiable instruments law affecting inland and foreign bills of exchange.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 213, a bill for an act relating to real estate loans by banks and fiduciaries and permitting certain loans to be made in amounts up to three-fourths of appraised value.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 35, a bill for an act relating to compensation of appraisers of estates.

Read first and second times and passed on file.

House File 43, a bill for an act relating to the maximum cost of markers on graves of war veterans.

Read first and second times and passed on file.

House File 52, a bill for an act relating to larceny, creating and defining the offense of shoplifting, providing penalties for such offense.

Read first and second times and passed on file.

House File 61, a bill for an act relating to county boards of health.

Read first and second times and passed on file.

House File 70, a bill for an act to amend section one hundred forty-nine point four (149.4), Code 1958, relating to entrance requirements for schools of chiropody.

Read first and second times and passed on file.

House File 182, 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 185, a bill for an act relating to the Iowa State Teachers College changing its name to State College of Iowa.

Read first and second times and passed on file.

House File 212, a bill for an act relating to the negotiable instruments law affecting inland and foreign bills of exchange.

Read first and second times and passed on file.

House File 213, 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 three-fourths (¾ths) of appraised value.

Read first and second times and passed on file.

UNFINISHED BUSINESS

On motion of Senator Hill, Senate File 110, a bill for an act to amend section one hundred ten point seventeen (110.17), Code 1958, to restrict the exemption of military personnel to legal residents of the State of Iowa, was taken up for further consideration.

Senator Hill asked and received unanimous consent to withdraw the amendment filed by him and found on page 155 of the Senate Journal.

Senator Hill offered the following amendment and moved its adoption:

Amend Senate File 110 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section one hundred ten point seventeen (110.17), Code 1958, is hereby amended by inserting after the word "States" in line twenty-two (22) the following: "on active duty, and a legal resident of the State of Iowa,".

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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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.

SPECIAL ORDER

The hour of 10:15 a.m. having arrived, the Chair announced the special order of business for the consideration of Senate Joint Resolution 14.

THIRD READING OF BILLS

On motion of Senator Stuart, Senate Joint Resolution 14, 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, was taken up and considered.

Senator Vance offered the following amendment:

Amend Senate Joint Resolution 14, section 1, by adding at the end of line 18 the following:

"Such nominees shall be appointed without regard to their political affiliation, their race, color or creed, and only on the basis of their judicial qualifications.

The Chair announced that the following Call of the Senate had been filed and directed the Secretary to call the roll.

CALL OF THE SENATE

MR. PRESIDENT: Pursuant to Rule 5 of the Temporary Rules of the Senate of the Fifty-ninth General Assembly, we, the undersigned, do hereby request a Call of the Senate on Senate Joint Resolution 14 and all amendments thereto and thereon.

W. C. STUART.
DAVID O. SHAFF.
JACK SCHROEDER.
IRVING D. LONG.
J. LOUIS FISHER.
EARL ELIJAH.
JOHN D. SHOEMAN.
J. KENDALL LYNES.
MELVIN H. WOLF.
J. T. DYKHOUSE.
JOHN A. WALKER.
EUGENE M. HILL.
C. EDWIN GILMORE.
CLIFFORD NYSTROM.

Roll call revealed all members present and the Chair declared the Call of the Senate in effect.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

Roll call revealed all members present.

The Senate resumed consideration of Senate Joint Resolution 14 and the amendment filed thereto by Senator Vance.

Senator Vance moved the adoption of the amendment and requested a roll call.

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

Ayes, 14:

Coleman	Lucken	Potter	Scott
Dykhouse	Mincks	Prentis	Vance
Eppers	Moore	Putney	Walker
Frommelt	Nolan		

Nays, 36:

Brown	Elvers	Grimstead	Lynes
Buck	Fisher	Hansen	Nystrom
Butler	Flatt	Hill	O'Malley
Cowden	Getting	Hoschek	Phelps
Curran	Gilmour	Hoxie	Price
Elijah	Gray	Long	Rigler

Schroeder	Stuart	Walter	Wiley
Shaff	Turner	Wearin	Wilson
Shoeman	Van Eaton	Weber	Wolf

Absent or not voting, none.

The amendment was lost.

Senator Potter offered the following amendment and moved its adoption and requested a roll call:

Amend Senate Joint Resolution 14 by striking from line 79 of section 1 the following: "and for two years thereafter".

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

Ayes, 14:

Coleman	Lucken	Potter	Scott
Dykhouse	Mincks	Prentis	Vance
Eppers	Moore	Putney	Walker
Frommelt	Nolan		

Nays, 36:

Brown	Getting	Lynes	Stuart
Buck	Gilmour	Nystrom	Turner
Butler	Gray	O'Malley	Van Eaton
Cowden	Grimstead	Phelps	Walter
Curran	Hansen	Price	Wearin
Elijah	Hill	Rigler	Weber
Elvers	Hoschek	Schroeder	Wiley
Fisher	Hoxie	Shaff	Wilson
Flatt	Long	Shoeman	Wolf

Absent or not voting, none.

The amendment was lost.

Senator Nolan offered the following amendment:

Amend Senate Joint Resolution 14, section 1, as follows:

1. Amend Senate Joint Resolution 14, by inserting after the word "state" in line 29 the following "in such manner as provided by law".

2. By inserting after the word "district" in line 42 the following "in such manner as provided by law".

3. By striking from line 50 the words "shall serve for six year terms," and by striking from line 51 the words "six year".

4. By striking in lines 55 and 56 the words "As near as may be, the terms of one-third of such members shall expire every two years.", and inserting in lieu thereof the words "As near as may be, the terms of such members first appointed and elected hereunder shall be one-third for two years, one-third for four years, one-third for six years, and thereafter for a term of six years.".

5. By striking the period (.) in line 60 and adding the following words "subject to the condition that such".

6. By striking the period (.) in line 63 and adding the following word "when".

7. By striking the following in lines 66 and 67 "when such tenure for a term of years,".

8. Insert after the comma (,) in line 75 the following "which salaries shall not be diminished during the term for which they have been appointed,".

Senator Nolan moved the adoption of divisions 1 and 2 of the amendment.

Roll call was requested.

On the question "Shall divisions 1 and 2 of the amendment be adopted?" the vote was:

Ayes, 14:

Coleman	Lucken	Potter	Scott
Dykhouse	Mincks	Prentis	Vance
Eppers	Moore	Putney	Walker
Frommelt	Nolan		

Nays, 36:

Brown	Getting	Lynes	Stuart
Buck	Gilmour	Nystrom	Turner
Butler	Gray	O'Malley	Van Eaton
Cowden	Grimstead	Phelps	Walter
Curran	Hansen	Price	Wearin
Elijah	Hill	Rigler	Weber
Elvers	Hoschek	Schroeder	Wiley
Fisher	Hoxie	Shaff	Wilson
Flatt	Long	Shoeman	Wolf

Absent or not voting, none.

Divisions 1 and 2 of the amendment were lost.

Senator Nolan moved the adoption of divisions 3 and 4 of the amendment.

Roll call was requested.

On the question "Shall divisions 3 and 4 of the amendment be adopted?" the vote was:

Ayes, 13:

Coleman	Mincks	Potter	Scott
Eppers	Moore	Prentis	Vance
Frommelt	Nolan	Putney	Walker
Lucken			

Nays, 37:

Brown	Getting	Lynes	Stuart
Buck	Gilmour	Nystrom	Turner
Butler	Gray	O'Malley	Van Eaton
Cowden	Grimstead	Phelps	Walter
Curran	Hansen	Price	Wearin
Dykhouse	Hill	Rigler	Weber
Elijah	Hoschek	Schroeder	Wiley
Elvers	Hoxie	Shaff	Wilson
Fisher	Long	Shoeman	Wolf
Flatt			

Absent or not voting, none.

Divisions 3 and 4 of the amendment were lost.

Senator Nolan asked and received unanimous consent to withdraw divisions 5, 6 and 7 of the amendment.

Senator Nolan moved the adoption of division 8 of the amendment.

Roll call was requested.

On the question "Shall division 8 of the amendment be adopted?" the vote was:

Ayes, 13:

Coleman	Mincks	Potter	Scott
Eppers	Moore	Prentis	Vance
Frommelt	Nolan	Putney	Walker
Lucken			

Nays, 37:

Brown	Getting	Lynes	Stuart
Buck	Gilmour	Nystrom	Turner
Butler	Gray	O'Malley	Van Eaton
Cowden	Grimstead	Phelps	Walter
Curran	Hansen	Price	Wearin
Dykhouse	Hill	Rigler	Weber
Elijah	Hoschek	Schroeder	Wiley
Elvers	Hoxie	Shaff	Wilson
Fisher	Long	Shoeman	Wolf
Flatt			

Absent or not voting, none.

Division 8 of the amendment was lost.

Senator Prentis offered the following amendment, filed by Senators Prentis and Putney, moved its adoption and requested a roll call:

Amend Senate Joint Resolution 14 as follows:

1. Insert after the word "commission" in line 14 of section 1 the following words: "subject to confirmation by the Senate".

2. Insert after the word "court" in line 18 of section 1 the following words: "subject to confirmation by the Senate".

3. Insert after the word "governor" in line 42 of section 1 the following words: "subject to confirmation by the Senate".

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

Ayes, 12:

Coleman	Mincks	Potter	Scott
Eppers	Moore	Prentis	Vance
Lucken	Nolan	Putney	Walker

Nays, 38:

Brown	Frommelt	Lynes	Stuart
Buck	Getting	Nystrom	Turner
Butler	Gilmour	O'Malley	Van Eaton
Cowden	Gray	Phelps	Walter
Curran	Grimstead	Price	Wearin
Dykhouse	Hansen	Rigler	Weber
Elijah	Hill	Schroeder	Wiley
Elvers	Hoschek	Shaff	Wilson
Fisher	Hoxie	Shoeman	Wolf
Flatt	Long		

Absent or not voting, none.

The amendment was lost.

Senator Walker asked and received unanimous consent to withdraw the following amendment filed by him:

Amend Senate Joint Resolution 14, section 1, as follows:
By inserting in line 76 after the word "state" the following "and who shall not have attained their fiftieth year of age when appointed".

Senator Moore offered the following amendment and moved its adoption and requested a roll call:

Amend Senate Joint Resolution 14, section 1, by striking lines 19 to 56, 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 commission 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."

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

Ayes, 13:

Coleman	Mincks	Potter	Scott
Eppers	Moore	Prentis	Vance
Frommelt	Nolan	Putney	Walker
Lucken			

Nays, 37:

Brown	Getting	Lynes	Stuart
Buck	Gilmour	Nystrom	Turner
Butler	Gray	O'Malley	Van Eaton
Cowden	Grimstead	Phelps	Walter
Curran	Hansen	Price	Wearin
Dykhouse	Hill	Rigler	Weber
Elijah	Hoschek	Schroeder	Wiley
Elvers	Hoxie	Shaff	Wilson
Fisher	Long	Shoeman	Wolf
Flatt			

Absent or not voting, none.

The amendment 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.

Senate Joint Resolution 14, 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 Iowa, having been adopted and agreed to by the Fifty-eighth (58th) General Assembly, thereafter duly published, and now adopted and

agreed to by the Fifty-ninth (59th) General Assembly in this Joint Resolution, shall be submitted to the people at a special election to be held for that purpose at the same time and in conjunction with the primary election to be held for the selection of political party candidates for public office in the year nineteen hundred sixty-two (1962). The submission at said special election shall in all respects be governed and conducted as prescribed by law for the submission of a Constitutional amendment at a general election.

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

Yeas, 40:

Brown	Flatt	Lynes	Stuart
Buck	Getting	Moore	Turner
Butler	Gilmour	Nystrom	Van Eaton
Coleman	Gray	O'Malley	Walker
Cowden	Grimstead	Phelps	Walter
Curran	Hansen	Putney	Wearin
Dykhouse	Hill	Rigler	Weber
Elijah	Hoschek	Schroeder	Wiley
Elvers	Hoxie	Shaff	Wilson
Fisher	Long	Shoeman	Wolf

Nays, 10:

Eppers	Mincks	Prentis	Scott
Frommelt	Nolan	Price	Vance
Lucken	Potter		

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.

Roll call was requested.

On the question "Shall the Senate reconsider and the motion to reconsider be laid on the table?" the vote was:

Rule 8 was invoked.

Ayes, 37:

Brown	Getting	Lynes	Stuart
Buck	Gilmour	Moore	Turner
Butler	Gray	Nystrom	Van Eaton
Cowden	Grimstead	O'Malley	Walter
Curran	Hansen	Phelps	Wearin
Dykhouse	Hill	Putney	Weber
Elijah	Hoschek	Schroeder	Wiley
Elvers	Hoxie	Shaff	Wilson
Fisher	Long	Shoeman	Wolf
Flatt			

Nays, 13:

Coleman	Mincks	Prentis	Scott
Eppers	Nolan	Price	Vance
Frommelt	Potter	Rigler	Walker
Lucken			

Absent or not voting, none.

The motion prevailed.

Senator Mincks submitted the following report:

REPORT OF THE PUBLIC ASSISTANCE STUDY COMMITTEE TO THE MEMBERS OF THE FIFTY-NINTH GENERAL ASSEMBLY JANUARY, 1961

ORGANIZATION

The Fifty-eighth General Assembly by Joint Resolution 8, created a joint bipartisan Committee to study Public Assistance in this state, and to make a written report and recommendations to the Fifty-ninth General Assembly.

The Committee has been composed of six members from the House of Representatives and six members from the Senate; three Republicans and three Democrats from each chamber. After the initial organizational meeting, the Committee was composed as follows:

Senate Members	House Members
Jake B. Mincks, Chairman	Riley Dietz, Secretary
George E. O'Malley	A. L. Mensing
Walter F. Edelen	Hillman H. Sersland
Jack Schroeder	Kenneth E. Owen
J. Louis Fisher	Robert R. Dodds
Guy G. Butler	Robert D. Fulton

Mrs. Winifred Dalrymple was employed as secretary by the Committee and took minutes of all meetings. These have been retained and are available for study by the members of the Fifty-ninth General Assembly. As a result of the information received, the following summaries and recommendations are made.

WELFARE PROGRAMS OF IOWA

Following is a brief explanation of the welfare programs in Iowa:

Categorical Relief

Aid to Dependent Children, Aid to the Blind, Aid to the Permanently and Totally Disabled, Old Age Assistance are welfare programs that are supported by funds from the federal, state, and county government. These are commonly called the categorical relief programs. Although the contributions to the programs vary, they are approximately on the following basis: The federal government contributes 50 per cent and the state and county governments, 25 per cent each.

These programs in accordance with the Social Security Act are administered by the State Department of Social Welfare. These programs must be administered according to broad rules and regulations promulgated by the Social Security Office. Failure to comply with these basic requirements of the Federal Government can result in the State of Iowa being deprived of federal matching funds.

On the local level, these programs are directed by the county board of social welfare "with only such powers and duties as prescribed in the laws relating thereto" (Sec. 234.11, 1958, Code of Iowa). This means that the local welfare boards must comply with the rules and regulations of the

Social Security Board as well as the State Board of Social Welfare and do not have a free hand in administering these funds.

These programs are actually under the supervision of the director of social welfare who is employed by the county board of social welfare. The competency of all employees in the office of the director of social welfare, other than clerical or stenographic, is subject to review by the State Board of Social Welfare. The director of social welfare and his employees interview and investigate all applicants and those who are on the categorical relief roles.

Applicants for categorical relief cannot be summarily denied relief by the director or his staff or the county board of social welfare. They have the opportunity to appeal to the State Board, they may appeal to the proper District Court of the State of Iowa, with the exception of Aid to the Blind applicants.

In addition to the progress heretofore mentioned, there are two other programs administered by the State Board of Social Welfare. They are Emergency Relief and Child Welfare. These programs are not direct aid programs; that is, they do not have recipients on their rolls receiving aid.

Under Chapter 235 of the 1958 Code of Iowa, the State Department of Social Welfare is given many responsibilities and duties regarding the welfare of children in Iowa. These range from providing child welfare workers in the various counties; cooperating with the various other state agencies concerned with child welfare, i.e., juvenile court, probation office and the State Board of Control; and approve, supervise and inspect the various public and private institutions for the care of dependent, neglected and delinquent children.

The duties of the State Board of Social Welfare relating to Emergency Relief are established in Chapter 251 of the 1958 Code of Iowa. Emergency Relief is as its name implies. The fund appropriated for this welfare program is primarily a revolving fund.

County Relief

For want of a better name, the remaining public welfare programs shall be classified as county relief. All funds for this relief come from the county. The programs are "Support of the Poor," as established by Chapter 252 of the Code of Iowa and "Relief for Soldiers, Sailors, and Marines," as established by Chapter 250 of the Code of Iowa.

These programs are directly under the control of the board of supervisors. Since only county money is expended, the State Board of Social Welfare has no control over the dispersement of these funds. The office of the overseer of the poor administers the county poor relief fund. Relief may be in the form of clothing, fuel, etc., or in the form of money. This differs from the categorical relief programs in which all relief is in money except medical assistance. The fact that this is a county program means that an applicant has recourse only to the county board of supervisors if his request for relief is denied.

It should be stated that Chapter 182 of the Acts of the Fifty-eighth General Assembly modified the residence requirements for this type of aid and in analyzing this program, members of the Fifty-ninth General Assembly should refer to it.

Soldiers' and Sailors' relief is administered by a three-man relief commission, all of whom must be veterans. In most counties an executive secretary is appointed who actually directs the program. The county board of supervisors appoints the members of the commission who are responsible to the board.

The relief supplied, as in poor relief, can be either in money, or fuel,

food, clothing, etc. As the name of the program implies, only veterans are eligible. In addition to the normal welfare activities, the commission is responsible to provide data required by the bonus board and maintain graves for veterans if such be demanded of them.

The office of the overseer of the poor may be combined with that of the director of social welfare at the option of the board of supervisors. This creates what is called an integrated county since the county welfare functions, i.e., poor relief, are integrated with the categorical relief programs in one office. This does not change the authority of either the State Board of Social Welfare or the county board of supervisors or their control over the respective funds. It merely allows the director of social welfare and his staff to administer both programs.

Section 250.12 of the Code of Iowa prohibits the combining of the Soldiers' and Sailors' Relief Commission with any other relief agency. Therefore, even in the integrated counties there exists two welfare offices. In the non-integrated counties, there are three welfare offices, separate and distinct from the other; the Overseer of the Poor, the director of Soldiers' and Sailors' Relief, and the director of Social Welfare.

Purpose

The State of Iowa is dispensing approximately $58 million annually in federal, state and county funds for welfare purposes. These expenditures are continually growing and constitute one of the greatest burdens on the taxpayers of this State.

The Fifty-eighth General Assembly, being aware of the growing criticism of the welfare programs throughout the State of Iowa, authorized this Committee to inquire into the validity of the various welfare programs in effect in this State, and to determine whether changes are needed to insure maximum benefit of the welfare dollar expended in this State. To accomplish this purpose, meetings were held in all sections of the State, in counties of various sizes, and all welfare agencies, both public and private, and all individuals and organizations interested were heard upon request. The Committee also met with the Board of Social Welfare and a representative of the Social Security Commission in an attempt to more clearly understand the various programs.

As a result of these hearings, the following summaries and recommendations are made:

AID TO DEPENDENT CHILDREN

I

It is the opinion of the Committee that basically there are enough statutes now on the books of the State of Iowa to prevent fraud and deceit on the part of ADC recipients, but that a failure of the law enforcement agencies to adequately prosecute the cases has resulted in a breakdown of collection of the welfare payments from responsible parents and the failure to prosecute cases of fraud. In order to overcome this failure, the Committee recommends the following steps be taken:

A. It shall be the duty and responsibility of the Attorney General to file Informations in the various counties where welfare support cases and fraud cases are not adequately prosecuted by the local county attorney. It is the feeling of the Committee that this would encourage the local county attorney to be more diligent in this area of law enforcement.

II

The Committee found that in some instances the recipients of ADC have failed to manage their funds properly, and therefore the money supplied to the recipient is not being used for the benefit of the children as is the

intention of the program. The Committee recommends the following steps be taken:

A. That provisions be inserted in the Iowa law for a compulsory guardianship in cases where there was mismanagement of the welfare funds by individual recipients. The Iowa law now allows the guardian to be appointed under Section 239.5 of the 1958 Code of Iowa, but the appointment of such guardianship is not mandatory.

B. That there be regularity and close supervision by case workers in calling on ADC recipients.

C. That the local welfare workers should encourage the ADC recipient to avail himself of educational programs in the community to prepare the recipient to support himself at such time he would be removed from the ADC roll. This program would be particularly advantageous when a mother was removed from the ADC roll due to the fact that her children became self-supporting, left home, or reached the age of 18 years. It was also suggested that the children on ADC that were not receiving their formal education be encouraged to enter into some type of vocational training. It was hoped this would greatly reduce the number of second generation ADC recipients.

D. It was suggested that a member of the Board of Trustees of a township act in an advisory capacity to the Board of Social Welfare in determining the eligibility of prospective recipients. It was the consensus that the local Trustee would be more aware of the circumstances surrounding the applicant's financial status.

III

The amount of an ADC grant has been too small which has caused the recipient to live at a substandard level and encourage recipients to violate some of the departmental regulations. The grant of an ADC recipient is computed as follows: The State Department of Social Welfare, using a 1950 price schedule, determines the amount of money necessary for the minimum daily requirements of children of various age groups and for adults to live in Iowa. An ADC family grant is then computed by adding the grant of each member of the family. However, due to the shortage of funds, the recipients are paid only 85 per cent of this amount. In accordance with federal regulations, the recipient is allowed 100 per cent of his minimum daily requirements. An Iowa ADC recipient is allowed to earn the difference between 100 per cent of minimum daily requirements, and the amount of his grant. Therefore, an Iowa recipient can earn up to 15 per cent of his minimum daily requirements without having it deducted from his grant.

A. The Committee suggests that the Fifty-ninth General Assembly increase the appropriation for the ADC program in order to pay the recipient a higher percentage of his minimum daily requirements based on 1960 prices.

B. The Committee feels that the recipient should be allowed to earn more than 100 per cent of his minimum daily requirements without having it deducted from his grant. It is also suggested that the State Department of Social Welfare base its requirement on 1960 prices.

C. The Committee recommends the enactment of legislation making it a misdemeanor if a recipient of welfare fails to provide law enforcement agencies with information, within his knowledge, necessary to prosecute those responsible for the support of the recipient.

D. In event that these suggestions conflict with federal laws or regulations which would deny Iowa participation in the program, it was recommended that the Fifty-ninth General Assembly pass a resolution urging

Congress to change the federal regulation to allow enactment of such legislation.

OLD AGE ASSISTANCE

I

County Homes

The Subcommittee studying county homes found that every county home operation is different. The cost per person ranges from $1.25 per week to $15.00 per week depending on the size of the county farm and the number of people in the home. Some homes are well equipped and provide excellent care for their poor and mental patients. The corrections must be made at the local level. The Committee does not feel it is possible to recommend any set of standards for county homes. The Committee feels that it would be advantageous for them to survey their needs in the line of capital improvements to the extent that they could be licensed for custodial care and provide wards for mental patients that could be cared for in the county home, thereby reducing the county's expense of care at the State institutions. The Committee is of the opinion that county homes licensed for custodial care could serve the State better, being able to keep OA recipients in the county home, making use of the facilities to the approximate capacity of the county home.

II

Private Nursing Homes

A. It is the suggestion of the Committee that nursing homes receive the grant of OA recipients in their home direct on a vendor payment basis rather than sending each recipient his individual check. The personal grant of each recipient would still be paid individually, however. The Committee felt that often it was difficult for the nursing home operators to obtain the signatures on the check of some of the older and sometimes senile recipients.

B. The Committee suggests that action should be taken through legislation or by the Board of Social Welfare to encourage unlicensed nursing homes to become licensed. This could be accomplished by—

1. Requiring an old age recipient to live in a licensed home whenever space was available in the locality, or

2. Reducing the grant to old age recipients who are living in an unlicensed home.

Responsibility of Children

A. It was suggested that the State Department of Social Welfare should investigate the possibility of paying OA recipients' grants in full even where there are responsible children and having the State collect the money due from the children. The Board of Social Welfare reported to the Committee that this would greatly increase the administrative costs. If it is found to be too expensive, this suggestion could be ignored.

ADMINISTRATION

The Committee found that there is some overlapping and duplication in administering the various welfare programs in Iowa. In some counties administrative costs of the local offices were exceedingly high. Consideration should be given to integrating all welfare agencies into one office to reduce the costs of administration and to expedite the handling of cases.

Respectfully submitted,

JAKE B. MINCKS, *Chairman.*

RILEY DIETZ, *Secretary.*

SUPPLEMENTAL REPORT BY STATE REPRESENTATIVE ROBERT FULTON, MEMBER OF PUBLIC ASSISTANCE STUDY COMMITTEE

PURPOSE

This report is not intended as a criticism of the report by the Committee, but as a supplement to that report. The Committee in their report made only the most general recommendations as to administrative changes needed to improve the public welfare program in Iowa. As it is the writer's opinion that this is the area in which the most can be accomplished, it appeared necessary to prepare this supplementary report.

GENERAL IMPRESSIONS

Before recommending specific action to be taken by the Fifty-ninth General Assembly, it would seem logical to set forth the general impressions upon which these various recommendations are based.

The categorical assistance programs, as defined by the report of the committee, are continually criticized for being the cause of various ills of our society. The ADC program receives the bulk of these complaints. However, it appeared that there was little foundation to the often repeated accusation of wholesale fraud by recipients on ADC. This is not to say that there is no basis whatsoever to the extended criticism. However, as is often the case, those who criticize only recognize the effect and are oblivious to the cause.

The very fact that a family unit is on ADC is indicative that the family has recently been subjected to some abnormal situation. Whether the cause be divorce, death or injury of the wage earner, or an illegitimate birth, the family has suffered a hardship that involve more than financial difficulties.

The answer supplied by the welfare office is almost invariably to place the family on the rolls, as it should be, with little time or effort expended on the situation that has caused the family to apply for the assistance. The failure to cope with the underlying cause is not due to lack of effort by the social worker, but due to extreme case loads of the individual workers and the administrative procedure on the local level, that often discourages the the applicant from availing himself of the appropriate service.

An additional factor those critical of the program overlook is that even though the categorical relief program only seems to be perpetuating a bad situation, it is the best solution to a difficult problem.

From a cost analysis alone, supporting children on ADC is far less expensive to the taxpayer than either foster home care or institutional care. Add to this factor the advantage of keeping the family together and the fact that often there are not foster homes or institutional space available, and the reason for the granting of the categorical assistance is apparent. The question is resolved to supporting the family on ADC or allowing the children to go hungry. When asked in this light, there can be only one answer.

This is not to infer that at least partial solutions are not available. However, these solutions include some radical changes in the present administrative organization that will be ardently opposed by those directly affected. These solutions also would call for a careful study of the entire health and welfare field by a professional agency in order to accomplish the desired end and the passage of a massive amount of legislation that would actually be a complete recodification of the laws of Iowa in this field.

The following suggestions are to alleviate the problems in the public welfare field. These suggestions are based upon the premise that the impressions of the program set out above have some validity. If the various assistance programs are the cause of many of the problems of society, as

many would have us believe, rather than an effect of these problems, then these suggestions are valueless. Otherwise, these suggestions may, if implemented, change the basic character of our assistance programs from that of a remedial program to a preventive one.

STATE ADMINISTRATION

It is impossible for an individual even after intensive study, to suggest any possible reorganization of the State Department of Social Welfare. The initial problem is that the problem transcends the State Department of Social Welfare and includes many other state departments. Charts which are on file in the Iowa Legislative Research Bureau show the basic organization of Health, Education, and Walfare in Iowa at the present. These tables indicate the multiplicity of boards and agencies that are dealing with this problem in Iowa. It is also apparent that each is autonomous of the other regardless of the amount of cooperation required between the agencies. The functions of the various boards and agencies have grown over the years and have never been subjected to a reorganizational plan instituted by the legislature.

It would seem to logically follow that it would be impossible for the Fifty-ninth General Assembly, with the aid of the Legislative Research Bureau, to draft the legislation necessary for such a reorganization of Public Welfare. The members of the legislature have far too many responsibilities in the short bi-annual sessions to undertake a problem of such magnitude. It is therefore the suggestion of this report that the Fifty-ninth General Assembly adopt a general government reorganization plan similar to that passed by the House of Representatives of the Fifty-eighth General Assembly and referred to as House File 630. It would then be the suggestion that the governor of Iowa, in accordance with the provisions of this legislation, have a comprehensive study of the field of Health, Education, and Welfare in the State of Iowa by professional personnel, and submit their recommendations to the Sixtieth General Assembly in bill form.

If the preceding suggestion is not adopted by the Fifty-ninth General Assembly, I would then suggest the following steps be taken to improve the administration of Social Welfare:

1. Repeal Chapter 250.12 of the 1958 Code of Iowa entitled Soldiers, Sailors and Marine Relief and integrate the duties of this office with those of the office of general relief.

2. Make it mandatory that all counties integrate their welfare programs with the State Department of Social Welfare as is allowed by Section 234.12 of the Code of Iowa.

3. Remove all county residential requirements but retain the State residential requirements.

4. Pass permissive legislation allowing counties to combine the Social Welfare offices under a single director and thereby be able to employ qualified personnel that a single county could not.

5. Appropriate enough money to pay trained social workers an amount commensurate with their training and education. This would also allow the Department of Social Welfare to compete for qualified personnel with the Board of Control, the private welfare agencies and our sister states.

The implementation of the first two suggestions would alleviate useless duplication of effort and costs that now exist. These suggestions would not lessen local control, but would merely place the administration of the direct relief and categorical assistance programs within one office. The additional administrative costs incurred by the three separate offices only adds to expenses and lessens the value of the service supplied the recipient.

Suggestion is based on the belief that the State of Iowa is an entirety and not separate sovereignties. Little is gained by shipping records back and forth between counties as required by the present law and only adds to administrative problems and again weakens service to the individual. Suggestion number four would simply allow the residence of the various counties, in their own discretion, to combine some or all of their welfare function to save on costs and improve service.

The last suggestion would be paying those who administer the program a salary commensurate with their responsibility. This would allow the State of Iowa to retain the welfare workers, trained at the expense of the State of Iowa, for more than the two-year mandatory period.

It is the opinion of this report that if the suggestions contained herein are implemented along with the suggestions of the report of the whole study committee, the public welfare program in the State of Iowa will be greatly strengthened.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R.	17	Legislative redistricting
S.J.R.	18	Judiciary 2
H. F.	1	Compensation of public officers and employees
H. F.	9	Governmental affairs
H. F.	19	Schools and educational institutions

AMENDMENTS FILED

Amend Senate File 8 by striking from section 1 all of lines 4 and 5 and inserting in lieu thereof the following:

"Securities issued by a regulated open-end management company or unit investment trust as these terms are defined in the federal Investment Company Act of 1940."

PETER F. HANSEN.

Amend Senate File 56 as follows:

1. Amend Senate File 56 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section two hundred sixty-two point one (262.1), Code 1958, is hereby amended by striking from line seven (7) the word "one" and inserting in lieu thereof the word "two".

IRVING D. LONG.
CARROLL PRICE.

Amend the title to Senate File 78, line 3, by inserting after the word "of" the following:

"certain distributive funds and in the determination of".

GEORGE E. O'MALLEY.

Amend Senate File 139 by striking from line 4 the word "twenty-five" and inserting in lieu thereof the word "twenty".

LEROY GETTING.
FRANK M. HOXIE.
LEIGH R. CURRAN.

Amend House File 1 by striking from line 4 the word "fifteen" and inserting in lieu thereof the word "twenty".

LEROY GETTING.
FRANK M. HOXIE.
LEIGH R. CURRAN.

Amend House File 52 as follows:

1. Amend section 4, line 4, by striking the period following the word "obtained" and adding the words "in writing.".

2. Amend section 4 by adding the following thereto: "If permission is refused, the fact of refusal shall not be admissible in evidence in the trial of said person charged hereunder."

RICHARD C. TURNER.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 2, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Robert D. Butler, pastor of the Methodist Church, Laurens, Iowa.

PETITIONS

By Senator Dykhouse, from twenty-one residents of Osceola County urging legislation restricting the powers of the state board of public instruction.

By Senator Dykhouse, from forty-two residents of Osceola County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

INTRODUCTION OF BILLS

Senate File 165, by Senators O'Malley, Wolf, Van Eaton, Hoschek, Mincks, Turner and Nystrom, 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 166, by Senator Elvers, a bill for an act to prohibit use of artificial lights for hunting.

Read first and second times and passed on file.

Senate File 167, by Senator Elvers, a bill for an act to prohibit all other hunting during shotgun deer season and to provide for the free licensing of owners and tenants of land to hunt deer on such land.

Read first and second times and passed on file.

Senate File 168, by Senator Flatt, a bill for an act to transfer money from the service compensation fund to the general fund of the State of Iowa.

Read first and second times and passed on file.

Senate File 169, by Senator Flatt, a bill for an act to appropriate money from the general fund of the State of Iowa to the department of public instruction.

Read first and second times and passed on file.

Senate File 170, by Senator Price, 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.

UNFINISHED BUSINESS

On motion of Senator Wearin, Senate File 56, a bill for an act to remove the restriction on alumni members of the state board of regents, was taken up for further consideration.

Senator Long asked and received unanimous consent to withdraw the amendment filed by Senators Long and Price and found on page 182 of the Senate Journal.

Senator Wearin moved that the bill be read a third 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:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gilmour	Nystrom	Turner
Cowden	Gray	O'Malley	Vance
Curran	Hansen	Potter	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lynes	Schroeder	Wiley
Fisher	Mincks	Shaff	Wolf
Flatt			

Nays, 13:

Coleman	Hoschek	Prentis	Van Eaton
Dykhouse	Lucken	Price	Walker
Grimstead	Phelps	Scott	Wilson
Hill			

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, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate in executive session confirmed the following appointment:

Jerome W. Corbett of Sioux City, Woodbury County, Iowa, as a member of the Employment Security Commission for the unexpired term ending June 30, 1965.

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 9, extending an invitation to Senator Goldwater to address a joint convention March 28, 1961.

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

House Joint Resolution 10, to designated "The Oak" as the official state tree for the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 49, a bill for an act relating to the definition of "person" as defined in chapter 543, Code 1958, relating to bonded warehouses for agricultural products.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 116, a bill for an act to authorize the sale and conveyance to Fort Madison Savings Bank, as trustee, for the Business and Industry Committee of the Fort Madison Chamber of Commerce of certain land in Lee County, Iowa, lying below the ordinary high-water mark of overflow and floodwater from Keokuk Dam.

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 provide a lien for services of bulls and also a lien for services by artificial insemination.

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 the terms of municipal officers in newly incorporated towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 226, a bill for an act relating to the state entomologist.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 227, a bill for an act relating to cheeses and cheese products.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 228, a bill for an act relating to the state apiarist.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 231, a bill for an act relating to the education program of the Iowa State Teachers College and to amend sections 268.1 and 268.2, Code 1958.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 49, a bill for an act relating to the definition of "person" as defined in chapter five hundred forty-three (543), Code 1958, relating to bonded warehouses for agricultural products.

Read first and second times and passed on file.

House File 123, a bill for an act to provide a lien for services of bulls and also a lien for services by artificial insemination.

Read first and second times and passed on file.

House File 181, a bill for an act relating to the terms of municipal officers in newly incorporated towns.

Read first and second times and passed on file.

House File 226, a bill for an act relating to the state entomologist.

Read first and second times and passed on file.

House File 227, a bill for an act to amend sections one hundred ninety point one (190.1) and one hundred ninety-one point two (191.2), Code 1958, relating to cheeses and cheese products.

Read first and second times and passed on file.

House File 228, a bill for an act relating to the state apiarist.

Read first and second times and passed on file.

House File 231, a bill for an act relating to the education program of the Iowa State Teachers College and to amend sections two hundred sixty-eight point one (268.1) and two hundred sixty-eight point two (268.2), Code 1958.

Read first and second times and passed on file.

House Joint Resolution 10, a joint resolution to designate "The Oak" as the official state tree for the State of Iowa.

Read first and second times and passed on file.

COMMITTEE FROM THE HOUSE

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

In accordance with Senate Concurrent Resolution 10 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 Mooty presiding.

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

Lynes of Bremer moved that a committee of four consisting of two members from the Senate and two members from the House be appointed to notify Governor Erbe that the joint convention was ready to receive him.

Motion prevailed and the President appointed as such committee Senator Stuart of Lucas and Senator Long of Delaware, on the part of the Senate, and Representatives Naden of Hamilton and Weichman of Benton on the part of the House.

The committee waited upon Governor Erbe and escorted him to the Speaker's station. President Mooty then presented Governor Erbe, who delivered the following budget address:

BUDGET MESSAGE TO THE FIFTY-NINTH GENERAL ASSEMBLY

Honorable Norman A. Erbe, Governor of Iowa

MR. PRESIDENT, MR. SPEAKER, MEMBERS OF THE GENERAL ASSEMBLY, LADIES AND GENTLEMEN:

Chapter Eight of the Code of Iowa requires the Governor to present to the General Assembly a financial program for each year of the ensuing biennium. This message, comprising part one of the Budget, sets forth the present financial condition of the State Treasury, and the proposed fiscal program for the biennium beginning July 1, 1961.

Supplementary materials to be placed 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.

I would like to extend my personal thanks and appreciation to the members of the Budget and Financial Control Committee who generously gave of their time and effort to participate in the budget hearings this past December. The careful consideration and informed questioning by them at these hearings was a significant contribution to a better insight into the operations of our state agencies and departments and their askings.

Special thanks and appreciation are owing to Duane Wicker and the staff of the Office of State Comptroller for their outstanding work and long hours in preparing the way for this budget message.

BASIC CONSIDERATIONS

The welfare of each individual in the State of Iowa is vitally affected by a sound economical state government. It is important to all Iowans that a healthy economic climate be achieved. This means that it is incumbent upon the State Administration to have and to follow a sound fiscal program.

Iowans have traditionally adopted a wise course of living within our

income and we must continue to pursue a policy which will preclude deficit financing. This is true not only of the State Government as a unit but also of each subdivision within our government. It is my considered judgment that budgets of state departments and agencies, as fixed by appropriations by you, should be strictly adhered to.

The executive practice previously followed of approving transfers of funds between departments has made a mockery of appropriation and budget limitations and must be stopped. A budget is meaningless if this practice is allowed to persist.

I am presenting to you a balanced budget which does not call for any tax increases. It is my belief that it will be possible to carry out the prevailing sentiment of our Iowa people regarding revenues and tax relief and still move ahead in all essential areas.

It must be kept in mind that only ten states in our nation levy more state and local taxes per $1,000 of personal income than Iowa. It would seem to me to be imperative to keep the tax structure on a basis that will not strangle the individual initiative of our Iowa citizens.

RECOMMENDED EXPENDITURES

Total expenditures from the general fund of $378,861,700 are recommended for the biennium beginning July 1, 1961, an average of $189,430,850 per year.

This total includes investments in capital improvements, state aids to local schools and governments, and expenditures for the operation of state institutions, departments and agencies. It also is inclusive of estimated expenditures under standing limited and unlimited appropriations (such as Agriculture Land Tax Credits, Homestead Tax Credits and Tax Refunds), as well as those outlays requiring specific appropriations by the Fifty-ninth 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, 1961, in the table below:

Type of Expenditures	Average Annual Expenditures Current Biennium	Proposed Average Annual Expenditures July 1, 1961-June 30, 1962
Capital Improvements	$ 12,358,242	$ 14,933,470
Current State Purposes	76,580,885	83,782,350
State Aids to Local Communities Including Schools	82,448,648	90,715,030
TOTAL	$171,387,775	$189,430,850

Average annual appropriations for the fifty-eighth biennium, annual askings, and recommended annual appropriations for the fifty-ninth biennium beginning July 1, 1961, 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 $92,816,630 are recommended for all types of education. This is an increase of nearly twelve million eight hundred thousand dollars per year over appropriations made by the Fifty-eighth General Assembly. With this proposed increase in expenditures, for educational purposes, state support of education accounts for forty-nine per cent of the total budget during the coming biennium. This, I feel, is where we must

place the bulk of our increased spending. The cliche is over-used but it is still applicable that the future of our state depends upon our youth; that future will be bright only if we give our young people the best education possible. We cannot afford to slight either the higher educational institutions, the elementary, or the secondary educational programs. If we fail to provide as much state assistance to education as is humanly possible, we shall be failing the future generations and encouraging outward migration of our youth.

STATE AID FOR EDUCATION

In order to give some measure of property tax relief an increase of almost twenty-five per cent in aid to public schools is recommended over the appropriations of the last biennium. The 1961 fiscal year appropriation amounted to $24,151,148 as contrasted with the 1962 fiscal year proposal of $30,131,530. This is an increase of $5,980,382.

Average annual direct aid of the fifty-eighth biennium was $590,000 as contrasted with the annual recommendation for the fifty-ninth biennium of $645,000.

The Agriculture Land Tax Credits payments during the last biennium amounted to $10,500,000 each year. Under the present law this appropriation paid only 44 per cent of all claims filed on a proportionate basis.

It is my belief that some new formula must be found for payment of the Agriculture Land Tax Credit. Under the present budget that I recommend to you, I suggest payment of all Agriculture Land Tax Credits between 15 and 20 mills in those school districts that levy taxes above 15 mills.

To pay this formula during the two years of the next biennium, I recommend an average appropriation of $11,250,000. The appropriation recommended calls for an increase of nearly 5 per cent over the present expenditure.

This amount which I recommend to you is not as much as I would like. However, under our present revenues and considering the total state aid to school program, this is as much as may be allocated.

HIGHER EDUCATION

The Fifty-eighth General Assembly appropriated an average $36,577,822 for salaries, support and maintenance of the educational institutions under the Board of Regents. The annual recommendation for these institutions that is submitted to the Fifty-ninth General Assembly is slightly more than ten per cent above the previous appropriation and totals $40,373,000. In order to begin a long range building program necessary to meet the demands for capital improvements at our institutions of higher education, I recommend a total of $20,834,200 for Board of Regents institutions. This is an increase of over twenty-six per cent above the previous appropriations which actually constituted the capital building programs for four years 1956-60.

It should be noted that different recommendations are made for each of the two years in the biennium. This has been done at the request of the Board of Regents. It is my belief that this may well be a procedure that should be followed in all appropriations in the future. It is, however, a poor substitute for annual appropriations made if the General Assembly were to meet each year.

While I regret that it is impossible to grant as much capital improvements as has been requested, I do believe that with this excellent beginning the long range program proposed by the Board of Regents can be completed by 1973. It is vital to the welfare of our educational institutions for the

next fifty years that we plan now for the buildings that will be needed for the enrollments of our institutions of higher learning in the last half of this decade and the decade of the seventies. All of us realize that it is impossible under our Constitution and laws for one legislature to bind another, but it is imperative that we assure the Board of Regents of a continuing source of income for capital improvements.

It is my contention that the capital improvements can and must come from the surplus that has been accumulating in our State Treasury. It is not the purpose of government to accumulate a surplus. I do not subscribe to the practice of exacting excessive taxes from the taxpayer so that we may have a surplus in the State Treasury for future use. I do believe we must be on a pay-as-you-go basis on current recurring expenditures but can in good conscience utilize the surplus to "catch up" on our overdue capital improvement programs.

BOARD OF CONTROL INSTITUTIONS

Total annual appropriations of $24,922,640 are recommended for salary, support and maintenance, and capital improvements at institutions under the State Board of Control. This is an increase of $2,689,493 per year over the appropriations during the current biennium. Salaries, support and maintenance accounts for $21,674,820 of the annual appropriations to the Board of Control, an increase of 10.30 per cent over the present annual rate of appropriations. A careful examination of the recommendations for the fourteen institutions governed by the Board and a comparison with the askings will reveal that the recommendations of the administrative agency have been followed as closely as possible. All of the institutions under the Board are important, particularly those dealing with the problems of our mentally ill. However, I do not believe we should slight one type of institution at the expense of others under the same administrative group.

The sum proposed for capital improvements at Board of Control Institutions is nearly 25.8 per cent greater than that given by the Fifty-eighth General Assembly which again was in reality a four-year capital improvement. Thus, I believe we will be able to make genuine progress toward a realistic building plan.

Although not as essential as in the Board of Regents situation, a long-range program of capital improvements should be established.

DEPARTMENT OF PUBLIC SAFETY

The last session of the Iowa General Assembly appropriated annually $4,863,800 for the operation of the Department of Public Safety. My recommendation for this most important agency of state government is 12.6 per cent above this annual appropriation for an annual total of $5,477,460.

This sum should permit the present programs to continue on a high level. If it is thought necessary to add personnel to the Iowa Highway Patrol, additional money will have to be provided to meet this increased expenditure. An obvious source, should the added personnel be allowed, is to increase the cost of the Iowa Drivers License. This has been utilized in the past but should be carefully studied before action is followed merely because "that's the way it's been done before."

Our Department of Public Safety compares favorably with those of our surrounding states and I believe the proposed recommendations will allow this agency to continue in an excellent comparable position.

ADMINISTRATIVE DEPARTMENTS

An increase of slightly more than eleven per cent above the fifty-eighth biennium is recommended for Administrative Departments of State Government. The appropriation recommended totals $8,309,285.

It should be noted that this figure amounts to only 4.3 per cent of the total budget. The appropriation should allow most departments to give their employees at least a one step increase in pay during the two-year period.

During the budget hearings, many of the Administrative Departments indicated a desire to create new positions. These new posts have been carefully studied and in most instances they have not been included in my recommended appropriation. It is my belief that only in unusual circumstances should new jobs be allowed during this biennium. I am concerned about the number of administrative personnel that are leaving state employment and believe that two steps should be taken to curb this exodus. First, as suggested in the inaugural message, a civil service system established to assure career opportunities in State Government and, second, salary increases should be authorized to the efficient personnel now employed in State Government.

MISCELLANEOUS STATE AIDS TO LOCAL COMMUNITIES

I am recommending virtually the same appropriation that was made by the Fifty-eighth General Assembly for state aid to the agriculture societies (county fairs), state soil conservation commission, and the state participation in county mental care activities. The present annual appropriation is $1,262,500 and I recommend $1,260,000 for each year of the coming biennium.

HOMESTEAD CREDITS

The Homestead Tax Credit is paid under a standing unlimited appropriation, therefore it is impossible to determine the exact amount that will be disbursed during the coming biennium. The estimate on the basis of recent trends in Homestead Tax Credit claims, for the coming biennium, calls for an expenditure of $29,165,000 in each year. This is an increase of $965,000 over the present annual appropriation.

SOCIAL WELFARE DEPARTMENT PROGRAMS

It is recommended that the total appropriations for the State's share of Social Welfare programs be made in the amount of $18,908,500 per year during the coming biennium. This represents an increase of $573,000 each year over the current appropriation or an increase of 3.12 per cent. This will allow some adjustments to be made in the present Social Welfare programs. A corollary recommendation concerning the state's participation in the federal program of medical care for our senior citizens is presented elsewhere in this budget message.

MEDICAL CARE FOR THE AGED

In my inaugural message, I indicated my hope that you would give serious consideration to an enabling act that would allow Iowa to participate in the federal program of medical assistance to our senior citizens. You will note that I have not assigned an appropriation for this program. The estimates of the cost to the State of Iowa for participation range from one and one-half million to four million dollars. I would suggest that legislation allowing Iowa to participate provide that the surplus of money procured for payment of the Korean bonus be utilized for the initial phase of participation in the medical care for the aged program. Not only will this appropriation help to discharge our obligation to our senior citizens, but

additionally enabling legislation in this field by your body during this session may serve to retard the announced goal of the National Administration to include these benefits within the structure of the Social Security system and the inevitable final result of socialized medicine. Developments in this field will, I believe, be stabilized by 1963 so that the Sixtieth General Assembly may then intelligently provide for a continuing program in this field.

TOTAL NON-EDUCATIONAL STATE AIDS

The recommendations for non-educational forms of state aid to local communities total $49,333,500. This is an increase of $1,536,000 over the present appropriations of $47,797,500. This increase in non-educational aids to local communities accounts for eight and one-half per cent of the total budget increases recommended for the next biennium.

MISCELLANEOUS SERVICES

The sum recommended for miscellaneous services, including State Conservation Commission, Iowa Development Commission, District Court Judges, Iowa State Fair Board, the State Historical Society, Hoover Birthplace Society, National and State Guard, Civil Defense Administration, the Reciprocity Board, and the Mississippi Parkway Planning Commission, totals $7,172,785. This category no longer contains the Teachers Retirement Allowance, which has been transferred to the Standing Appropriations. The Conservation Commission recommendation is ten per cent above the sents $641,850 each year of the total in this category. The increase proposed for the Iowa Development Commission is about twelve and one-half per cent above the current appropriation. The recommended figure is $237,900, plus $25,000 for Municipal Planning Assistance. An appropriation of $942,900 is recommended for the National Guard and State Guard activities. The largest percentage increase is recommended for the Reciprocity Board which received $30,750 from the Fifty-eighth General Assembly; an appropriation of $40,470 is recommended to help get this new agency on a firm operating basis.

An eleven per cent increase is recommended for the Iowa State Historical Society bringing their recommended appropriation to $104,500, while $12,000 is suggested for the Hoover Birthplace Society.

The District Court Judges appropriation of $900,665 is relatively inflexible and that total requested is recommended.

TOTAL CAPITAL IMPROVEMENTS APPROPRIATIONS

Total capital appropriations of $29,866,940 are recommended for the fifty-ninth biennium, equivalent to $14,933,470 for each year. It is my recommendation that this money be appropriated from the Treasury surplus, since it is regarded as a non-recurring appropriation.

Of the total capital appropriations of nearly thirty million dollars for the biennium, $20,834,200 would be allocated to the Board of Regents Institutions, and $6,495,640 for improvements at institutions under the Board of Control.

Miscellaneous capital improvements appropriation recommendations total $2,537,100. This amount includes $1,960,600 for the Conservation Commission's capital needs, an increase of $442,950 over that appropriated by the Fifty-eighth General Assembly. A total of $234,650 is recommended for the State Fair Board, $226,250 for National Guard Armories and Armory construction and $115,600 for the capital improvements needed by the Department of Public Buildings and Grounds during the two-year period. These recommendations for the miscellaneous capital improvement

appropriations represent a decrease of $259,300 annually from the appropriations of the current biennium.

SUMMARY OF PROPOSED EXPENDITURES

The budget as submitted is the result of careful analysis of the department and agency requests, as filed with the State Comptroller's Office. Each unit was given full opportunity to explain their requests in the budget hearings held in December.

I am sure that you are aware that the budget requests totaled a great deal more than I have found it possible to recommend. The requests amounted to $259,821,508, as contrasted with the recommended expenditures of $189,430,850.

No doubt, in your collective judgment, you will decide to appropriate amounts in some instances greater than recommended and in others less than suggested in the executive's budget. This is your right as the policy making, representative body of our sovereign state. I have presented to you a budget which in my judgment, after many hours of study, will provide for all essential services and a capital program that will help us gain in many areas where we have lagged.

RECOMMENDED SOURCES OF REVENUE

Under existing statutes general revenue appropriable receipts during the next biennium will total $348,994,760. Of this amount, $172,298,515 will be received during the first year of the biennium and $176,696,245 in the second, an average of $174,497,380. The unencumbered balance June 30, 1961, is estimated at $45,898,788.37.

It is my belief that the steady growth in revenue will continue during the coming biennium. The estimate figures are computed with a conservative economic growth rate factor of four per cent per year in the four major tax revenue areas, sales, use, individual income and corporation income tax.

This budget is so constructed that the recurring appropriation will be met by the current annual income, thus avoiding deficit spending in the recurring appropriation areas. The proposals for the regular operating expenditures during the biennium are: (1) For current state purposes, $83,782,350, and (2) Current state aid to local communities, $90,715,030, for a total of $174,497,380, which is the equivalent of the average estimated annual current revenue. Capital improvements recommended total an average annually, $14,933,470.

This amount I recommend be taken from the Treasury balance presently on hand.

If this program outlined is followed, the estimated Treasury balance on June 30, 1963, will be $16,031,848.37.

I am confident that this program can be carried out, providing the 10 per cent of the sales tax can be transferred to the road use tax in the last three months of each fiscal year. This will allow for a lower working balance than has been previously needed.

Legislation allowing this transfer in the final quarter of each year will be introduced. I urge you to give it favorable consideration.

I have purposely refrained from trying to project an estimate of additional funds available from such sources as more efficient and complete tax collection procedures, consolidation of some of our myriad costly inspection services, centralization of state purchasing procedures, coordination of machine records operations at the seat of government and greater budgetary control by the executive, all of which, in my opinion, will provide for the taxpayer better and more economical government for his tax dollar. I am

dedicated to the view that these reforms and changes must be accomplished and I hope to have your support and assistance in those areas where legislation is required.

SUMMARY

The people of our state have been justifiably proud of the great heritage of our forefathers of fiscal conservatism and this has been reflected in past sessions of your body by appropriations based on a pay-as-you-go basis. This has resulted in the sound economy which has made the State of Iowa one of the bright spots in the nation insofar as a stable and healthy fiscal climate is concerned, and, I am sure, has been a persuading influence for the relocation of many of the industries to our state from other areas. I congratulate you for achieving and maintaining this climate.

During the last year in our travels about the state you and I heard from many of our fellow citizens their justified expressions of concern regarding the ever-increasing property tax load which we are carrying. The budget as presented today proposes to provide tax relief in this area. Some will say that it is not enough. To those of our constituents who desire more, I would respond that additional tax relief for property invites the answers to certain questions from our neighbors back home.

1. Have they in the past and will they in the future attend and influence the budget hearings of the local tax levying bodies who in the first instance determine the rate of local property taxes?

2. Do they want more from their government, both state and national, and, most importantly, are they ready and willing to pay higher taxes into government in order to get more from their government?

3. Are they ready to face the challenge of the future by providing better education of our youth and willing now to pay the price in increased taxes?

4. Do they want and will they demand a reversal of this trend toward centralized government and can they continue to afford this monster of state and national government which grows larger with each succeeding year thus placing a heavier tax burden on our people?

5. Do they still believe that government was created by them to do only those things which they could not do themselves, or are we to become a welfare state looking to government for all our needs and paying the inevitable high price for those things which we receive?

6. Do they want a reduction in the number of state boards, commissions and agencies with a resultant lower cost or are they apathetic about the use of their tax dollar?

7. Is our state to be the master of our people with our every move controlled and directed by government or shall government be the servant of man, held in check and controlled by him?

My friends, all of Iowa looks to you during this session of the legislature to determine the answers to these questions. Simple arithmetic clearly shows that existing revenues and taxes will provide the program of appropriations which I have outlined. The burden now rests with our constituents to tell you whether this is adequate and, if it is not, whether they are ready and willing to pay the price for more. I hope and pray that they will call upon you, counsel with you and advise you and that you will be guided by their views in reaching your conclusions.

Governor Erbe was escorted from the House chamber by the committee previously appointed.

Mensing of Cedar moved that the joint convention be now dissolved.

Motion prevailed.

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

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R. 19	Judiciary 2
S.J.R. 20	Legislative redistricting
S. F. 151	Cities and towns
S. F. 152	Transportation and highway safety
S. F. 153	Tax revision
S. F. 155	Board of control
S. F. 156	Judiciary 1
S. F. 157	Highways
H. F. 35	Compensation of public officers and employees
H. F. 43	Military affairs
H. F. 61	Public health
H. F. 70	Public health
H. F. 182	Compensation of public officers and employees
H. F. 185	Schools and educational institutions
H. F. 212	Banks, building and loan

REPORTS OF COMMITTEES

Senator Grimstead submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 2**, a bill for an act relating to nominations by nonparty political organizations, 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 Grimstead and found on page 85 of the Senate Journal, and when so amended the bill do pass.**

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

Senator Walker submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 54**, a bill for an act relating to the use of the revolving fund of cooperative associations, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOHN WALKER, *Chairman.*

Ordered passed on file.

Senator Vance submitted the following report:

MR. PRESIDENT: Your committee on legislative redistricting to which was referred **Senate Joint Resolution 1**, a joint resolution proposing a constitutional amendment relating to representation in the General Assembly, begs leave to report it has had the same under consideration and **returns the resolution without recommendation.**

CLIFFORD M. VANCE, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 9 by inserting in line 9, after the word "medicine", the following: "to any person other than a licensed pharmacy or a physician".

LYNN POTTER.

Amend Senate File 144 by inserting in line 4, after the word "banks", the following: "which have been in the custody of such banks for a period of three months or more immediately preceding the assessment date for assessment of moneys and credits".

LYNN POTTER.

Amend Senate Joint Resolution 1 as follows:

1. By inserting in line 16 after the word "size" the word "and".

2. By adding after line 85 the following:

"Section 39. When a congressional or senatorial district shall be composed of two (2) or more counties, it shall not be entirely separated by any county belonging to another district, and no county shall be divided in forming a congressional district.".

DAVID O. SHAFF.

(1)

Amend Senate Joint Resolution 1 as follows:

1. By striking all after the enacting 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. Sections one (1) through six (6); sections fourteen (14), fifteen (15), nineteen (19), twenty-five (25); and sections thirty-four (34) through thirty-seven (37) of article three (III), Legislative Department, and all amendments to such sections are hereby repealed and the following adopted in lieu thereof:

'Section 1. The legislative power shall be vested in a legislature, which may delegate to other public officers the power to supplement statutes by ordinances, general orders, rules, and regulations, provided a general standard or principle has been enacted to which such delegated legislation shall conform. All such delegated legislation promulgated by state officers, departments, offices or agencies shall be adopted and published in accordance with a fair procedure prescribed by law.

'Section 2. The legislature shall be a single chamber composed of a number of senators, not to exceed fifty, as prescribed by law. Senators shall be elected on the Tuesday next after the first Monday in November of even-numbered years. Each shall be elected for a two-year term from a separate legislative district. Except as otherwise provided in this constitution, any qualified voter shall be eligible to membership in the legislature.

'Section 3. Legislative districts shall meet the following requirements:

1. Each shall have a population, as shown by the most recent decennial United States census, equal to that of every other district, a deviation of no more than ten percent from

the population unit (the state population divided by the number of senators) being allowed.

2. Each shall consist of compact and contiguous territory; areas joined only at the point of a corner shall not be regarded as contiguous.

3. So far as practicable, a county shall not be divided unless it is entitled to more than one district, and legislative district lines shall conform to township and voting district boundaries.

'Section 4. The legislature in nineteen hundred sixty-five, and thereafter in each decade in the year ending in "1", shall redistrict the state into legislative districts in a single legislative enactment. In the event any such session of the legislature shall fail by the first day of July following the convening of such session to so redistrict the state, then such redistricting shall be accomplished by a commission. Within thirty days after such first day of July the state central committee of each of the two political parties casting the highest number of votes for governor in the last preceding election shall submit to the governor a list of ten resident, qualified voters. Within fifteen days after the receipt of such lists, but not later than the fifteenth day of August, the governor shall appoint a commission of ten members, five from each list. If either of the state central committees shall fail to submit such a list within the time prescribed, the governor shall appoint five members of his choice from among the resident, qualified voters of the party of such committee. Each member of the redistricting commission may receive such compensation as shall be established by law.

The redistricting commission shall redistrict the state into legislative districts and shall file with the secretary of state a full statement of the legislative districts and their boundaries. No redistricting statement shall be valid unless it shall have been approved by seven members of such commission. If the redistricting commission does not file the required statement within four months of its appointment, it shall stand discharged, and at the next general election all legislators shall be elected from the state at large.

Whenever it shall be necessary to nominate and elect legislators at large, the numbers thereof shall be as fixed for the preceding legislature. Following such an election at large, the legislature at its next regular session shall redistrict the state as specified in the first sentence of this section, but if it fails to do so, another redistricting commission shall be appointed by the governor in the same manner, with the same duties and powers and with the same effect as hereinbefore provided, and so on, until a valid redistricting is secured. There shall be only one redistricting during any decade.

Redistricting shall take effect beginning with the nomination and election of senators for the next regular session of the legislature following the adoption of a redistricting law or statement.

'Section 5. Terms of offices for senators shall begin on January 1 next after their election and continue until their successors are elected and qualified. Any senator whose term

is cut short by the provisions of this constitutional amendment, and who is not elected to the first legislature after apportionment of legislative districts under this amendment, shall be paid the compensation he would have received had he served the full term for which he was elected.

'Section 6. The legislature shall meet each year in regular session on the second Monday in January. At such regular sessions convening in even-numbered years, the legislature shall not enact any bills except those raising revenue, those making appropriations, and those pertaining to subjects designated in writing by the governor during the first ten days of the session. Special sessions may be called by the governor. The first session under this amendment shall begin the first Monday in January following election of senators under the provisions of this amendment.

'Section 14. All authority vested by the constitution or laws of the state in the senate, house or representatives, or joint session thereof, in so far as practicable, shall be and hereby is vested in said legislature of one chamber. All provisions in the constitution and laws of the state relating to the legislature, the general assembly, the senate, the house of representatives, joint sessions of the senate and house of representatives, senator, or member of the house of representatives, shall, in so far as said provisions are applicable, apply to and mean said legislature of one chamber hereby created and the members thereof. All references to clerk of house of representatives or secretary of senate shall mean, when applicable, the clerk of the legislature of one chamber. All references to officers of the senate or house of representatives shall mean, when applicable, the officers of the legislature of one chamber.

'Section 15. Every bill passing the legislature shall be signed by the president of the legislature.

'Section 19. The legislature shall have the power of impeachment by a two-thirds vote of all members, and it shall provide by law a procedure for the trial and removal from office of officers of this state. No officer shall be convicted on impeachment by a vote of less than two-thirds of the members of the court hearing the charges.

'Section 25. Each member of the first legislature under this amendment shall receive a salary at the rate of six thousand dollars per year and fourteen cents per mile for the distance between his residence and the place where the legislative session is held. Members of subsequent legislatures shall be paid as shall be fixed by law. However salary or mileage increases approved by one session shall not become effective until a new legislature is elected.

'Section 37. When a congressional or legislative district is composed of two or more counties, it shall not be entirely separated by any county belonging to another district. No county shall be divided in forming a congressional district.'

"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 consecutive

months before the date of said election as provided by law."

C. EDWIN GILMOUR.

(2)

Amend Senate Joint Resolution 1 as follows:

1. By striking all after the enacting 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 three (3) of article three (III) of the constitution of the state of Iowa as amended in eighteen hundred eighty-four (1884) and nineteen hundred sixteen (1916), A. D., section four (4) of article three (III) as amended in eighteen hundred eighty (1880) and nineteen hundred twenty-six (1926), A. D., sections five (5) and six (6) of article three (III), section thirty-four (34) of article three (III) as amended in nineteen hundred four (1904) and nineteen hundred twenty-eight (1928), A. D., sections thirty-five (35) and thirty-six (36) of article three (III) as amended in nineteen hundred four (1904), A. D., and section thirty-seven (37) of article three (III) are hereby repealed and the following adopted in lieu thereof:

'Sec. 3. The members of the house of representatives shall be chosen at general elections by the qualified electors of their respective districts, or at large, as the case may be, and their terms of office shall commence on the first day of January next after their election, and continue two (2) years, and until their successors are elected and qualified.'

'Sec. 4. No person shall be a member of the house of representatives unless at the time of his election he shall have attained the age of twenty-one (21) years, be a citizen of the United States, shall have been a resident of this state one (1) year, and, if elected from a representative district and not at large, of such district sixty (60) days.'

'Sec. 5. Senators shall be chosen at general elections for terms of four (4) years, except as otherwise provided for in this section and in section six (6) of this article, which terms shall commence on the first day of January next following their election, and shall continue until their successors are elected and qualified. No person shall be a member of the senate unless at the time of his election he shall have attained the age of twenty-five (25) years and shall possess the same qualifications as representatives with respect to citizenship and residence within the state and senatorial district.

'The terms of senators serving at the time when the first redistricting is to be accomplished under the provisions of section thirty-six (36) of this article shall terminate on the last day of December following the general election held in nineteen hundred sixty-six (1966). At such general election senators shall be elected from the several senatorial districts as provided by section six (6) of this article or at large as provided by sections thirty-six (36) and thirty-eight (38) of this article, as the case may be.

'Following any subsequent redistricting pursuant to 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 general election first held after such redistricting. Likewise, in the event that there shall be an election of senators at large under the provisions of section thirty-six (36) or thirty-eight (38) of this article, the terms of all incumbent senators shall terminate on the last day of December following such election at large. The terms of senators elected at large shall be two (2) years.

'Those senators whose terms would not terminate on or before the first day of January, 1967, except for the provisions of this section, and who are not elected senators at such general election, may be paid such sum as shall be established by the general assembly at the next regular session.'

'Sec. 6. The senatorial districts established in the first redistricting under section thirty-six (36) of this article and in the first redistricting after an election at large shall be numbered consecutively in the legislative redistricting act or redistricting statement so that odd-numbered and even-numbered districts shall be equal in number or nearly so. The terms of senators elected from odd-numbered districts shall terminate on the last day of December following a presidential election, and the terms of senators elected from even-numbered districts shall terminate on the last day of December of the alternate even-numbered years. Accordingly, the terms of senators elected from one (1) of the two (2) classes of numbered districts in the first general election held after the first redistricting and in the first general election after the redistricting becomes effective or after an election at large, shall be four (4) years, and the terms of senators elected from the other class of numbered districts shall be two (2) years. In subsequent redistrictings the general assembly or redistricting commission shall so assign numbers to senatorial districts, the boundary lines of which shall be changed, and to senatorial districts established thereby, as to conform, as far as possible, to those existing before such redistricting, to the end that such boundary changes shall cause the least practicable adjustment of terms of incumbent senators. The first terms of senators elected from such districts shall be two (2) or four (4) years depending on the class of their respective districts.'

'Sec. 34. In each redistricting accomplished under section thirty-six (36) of this article, senatorial districts shall be established, each entitled to one (1) senator. Senatorial districts shall be so established that each county having a population of two (2) percent or more of the whole number of the population of the state, as shown by the most recent national decennial census, shall constitute a senatorial district; provided, however, that in the event there shall be an even number of such counties, the next most populous county shall also constitute a senatorial district. The remaining counties shall be divided into senatorial districts, each composed of two (2) contiguous counties.'

'Sec. 35. In each redistricting accomplished under section thirty-six (36) of this article, representative districts shall be established, each entitled to one (1) member of the house of representatives. The ratio of representation in the house of representatives shall be determined by dividing the whole number

of the population of the state, as shown by the last national decennial census, by one hundred twenty-five (125). The boundaries of representative districts shall be so drawn that each district shall have a population equal to that of every other district, a deviation of not more than ten (10) percent from the ratio number being allowed, shall consist of compact and contiguous territory, and shall, as far as possible, lie wholly within a single county.'

'Sec. 36. The general assembly in nineteen hundred sixty-five (1965) and thereafter in each decade in the year ending in "one (1)" shall redistrict the state into senatorial and representative districts in a single legislative enactment. In the event any such session of the general assembly shall fail by the first day of July following the convening of such session to so redistrict the state, then such redistricting shall be accomplished by a commission. Within thirty (30) days after such first day of July 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 submit to the governor a list of ten (10) resident, qualified voters. Within fifteen (15) days after the receipt of such lists, but not later than the fifteenth (15) day of August, the governor shall appoint a commission of ten (10) members, five (5) from each list. If either of the state central committees shall fail to submit such a list within the time prescribed, the governor shall appoint five (5) members of his choice from among the resident, qualified voters of the party of such committee. Each member of the redistricting commission may receive such compensation as shall be established by law.

'The redistricting commission shall redistrict the state into senatorial and representative districts in the manner prescribed in sections thirty-four (34) and thirty-five (35) of this article and shall file with the secretary of state a full statement of the senatorial and representative districts and their boundaries. No redistricting statement shall be valid unless it shall have been approved by seven (7) members of such commission. If the redistricting commission does not file the required statement within four (4) months of its appointment, it shall stand discharged, and at the next general election senators and members of the house of representatives shall be elected from the state at large.

'Whenever it shall be necessary under the provisions of this section or section thirty-eight (38) of this article to nominate and elect senators and members of the house of representatives at large, the numbers thereof shall be as fixed for the preceding general assembly. Following such an election at large, the general assembly at its next regular session shall redistrict the state as specified in the first sentence of this section, but if it fails to do so, another redistricting commission shall be appointed by the governor in the same manner, with the same duties and powers and with the same effect as hereinbefore provided, and so on, until a valid redistricting is secured. There shall be only one (1) valid redistricting during any particular decade.

'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 of the redistricting statement, as the case may be.'

'Sec. 37. When a congressional, senatorial or representative district shall be composed of two (2) or more counties, or parts of two (2) or more counties, it shall not be entirely separated by any county belonging to any other district.'

2. Section thirty-eight (38) of article three (III) of the constitution of the state of Iowa is hereby designated section thirty-nine (39) of article three (III).

3. The following is hereby adopted as section thirty-eight (38) of article three (III) of the constitution of the state of Iowa:

'Sec. 38. Redistricting by the general assembly or by a redistricting commission shall be subject to judicial review upon the petition of a qualified voter filed in the district court of Iowa, in and for Polk County, within thirty (30) days after the adoption of the legislative redistricting act or the filing of the redistricting statement, as the case may be. The rules of civil procedure shall be applicable to such action. The district and supreme courts shall give precedence to such petition over all other causes and proceedings, and either court may, if it finds such legislative act or redistricting statement invalid for any reason, enjoin any action thereunder. If such legislative enactment or redistricting statement shall be finally adjudicated to be unconstitutional or if action under such act or statement shall be enjoined, then senators and representatives shall be elected at the next general election from the state at large. Thereafter, the provisions of section thirty-six (36) of this article shall be followed until a valid redistricting is secured for the particular decade.

'In the event that prior to a final adjudication of the constitutionality of the legislative redistricting act or of the redistricting statement, nominations of senators and representatives shall have been made and such nominations shall not be in accord with the effect of such adjudication, the requisite number of qualified candidates for senators and representatives shall be chosen in the manner prescribed by law.'

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 shall cause the same to be published for three (3) consecutive months previous to the date of said election as provided by law."

C. EDWIN GILMOUR.

Amend Senate Joint Resolution 16, Section 1 by adding the following thereto: "Section 37. When a congressional district shall be composed of two or more counties, it shall not be entirely separated by any county belonging to another district, and no county shall be divided."

JACK SCHROEDER.

Amend House File 52 by striking section 5.

EUGENE M. HILL.
C. EDWIN GILMOUR.

On motion of Senator Lynes, the Senate adjourned until 10:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 8, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend G. M. Rosenberger, pastor of the First Methodist Church, Shenandoah, Iowa.

INTRODUCTION OF BILLS

Senate File 171, by committee on public utilities, a bill for an act relating to authority of the state board of regents to grant easements in public lands under its jurisdiction.

Read first and second times and placed on the calendar.

Senate File 172, by Senators Shoeman, Walker, Getting and Putney, a bill for an act to repeal chapter one hundred sixty-two (162), Code 1958, relating to registration of animals.

Read first and second times and passed on file.

Senate File 173, by Senators Elijah, Lucken and Frommelt, a bill for an act authorizing counties, cities and towns to purchase, erect, own, operate or lease nursing homes and custodial homes.

Read first and second times and passed on file.

Senate File 174, by committee on transportation and highway safety, a bill for an act relating to the refund of motor vehicle registration fees.

Read first and second times and placed on the calendar.

Senate File 175, by committee on transportation and highway safety, a bill for an act to repeal section three hundred twenty-one point forty-four (321.44), Code 1958, relating to the regulations governing change of motors.

Read first and second times and placed on the calendar.

Senate File 176, by committee on transportation and highway safety, a bill for an act relating to the official seal of the county treasurer.

Read first and second times and placed on the calendar.

Senate File 177, by committee on transportation and highway safety, a bill for an act relating to antiquated vehicles.

Read first and second times and placed on the calendar.

Senate File 178, by committee on transportation and highway safety, a bill for an act relating to motor vehicle registration fees of motorcycles.

Read first and second times and placed on the calendar.

Senate File 179, by Senators Potter, Rigler and Lucken, a bill for an act to amend section two hundred eighty-two point eight (282.8), Code 1958, providing for attendance of public school students outside the state.

Read first and second times and passed on file.

Senate File 180, by Senator Eppers, a bill for an act to amend section one hundred nine point seventy-two (109.72), Code 1958, relating to the number of fishing hooks on a line.

Read first and second times and passed on file.

Senate File 181, by Senators Nolan, Nystrom and Wolf, a bill for an act relating to the use of the proceeds of real estate by the state board of regents.

Read first and second times and passed on file.

REPORTS ACCEPTED

Senator Mincks called to the attention of the Senate the report of the Public Assistance Study Committee, filed and found on pages 175-182 of the Senate Journal, and moved that the report be accepted.

The motion prevailed and the report was accepted.

SPECIAL ORDER

Senator Lynes asked unanimous consent that Senate Joint Resolution 1 be made a special order of business for Wednesday, February 8, 1961, at 11:00 a.m.

Objection was raised.

Senator Lynes moved that Senate Joint Resolution 1 be made a special order of business for Wednesday, February 8, 1961, at 11:00 a.m.

Senator Gilmour moved as a substitute motion that Senate Joint Resolution 1 be made a special order of business for Tuesday, February 14, 1961, at 10:00 a.m.

Roll call was requested.

On the question "Shall the substitute motion be adopted?" the vote was:

Ayes, 17:

Brown	Frommelt	Hoschek	O'Malley
Coleman	Gilmour	Mincks	Potter
Dykhouse	Hansen	Moore	Wearin
Elvers	Hill	Nolan	Wolf
Eppers			

Nays, 28:

Buck	Gray	Phelps	Turner
Butler	Grimstead	Prentis	Van Eaton
Cowden	Hoxie	Price	Vance
Curran	Long	Putney	Walker
Fisher	Lucken	Rigler	Walter
Flatt	Lynes	Scott	Weber
Getting	Nystrom	Shoeman	Wilson

Absent or not voting, 5:

Elijah	Shaff	Stuart	Wiley
Schroeder			

The substitute motion was lost.

The motion by Senator Lynes prevailed.

EXCUSED

Due to business reasons, Senator Putney asked and received unanimous consent that he be excused for the day on Wednesday, February 8, 1961.

Senator Wearin asked and received unanimous consent that Senate File 56 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Long, Senate File 26, a bill for an act relating to larceny, creating and defining the offense of shoplifting, providing penalties for such offense, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Turner asked and received unanimous consent that action on Senate File 26 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Butler, Senate File 9, a bill for an act to amend section one hundred fifty-five point twenty (155.20), Code 1958, relating to restricted drugs and medicines, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potter offered the following amendment and moved its adoption:

Amend Senate File 9 by inserting in line 9, after the word "medicine", the following: "to any person other than a licensed pharmacy or a physician".

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:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shoeman
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Van Eaton
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes		

Nays, none.

Absent or not voting, 4:

Schroeder	Shaff	Stuart	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 Shoeman, Senate File 47, a bill for an act to amend chapter one hundred forty-seven (147), Code 1958, relating to appointment of inspector by board of dental examiners and fixing compensation therefor, and relating to dental license renewal fees and the expenditure thereof, 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, 45:

Brown	Elijah	Gilmour	Long
Buck	Elvers	Gray	Lucken
Butler	Eppers	Grimstead	Lynes
Coleman	Fisher	Hansen	Mincks
Cowden	Flatt	Hill	Moore
Curran	Frommelt	Hoschek	Nolan
Dykhouse	Getting	Hoxie	Nystrom

Phelps	Rigler	Van Eaton	Wearin
Potter	Scott	Vance	Weber
Prentis	Shoeman	Walker	Wiley
Price	Turner	Walter	Wilson
Putney			

Nays, none.

Absent or not voting, 5:

O'Malley	Shaff	Stuart	Wolf
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 Scott, Senate File 146, a bill for an act to permit banks, subject to the approval of the state banking board, to own jointly a company that can provide for them from a central processing point, the cooperative use of automation equipment for bank bookkeeping work, was taken up and considered.

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

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

Ayes, 46:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shoeman
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Van Eaton
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes		

Nays, 1:

Wolf

Absent or not voting, 3:

Schroeder	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 Frommelt, House File 40, a bill for an act to make a deficiency appropriation for salaries, support and maintenance of the state penitentiary, 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:

Buck	Getting	Moore	Shoeman
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Van Eaton
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks		

Nays, none.

Absent or not voting, 4:

Brown	Schroeder	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 Price, Senate File 154, a bill for an act relating to increasing or decreasing speed limits on primary highways or extensions of primary highways in cities and towns, 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, 39:

Buck	Gilmour	Nystrom	Turner
Butler	Gray	O'Malley	Van Eaton
Coleman	Grimstead	Phelps	Walker
Cowden	Hansen	Potter	Walter
Curran	Hoschek	Prentis	Wearin
Dykhouse	Hoxie	Price	Weber
Elvers	Lucken	Putney	Wiley
Eppers	Lynes	Rigler	Wilson
Frommelt	Mincks	Scott	Wolf
Getting	Nolan	Shoeman	

Nays, 6:

Elijah	Flatt	Long	Moore
Fisher	Hill		

Absent or not voting, 5:

Brown	Shaff	Stuart	Vance
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 Walker, Senate File 158, a bill for an act to amend sections one hundred ninety point one (190.1) and one hun-

dred ninety-one point two (191.2), Code 1958, relating to cheeses and cheese products, was taken up and considered.

Senator Walker asked and received unanimous consent that House File 227 be substituted for Senate File 158.

On motion of Senator Walker, House File 227, a bill for an act to amend sections one hundred ninety point one (190.1) and one hundred ninety-one point two (191.2), Code 1958, relating to cheeses and cheese 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, 45:

Buck	Getting	Mincks	Shoeman
Butler	Gilmour	Moore	Turner
Coleman	Gray	Nolan	Van Eaton
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt			

Nays, none.

Absent or not voting, 5:

Brown	Schroeder	Shaff	Stuart
Nystrom			

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

SENATE FILE 158 WITHDRAWN

Senator Walker asked and received unanimous consent that Senate File 158 be withdrawn from further consideration of the Senate.

Senator Lynes asked and received unanimous consent that all bills passed by the Senate this morning 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 132, a bill for an act to legalize and validate the proceedings

of the board of directors of the Denver Community School District, 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.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 2, a bill for an act relating to the appointment of members to the state soil conservation committee.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 3, a bill for an act to amend chapter 467A, Code 1958, relating to an alternate method of taxation of landowners within subdistricts for the purpose of carrying out watershed protection and flood-prevention programs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 73, a bill for an act relating to domesticated fur-bearing animals.

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 changing the date of the annual meeting of school boards, and changing the date for publication of the annual financial statement of the school.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 113, a bill for an act to permit a parent to designate a guardian for his children by will.

WILLIAM R. KENDRICK, *Chief Celrk.*

HOUSE MESSAGES CONSIDERED

House File 2, a bill for an act relating to the appointment of members to the state soil conservation committee.

Read first and second times and passed on file.

House File 3, a bill for an act to amend chapter four hundred sixty-seven A (467A), Code 1958, relating to an alternate method of taxation of landowners within subdistricts for the purpose of carrying out watershed protection and flood-prevention programs.

Read first and second times and passed on file.

House File 73, a bill for an act relating to domesticated fur-bearing animals.

Read first and second times and passed on file.

House File 104, a bill for an act changing the date of the annual meeting of school boards, and changing the date for publication of the annual financial statement of the school.

Read first and second times and passed on file.

House File 113, a bill for an act to permit a parent to designate a guardian for his children by will.

Read first and second times and passed on file.

APPOINTMENT OF EMPLOYEE

Senator Putney announced the appointment of James Scott of Polk County as janitor on the joint legislative payroll effective January 16, 1961.

The following communication was received from the office of the State Comptroller:

No.	Name of Claimant and Nature of Claim	Amount of Claim
197-59	William C. Campbell, 1200 West Cedar, Cherokee, Iowa—Personal loss	$ 109.00
198-59	Mrs. Louis Garrett, 415 W. Jackson, Corydon, Iowa—Loss of wages	7,107.00
199-59	Mrs. Francis Mason, Glenwood, Iowa—Personal damage	4.75
200-59	Marvin Jurgens, Glenwood, Iowa—Car damage	53.79
201-59	Marion County Auditor, Knoxville, Iowa—Agricultural land claim	152.41
202-59	William E. Wion, Route 1, Lamoni, Iowa—Deer damage	140.23
203-59	Clarinda Country Club, Clarinda, Iowa—Property damage	6,151.24
204-59	Ralph Bush, Lawton, Iowa—Lost checks	36.47
206-59	Bernard Van Wyk, Route 2, Monroe, Iowa—Personal injury	1,178.55
207-59	Lloyd M. Stocker, P. O. Box 236, Blakesburg, Iowa—Damage by deer	100.00
208-59	Chickasaw County Auditor, New Hampton, Iowa—County claim	475.28
209-59	City of Des Moines, East 1st and Locust, Des Moines, Iowa—Assessment	27,137.27
210-59	August Heinsma, 307 S. Carroll Street, Rock Rapids, Iowa—Tractor license refund	15.00
211-59	Jones County Auditor, Anamosa, Iowa—Agricultural land tax credit	102.92
214-59	Ivan E. Crewse, 2403 Lyon, Des Moines, Iowa—Tractor license refund	35.00
215-59	Donna Harlow, 1504 Milton, Des Moines, Iowa—Personal injury	101.34

No.	Name of Claimant and Nature of Claim	Amount of Claim
216-59	Huebner Funeral Home, Denison, Iowa—OAA funeral	359.50
217-59	Dr. M. G. Bourne, 118 N. Moore, Algona, Iowa—Medical care	101.00
219-59	Leonard Schwerdtfeger, R.F.D., Parkersburg, Iowa—Crop damage	1,225.68
222-59	Town of Mount Ayr, 200 S. Taylor, Mount Ayr, Iowa—Sales and Use tax refund	52.83
223-59	Royal McBee Corporation, 385 North York Street, Elmhurst, Illinois—Overdue statement	756.96
224-59	Odebolt-Arthur Comm. School Dist., 600 Maple Street, Odebolt, Iowa—Sales and Use tax refund	6,321.73
226-59	Clare E. Galvin, 412 E. 29th Street, South Sioux City, Nebraska—Deer claim	100.00
227-59	Charles Taylor, Moorhead, Iowa—Deer claim	129.20
228-59	Wilbert Fuegan, Route 1, Rowley, Iowa—Crop loss	300.00
229-59	H. H. Lorenzen, 901 S. Broadway, Toledo, Iowa—Property damage	590.17
H-13-59	Oscar H. Johnson, Route 2, Davenport, Iowa—Property damage by water	328.59
H-19-59	E. R. Wilburn, Selma, Iowa—Crop damage	240.00
H-26-59	Vaughn M. and Bernice H. Stephenson, 3118 Story, Ames, Iowa—Property damage	1,000.00
H-28-59	Carl M. and Mabel V. Brown, Selma, Iowa—Crop damage	200.00
H-32-59	Edwin Earl Duke, 707 North 10th Street, Council Bluffs, Iowa—Personal injury	8,970.00
H-34-59	D. E. Peers, 4609 Cass, Omaha 32, Nebraska—Crop damage	470.00
H-36-59	Mrs. Rose Meier, 325 East Second Street, Waterloo, Iowa—Personal injury	773.84
H-38-59	Clarence and Ouida Patterson, Salix, Iowa—Crop damage	975.00
H-46-59	Betty Coleman, Stuart, Iowa—Personal injury	75,000.00
H-49-59	Major Alfred W. Olsen, USAR Ret., 1769 D. Street, Hayward, California—Damage to car	35.30
H-50-59	E. S. Pettit, 5130 East 14th Street, Des Moines 13, Iowa—Damage to water connections	28.50
H-51-59	Bill Loos, 1410 East Euclid Avenue, Des Moines, Iowa—Loss of business	1,300.00
H-52-59	General Casualty Company of Wisconsin and Robert E. Baker, 818 Liberty Bldg., Des Moines, Iowa—Car damage	155.68
H-53-59	C. H. Hossle, Route 2, Emerson, Iowa—Damage to fence	207.79

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 116.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 116.

BILL SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 3rd day of February, 1961, sent to the Governor for his approval: Senate File 116.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S. F. 165 Judiciary 2
S. F. 166 Conservation
S. F. 167 Conservation
S. F. 168 Ways and means
S. F. 169 Ways and means
S. F. 170 Tax revision
H.J.R. 10 Iowa development
H. F. 49 Agriculture
H. F. 123 Agriculture
H. F. 181 Cities and towns
H. F. 226 Agriculture
H. F. 228 Agriculture
H. F. 231 Schools and educational institutions

AMENDMENTS FILED

Amend Senate File 2, section 1, by striking all of lines 6, 7, and 8 and inserting in lieu thereof the following:

"one-half (½) of one (1) per cent of the total vote cast for the office of governor at the last previous general election, in the area for which it seeks to make a nomination."

C. EDWIN GILMOUR.

Amend Senate Joint Resolution 17, by adding after line 101 of section 1 the following:

"Section 37. When a congressional district shall be composed of two or more counties, it shall not be entirely separated by any county belonging to another district; and no county shall be divided in forming a congressional district."

FRANK HOXIE.

On motion of Senator Lynes, the Senate adjourned until 11:00 a.m., Monday, February 6, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 6, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by the Reverend Everett Pencook, pastor of the First Methodist Church, Osage, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Putney for the day on request of Senator Vance; Senator Shoeman for the day on request of Senator Hoxie.

INTRODUCTION OF BILLS

Senate File 182, by Senator Rigler, a bill for an act to authorize school districts to purchase annuity contracts for employees.

Read first and second times and passed on file.

Senate File 183, by Senator Coleman, a bill for an act to regulate Sunday sales.

Read first and second times and passed on file.

Senate File 184, by Senators Hill and Potter, a bill for an act to transfer the collection of the motor vehicle fuel tax from the state treasurer to the state tax commission.

Read first and second times and passed on file.

Senate File 185, by Senators Getting and Walker, a bill for an act relating to importation of swine into Iowa.

Read first and second times and passed on file.

Senate File 186, by Senators Lucken, Getting, Hansen, Vance and Walker, a bill for an act providing for supplemental returns and listings by owners of property subject to taxation in this state, and providing for the manner of use of such supplemental returns by assessors in the preparation of assessment rolls.

Read first and second times and passed on file.

Senate File 187, by committee on social security, a bill for an act relating to grants when recipient removes himself from county in which he was receiving aid.

Read first and second times and placed on the calendar.

Senate File 188, by Senator Rigler, a bill for an act to legalize the issuance of warrants issued by the Nashua Community School District of Chickasaw, Bremer, Floyd and Butler Counties, Iowa, due to the failure of said school district to levy a sufficient amount of taxes to raise sufficient funds to meet the proposed expenditures approved in the proposed budget for the fiscal years of 1958-1959 and 1959-1960 and to legalize the payment of said warrants by the school treasurer from funds received by the said school district for the fiscal years of 1958-1959, 1959-1960 and 1960-1961.

Read first and second times and passed on file.

Senate Joint Resolution 21, by Senators Hill and Walter, a joint resolution proposing a constitutional amendment relating to representation in the General Assembly.

Read first and second times and passed on file.

UNFINISHED BUSINESS

On motion of Senator Elijah, Senate File 119, a bill for an act relating to commitment of neglected, dependent or delinquent children, was taken up for further consideration.

Senator Elijah asked and received unanimous consent that action on Senate File 119 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Long, Senate File 26, a bill for an act relating to larceny, creating and defining the offense of shoplifting, providing penalties for such offense, was taken up for further consideration.

Senator Long asked and received unanimous consent that House File 52 be substituted for Senate File 26.

On motion of Senator Long, House File 52, a bill for an act relating to larceny, creating and defining the offense of shoplifting, providing penalties for such offense, was taken up and considered.

Senator Turner offered the following amendment:

Amend House File 52 as follows:

1. Amend section 4, line 4, by striking the period following the word "obtained" and adding the words "in writing.".

2. Amend section 4 by adding the following thereto: "If permission is refused, the fact of refusal shall not be admissible in evidence in the trial of said person charged hereunder.

Senator Turner moved the adoption of division 1 of the amendment.

POINT OF ORDER

Senator Long raised a point of order on division 1 of the amendment for the reason that the subject matter contained therein had already been considered and rejected by the House.

The Chair ruled the point well taken and division 1 of the amendment out of order.

Senator Turner moved the adoption of division 2 of the amendment and requested a roll call.

On the question "Shall division 2 of the amendment be adopted?" the vote was:

Ayes, 14:

Coleman	Mincks	Stuart	Walter
Gilmour	Nolan	Turner	Wearin
Hill	Potter	Vance	Wolf
Hoschek	Shaff		

Nays, 30:

Butler	Flatt	Moore	Schroeder
Cowden	Getting	Nystrom	Scott
Curran	Gray	O'Malley	Van Eaton
Dykhouse	Grimstead	Phelps	Walker
Elijah	Hansen	Prentis	Weber
Elvers	Long	Price	Wiley
Eppers	Lucken	Rigler	Wilson
Fisher	Lynes		

Absent or not voting, 6:

Brown	Frommelt	Putney	Shoeman
Buck	Hoxie		

The amendment was lost.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 20, a bill for an act relating to compensation of cemetery trustees in cities and towns.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 52, a bill for an act to amend section three hundred twenty-seven point one (327.1), Code 1958, relating to motor vehicle truck operators.

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 the compensation of registers, election policemen and officials of election boards.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 109, a bill for an act relating to the filing and recording of plats for the laying out or subdividing of tracts of land within cities having a city plan commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 146, a bill for an act relating to the 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 234, a bill for an act to amend chapter five hundred eighty-seven (587), relating to legalizing judgments and decrees.

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 to amend certain sections of the Code 1958, relating to special limitations of actions in regard to the recovery of interests in real estate.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 236, a bill for an act relating to "wills—legalizing acts."

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 237, a bill for an act relating to the legalizing acts of notaries public and acknowledgments.

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 special fund on fees for admission to practice law.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 52

Amend Senate File 52 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred twenty-seven point one (327.1) is amended by adding thereto the following: "Provided, however, a self-propelled vehicle used exclusively for towing of disabled vehicles shall not be subject to subsections one (1) and three (3) of section three hundred twenty-seven point two (327.2), Code 1958, or rules made under said subsections, and shall not be required to carry cargo insurance.

HOUSE MESSAGES CONSIDERED

House File 20, a bill for an act relating to compensation of cemetery trustees in cities and towns.

Read first and second times and passed on file.

House File 72, a bill for an act relating to the compensation of registers, election policemen and officials of election boards.

Read first and second times and passed on file.

House File 109, a bill for an act relating to the filing and recording of plats for the laying out or subdividing of tracts of land within cities having a city plan commission.

Read first and second times and passed on file.

House File 146, 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 passed on file.

House File 234, a bill for an act to amend chapter five hundred eighty-seven (587), Code 1958, relating to legalizing judgments and decrees.

Read first and second times and passed on file.

House File 235, a bill for an act to amend certain sections of the Code 1958, relating to special limitations of actions in regard to the recovery of interests in real estate.

Read first and second times and passed on file.

House File 236, a bill for an act to amend chapter five hundred ninety (590), Code 1958, relating to "wills—legalizing acts."

Read first and second times and passed on file.

House File 237, a bill for an act to amend section five hundred eighty-six point one (586.1), Code 1958, relating to the legalizing acts of notaries public and acknowledgments.

Read first and second times and passed on file.

House File 238, a bill for an act relating to the special fund on fees for admission to practice law.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 132 and House Files 40 and 227.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 132 and House Files 40 and 227.

BILL SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate File 132.

HARRY L. COWDEN, *Chairman.*

Passed on file.

ADDITIONAL COPIES

Senator Schroeder asked and received unanimous consent to have 500 additional copies of Senate File 150 printed.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S. F. 172 Agriculture
S. F. 173 Public health
S. F. 179 Schools and educational institutions
S. F. 180 Conservation
S. F. 181 Schools and educational institutions
H. F. 2 Agriculture
H. F. 3 Water rights
H. F. 73 Conservation
H. F. 104 Schools and educational institutions
H. F. 113 Judiciary 1

PRESIDENT'S RULING ON RULE INTERPRETATION

In response to a request from several members of the Senate, the President issues the following procedural ruling:

The Chair rules that for the purpose of considering Senate Joint Resolution 1, and the substitute motions thereon, all substitute motions will be considered as subsidiary motions and that action on the subsidiary motions shall not be considered as action on the main question; i. e., the rejection of a substitute motion will not preclude further consideration of the same question by the Assembly at a future time. Basis for this decision can be found in Rule 83, page 142, Robert's Rules of Order—"If the motion to substitute is lost, the Assembly has only decided that that particular paragraph will not replace the one specified."

MOTION TO SUBSTITUTE

MR. PRESIDENT: I move to substitute Senate Joint Resolution 20 for Senate Joint Resolution 1, now on the calendar.

CHARLES F. EPPERS.
JAKE B. MINCKS.

REPORTS OF COMMITTEES

Senator Butler submitted the following report:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **Senate File 23**, a bill for an act to permit insurance companies, building and loan associations, trustees, State of Iowa and like associations to invest in bonds and debentures of the federal land banks, federal intermediate banks, or the cooperative banks supervised by the farm credit administration, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GUY G. BUTLER, *Chairman*.

Ordered passed on file.

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 91**, a bill for an act relating to the certain erroneous references to municipal corporations have a population in excess of 2,000 as "towns", begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 93**, a bill for an act relating to the county conservation boards, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 95**, a bill for an act relating to tax assessment of platted lots, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 96**, a bill for an act relating to county medical examiners, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 98**, a bill for an act relating to noxious weeds in secondary roads, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 100**, a bill for an act relating to drainage bonds, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 150**, a bill for an act relating to the statement and remittance of state funds by county treasurers, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Senator Rigler submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 12**, a bill for an act relating to the issuance of bonds for school purposes, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the amendment filed by David O. Shaff on January 31, 1961, and when so amended do pass.**

ROBERT R. RIGLER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **House File 19**, a bill for an act to amend chapter two hundred eighty-two (282), Code 1958, relating to the age of children starting to school, 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 **House File 82**, a bill for an act to permit the voters in an existing school district or in a proposed reorganized district to authorize seven (7) members of the board of directors and the establishment or change of boundaries of director districts by amending chapters two hundred seventy-five (275), two hundred seventy-seven (277), and two

hundred seventy-eight (278), Code 1958, relating thereto, 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 **House File 185**, a bill for an act relating to the Iowa State Teachers College changing its name to State College of Iowa, 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 **House File 231**, a bill for an act relating to the education program of the Iowa State Teachers College and to amend sections two hundred sixty-eight point one (268.1) and two hundred sixty-eight point two (268.2), 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

Amend Senate File 2 by striking all of lines 3 through 8 and inserting in lieu thereof the following:

"Provided that to qualify for any nomination made for a state-wide elective office by such a political organization shall require a minimum of fifty (50) qualified electors with at least one elector from each of ten (10) counties, in attendance at such convention or caucus and such fact shall be certified to the secretary of state together with the other certification requirements of this chapter.".

JACOB GRIMSTEAD.

Amend Senate File 45, Section 1, by adding after the word "license." in line 8, the following: "Said issuing fee to be in addition to the regular cost of the licenses."

JACK SCHROEDER.

Amend Senate File 144 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section four hundred twenty-nine point two (429.2), Code 1958, is hereby amended by striking from line nineteen (19) thereof the words, 'five mills' and inserting in lieu thereof the words, 'one (1) mill'.

"Sec. 2. Section four hundred twenty-nine point three (429.3), Code 1958, is hereby repealed and the following enacted in lieu thereof:

'The millage tax provided for in section four hundred

twenty-nine point two (429.2) shall be and is the same as provided for in section thirty-five B point eleven (35B.11) and shall not be levied in addition thereto. The millage rate shall be levied by the board of supervisors, placed on the tax list and collected by the county treasurer, and the amount collected shall be remitted to the treasurer of the state and applied to the payment of principal and interest of the Korean War Veterans' bonus bonds.' ".

DAVID O. SHAFF.
JACK SCHROEDER.

1. Amend Senate File 144 by inserting the following as a new section:

"Section four hundred twenty-seven point thirteen (427.13), Code 1958, is hereby amended by striking subsection four (4).".

2. Further amend Senate File 144 by adding the following as a new section:

"Section four hundred twenty-seven point one (427.1), Code 1958, is hereby amended by adding the following new subsection: "All farm buildings except the residence and appurtenances thereto.".

3. Amend the title by striking the period after "tax" and adding the following: ", and repealing subsection four (4) of section four hundred twenty-seven point thirteen (427.13), Code 1958, relating to what is taxable, and by inserting in chapter four hundred twenty-seven point one (427.1), Code 1958, a new subsection relating to farm buildings.".

C. JOSEPH COLEMAN.

Amend Senate Joint Resolution 1 as follows:

1. Strike all of lines 31 to 35, inclusive, of section 1 and insert in lieu thereof the following:

"1. Each shall have a population as nearly equal as possible to every other district, as shown by the most recent decennial United States census."

2. Strike all of lines 39 to 42, inclusive, of section 1 and insert in lieu thereof the following:

"3. A county shall be divided only if it is entitled to more than one district, and senatorial district lines shall conform to township and voting district boundaries."

JOHN A. WALKER.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 7, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Ellsworth Walker, pastor of the Farmington Methodist Church, Farmington, Iowa.

PETITIONS

By Senator Hansen, from seventy-four residents of Carroll County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Hoschek, from eighty-four residents of Des Moines County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Fisher, from ninety-three residents of Warren County urging legislation restricting the powers of the state board of public instruction.

By Senator Walker, from sixteen residents of Hardin County urging legislation restricting the powers of the state board of public instruction.

INTRODUCTION OF BILLS

Senate File 189, by Senator Hansen, a bill for an act relating to county boards of supervisors.

Read first and second times and passed on file.

Senate File 190, by Senator O'Malley, a bill for an act to amend chapter six hundred five A (605A), Code 1958, making certain changes in the judicial retirement system, including the amount of the annuity that the judge shall receive upon retirement.

Read first and second times and passed on file.

Senate File 191, by Senator O'Malley, a bill for an act to amend, clarify, broaden and improve the laws of the State of Iowa concerning municipalities; especially relating to sanitary sewer systems, by amending chapter three hundred ninety-three (393), Code 1958, relating to sewer rentals.

Read first and second times and passed on file.

Senate File 192, by Senator Schroeder, a bill for an act relating to research studies conducted by the state board of health and other agencies providing for the confidential character of such studies.

Read first and second times and passed on file.

Senate File 193, by Senator Vance, a bill for an act relating to liens for inheritance tax, amending section four hundred fifty point seven (450.7), Code 1958.

Read first and second times and passed on file.

Senate File 194, by Senators Frommelt and Butler, a bill for an act to repeal section five hundred thirty-two point twenty (532.20), Code 1958, relating to trust reports to the superintendent of banking.

Read first and second times and passed on file.

Senate File 195, by Senators Walker and Coleman, a bill for an act relating to construction of ditches or drains through railroad property.

Read first and second times and passed on file.

Senate File 196, by committee on social security, a bill for an act relating to appeals to the state board of social welfare under aid for the blind.

Read first and second times and placed on the calendar.

Senate File 197, by Senator Shoeman, a bill for an act to amend section two hundred forty-nine point forty-four (249.44), Code 1958, relating to old age assistance.

Read first and second times and passed on file.

Senate File 198, by Senator Shoeman, a bill for an act to amend section two hundred thirty-nine point ten (239.10), Code 1958, relating to aid to dependent children.

Read first and second times and passed on file.

Senate File 199, by Senator Shoeman, a bill for an act to amend section two hundred forty-one point twenty-five (241.25), Code 1958, relating to aid to the blind.

Read first and second times and passed on file.

Senate File 200, by Senators Hansen, Butler, Frommelt and Getting, a bill for an act relating to bond of the deputy superintendent

and other banking department employees and to repeal section five hundred twenty-four point nine (524.9), Code 1958.

Read first and second times and passed on file.

Senate File 201, by Senators Hoxie, O'Malley, Lynes, Buck, Coleman and Brown, a bill for an act to increase the speed limit on trucks to sixty miles per hour.

Read first and second times and passed on file.

Senate File 202, by committee on judiciary 1, a bill for an act to repeal sections six hundred twenty-two point twenty-eight (622.28) and six hundred twenty-two point twenty-nine (622.29), Code 1958, relating to admissibility of records as evidence and to enact a substitute therefor.

Read first and second times and placed on the calendar.

Senate File 203, by Senator Flatt, a bill for an act relating to workmen's compensation when the injury causes death.

Read first and second times and passed on file.

AMENDMENT WITHDRAWN

Senator Gilmour asked and received unanimous consent to withdraw amendment 2, filed by him and found on pages 200, 201 and 203 of the Senate Journal.

UNFINISHED BUSINESS

On motion of Senator Long, House File 52, a bill for an act relating to larceny, creating and defining the offense of shoplifting, providing penalties for such offense, was taken up for further consideration.

Senator Hill offered the following amendment, filed by Senators Hill and Gilmour, moved its adoption and requested a roll call:

Amend House File 52 by striking section 5.

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

Ayes, 18:

Coleman	Hoschek	Shaff	Walter
Cowden	Mincks	Stuart	Wearin
Frommelt	Moore	Turner	Wilson
Gilmour	Nolan	Walker	Wolf
Hill	Schroeder		

Nays, 31:

Brown	Butler	Dykhouse	Elvers
Buck	Curran	Elijah	Eppers

Fisher	Hoxie	Phelps	Shoeman
Flatt	Long	Potter	Van Eaton
Getting	Lucken	Prentis	Vance
Gray	Lynes	Price	Weber
Grimstead	Nystrom	Rigler	Wiley
Hansen	O'Malley	Scott	

Absent or not voting, 1:

Putney

The amendment was lost.

Senator Potter offered the following amendment and moved its adoption and requested a roll call:

Amend House File 52 as follows:

Amend section 5, line 5, by striking the words "reasonable grounds" and inserting in lieu thereof the words "probable cause".

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

Ayes, 24:

Brown	Grimstead	Nolan	Turner
Coleman	Hill	O'Malley	Vance
Cowden	Hoschek	Potter	Walter
Eppers	Lucken	Rigler	Wearin
Frommelt	Mincks	Shaff	Wilson
Gilmour	Moore	Stuart	Wolf

Nays, 24:

Buck	Fisher	Long	Schroeder
Butler	Flatt	Lynes	Scott
Curran	Getting	Nystorm	Shoeman
Dykhouse	Gray	Phelps	Van Eaton
Elijah	Hansen	Prentis	Weber
Elvers	Hoxie	Price	Wiley

Absent or not voting, 2:

Putney	Walker

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, 33:

Brown	Eppers	Long	Rigler
Buck	Fisher	Lucken	Scott
Butler	Flatt	Lynes	Shoeman
Coleman	Getting	Nystrom	Van Eaton
Cowden	Gray	O'Malley	Vance
Curran	Grimstead	Phelps	Walker
Dykhouse	Hansen	Potter	Weber
Elijah	Hoxie	Price	Wiley
Elvers			

Nays, 16:

Frommelt	Hill	Mincks	Nolan
Gilmour	Hoschek	Moore	Prentis

Schroeder	Stuart	Walter	Wilson
Shaff	Turner	Wearin	Wolf

Absent or not voting, 1:
Putney

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

Senator 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.

SENATE FILE 26 WITHDRAWN

Senator Long asked and received unanimous consent that Senate File 26 be withdrawn from further consideration of the Senate.

THIRD READING OF BILLS

On motion of Senator Walker, Senate File 145, 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 three-fourths (¾ths) of appraised value, was taken up and considered.

Senator Walker asked and received unanimous consent that House File 213 be substituted for Senate File 145.

On motion of Senator Walker, House File 213, 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 three-fourths (¾ths) of appraised value, 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, 48:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gilmour	Nystrom	Turner
Coleman	Gray	O'Malley	Van Eaton
Cowden	Grimstead	Phelps	Vance
Curran	Hansen	Potter	Walker
Dykhouse	Hill	Prentis	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Rigler	Weber
Eppers	Long	Schroeder	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Mincks	Shaff	Wolf

Nays, 1:
Lynes

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.

SENATE FILE 145 WITHDRAWN

Senator Walker asked and received unanimous consent that Senate File 145 be withdrawn from further consideration of the Senate.

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

EXECUTIVE SESSION

The Senate arose from executive session and resumed regular session.

SENATE CONCURRENT RESOLUTION 11
By Lynes

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 31, 1961, during the hours of twelve to three o'clock, out of reverence to the passion and death of our Lord.

SENATE CONCURRENT RESOLUTION 12
By Turner

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-ninth General Assembly;

Therefore, Be It Resolved by the Senate, the House Concurring: That the 24th day of February, 1961, be fixed as the final date for the filing of all claims to be considered by the Fifty-ninth 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-ninth General Assembly.

MOTIONS TO SUBSTITUTE

MR. PRESIDENT: I move to substitute Senate Joint Resolution 10 for Senate Joint Resolution 1, now on the calendar.

JOHN A. WALKER.

MR. PRESIDENT: I move to substitute Senate Joint Resolution 7 for Senate Joint Resolution 1, now on the calendar.

J. T. DYKHOUSE.

MR. PRESIDENT: I move to substitute Senate Joint Resolution 21 for Senate Joint Resolution 1, now on the calendar.

EUGENE M. HILL.
ORVAL C. WALTER.

MR. PRESIDENT: I move to substitute Senate Joint Resolution 5 for Senate Joint Resolution 1, now on the calendar.

C. EDWIN GILMOUR.

PRESENTATION OF VISITOR

Senator Shoeman rose on a point of personal privilege and presented to the Senate the Honorable Ed S. White, a former member of the Senate from Shelby County who was present in the Senate chamber.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 3, 1961, the Governor had approved the following bill:

Senate File 116, relating to sale of certain land in Lee County, Iowa.

CALL OF THE SENATE

MR. PRESIDENT: Pursuant to Rule 5 of the Temporary Rules of the Senate of the Fifty-ninth General Assembly, we, the undersigned, do hereby request a Call of the Senate on Senate Joint Resolution 1 and all amendments thereto.

DAVID O. SHAFF.
IRVING D. LONG.
LE ROY GETTING.
J. KENDALL LYNES.
CLIFFORD M. VANCE.
HOWARD C. BUCK.
JOHN GRAY.
EARL ELIJAH.
JOHN D. SHOEMAN.
GUY G. BUTLER.
X. T. PRENTIS.
GEORGE W. WEBER.
JOSEPH B. FLATT.
GEORGE L. SCOTT.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R. 21	Legislative redistricting
S. F. 182	Schools and educational institutions
S. F. 183	Judiciary 2
S. F. 184	Ways and means
S. F. 185	Agriculture
S. F. 186	Ways and means
S. F. 188	Judiciary 2
H. F. 20	Cities and towns
H. F. 72	Compensation of public officers and employees

H. F. 109 Cities and towns
H. F. 146 Compensation of public officers and employees
H. F. 234 Judiciary 1
H. F. 235 Judiciary 1
H. F. 236 Judiciary 1
H. F. 237 Judiciary 1
H. F. 238 Judiciary 1

REPORTS OF COMMITTEES

Senator Butler submitted the following report:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **House File 212**, a bill for an act relating to the negotiable instruments law affecting inland and foreign bills of exchange, begs leave to report it has had the same under consideration and recommends the same **do pass.**

GUY G. BUTLER, *Chairman.*

Ordered passed on file.

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 85**, a bill for an act to increase the jurisdiction of the municipal court, begs leave to report it has had the same under consideration and recommends the same **do pass.**

W. C. STUART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **House File 24**, a bill for an act to amend section five hundred sixty-two point seven (562.7), Code 1958, regarding notice of termination of farm tenancies, 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 24, by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section five hundred sixty-two point seven (562.7), Code 1958, is hereby amended by striking from subsection three (3) thereof the following, ', at least ten days' ".

W. C. STUART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **House File 234**, a bill for an act to amend chapter five hundred eighty-seven (587), Code 1958, relating to legalizing judgments and decrees, 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 235**, a bill for an act to amend certain sections of the Code 1958, relating to special limitations of actions in regard to the recovery of interests in real estate, 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 236**, a bill for an act to amend chapter five hundred ninety (590), Code 1958, relating to "wills—legalizing acts," 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 237**, a bill for an act to amend section five hundred eighty-six point one (586.1), Code 1958, relating to the legalizing acts of notaries public and acknowledgments, 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 238**, a bill for an act relating to the special fund on fees for admission to practice 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.

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 18**, a bill for an act relating to an appropriation for legislative printing, 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 tax revision to which was referred **Senate File 58**, a bill for an act to provide a uniform method of evaluation of stock of merchandise of retail merchants for taxation, 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 tax revision to which was referred **Senate File 103**, a bill for an act to amend section one hundred seventy-six A point ten (176A.10), Code 1958, relating to county agricultural extension education tax, 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 Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 46**, bill for an act to amend section one hundred thirty-five D point seven (135D.7), Code 1958, relating to mobile home parks, 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 124**, a bill for an act relating to transporting dead animals, 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 148**, a bill for an act to amend chapter three hundred forty-seven (347), Code 1958, and chapters two hundred sixty-two (262) and two hundred eighty-four (284), Acts of the Fifty-eighth General Assembly, 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 149**, a bill for an act relating to memorial 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.

AMENDMENTS FILED

Amend Senate File 45, section 1, by adding after the word "licenses." in line 8, the following: "Said issuing fee to be in addition to the regular cost of the licenses."

JACK SCHROEDER.

Amend Senate Joint Resolution 1 as follows:

1. By striking from line 9 the word "sixty (60)" and by inserting in lieu thereof the words "at least fifty (50) but no more than sixty (60)".

2. By striking from line 34 the number "60" and by inserting in lieu thereof the words "the number of senatorial districts the redistricting authority each decade determines will result in the least deviation from the population unit".

DAVID O. SHAFF.

Amend Senate Joint Resolution 1 as follows:

1. By striking the second line of the title and inserting in lieu thereof the following:

"to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend such Constitution by repeal of Section 6, Article III thereof, Section 34 of such Article III thereof and the 1904 and 1928 amendments thereto, Sections 35 and 36 of such Article III, and the 1904 amendment to each such section, and Section 37 of said Article III, and proposing substitutes in lieu thereof.".

2. By striking from section 1 lines 3 through 8 and inserting in lieu thereof the following:

"Section six (6) of Article three (III), section thirty-four (34) of Article three (III) and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article three (III) and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III) are hereby repealed and the following proposed in lieu thereof:".

3. By striking section 2 and inserting in lieu thereof:

"Sec. 2. The foregoing proposed amendment to the Constitution of the State of Iowa is hereby referred to the legislature 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 (3) months previous to the time of making such choice.".

DAVID O. SHAFF.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 8, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Chaplain Walter Wigger, Staff Chaplain of the Men's Reformatory, Anamosa, Iowa.

PETITION

By Senator Brown, from fifteen residents of Palo Alto County favoring control of billboard advertising on interstate highways.

PRESENTATION OF VISITORS

President Mooty rose on a point of personal privilege and presented to the Senate former Lieutenant Governor McManus. Mr. McManus greeted the members of the Senate and wished them well on the reapportionment question.

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 Wearin rose on a point of personal privilege and presented to the Senate the Honorable W. H. Harbor, a former member of the Senate from Mills County who was present in the Senate chamber.

Senator Weber asked and received unanimous consent to present to the Senate fifty-eight students, members of the junior class of the Columbus Junction Community School, who were present in the balcony accompanied by their instructor, Mrs. D. E. Kinton.

Senator Flatt asked and received unanimous consent to present to the Senate sixty students, members of the junior and senior social studies classes of the Earlham High School, who were present in the balcony accompanied by their instructors, Don Butcher, Vernon Fennel and Superintendent J. Hemphill.

Senator Hill asked and received unanimous consent to present to the Senate forty students from the Lynnville-Sully Community School who were present in the balcony accompanied by their instructor, John Vandenberg.

Senator Getting asked and received unanimous consent to present

to the Senate eight students from the Spencer High School who were present in the balcony accompanied by their instructor, Mrs. Larry Combs.

Senator Flatt asked and received unanimous consent to present to the Senate six students from the Earlham High School who were present in the balcony accompanied by their instructor, Mr. Hibbs.

Senator Flatt asked and received unanimous consent to present to the Senate thirteen students, members of the senior class of the St. Charles High School, who were present in the balcony accompanied by their superintendent, H. E. Davis.

Senator Fisher asked and received unanimous consent to present to the Senate thirty-six students from the Indianola High School who were present in the balcony accompanied by their instructor, Mrs. Pemble.

SENATE FILE 147 RE-REFERRED

Senator Rigler asked and received unanimous consent that Senate File 147 be re-referred to the committee on schools and educational institutions.

INTRODUCTION OF BILLS

Senate File 204, by Senators Scott and Rigler, a bill for an act to amend section five hundred twenty-four point eight (524.8), Code 1958, relating to bonds required for bank examiners.

Read first and second times and passed on file.

Senate File 205, by committee on printing, a bill for an act to amend section fifteen point twenty-nine (15.29), Code 1958, relating to special or emergency contracts by the state printing board.

Read first and second times and placed on the calendar.

Senate File 206, by committee on printing, a bill for an act relating to providing copies of state publications to libraries within the state that are designated by the federal government as depositories for federal documents.

Read first and second times and placed on the calendar.

Senate File 207, by Senator Hoschek, a bill for an act relating to the safety of pupils while entering or leaving public or private school buses in cities and towns.

Read first and second times and passed on file.

Senate File 208, by Senators Hoschek, Shaff, Schroeder and Eppers, a bill for an act to amend section one hundred twenty-four point five (124.5), Code 1958, relating to the issuance of beer permits.

Read first and second times and passed on file.

Senate File 209, by Senators Flatt, O'Malley, Hoxie and Cowden, a bill for an act to provide for the creation, establishment and administration of the Iowa State Conservation Commission fish and game peace officers' retirement, accident and disability system; to provide a fund for payment of retirement, accident and disability benefits to members of such system and their dependents; to prescribe the conditions for eligibility to receive such benefits from the Fish and Game Protection Fund; to provide for contributions by the State of Iowa to such fund; and to repeal all acts and parts of acts in conflict with this act.

Read first and second times and passed on file.

Senate File 210, by committee on public health, a bill for an act to make available for scientific research unclaimed and unwanted dogs and to amend various sections of the Code relating to dogs.

Read first and second times and placed on the calendar.

Senate File 211, by Senators Getting, Elijah, Long, Lynes, O'Malley, Prentis, Scott and Walker, a bill for an act to amend chapter seven hundred twenty-five (725), Code 1958, relating to obscenity and indecency.

Read first and second times and passed on file.

Senate File 212, by Senator Wilson, a bill for an act relating to the prohibition of hunting with dogs thirty (30) days prior to the open season on raccoon.

Read first and second times and passed on file.

Senate File 213, by Senators Walker, Butler, Brown and Dykhouse, a bill for an act to amend section five hundred twenty-eight point twenty-two (528.22), Code 1958, relating to reports of bank statements of condition to the superintendent of banking.

Read first and second times and passed on file.

Senate Joint Resolution 22, by Senator Gilmour, a joint resolution proposing a constitutional amendment to provide an item veto on appropriation.

Read first and second times and passed on file.

UNFINISHED BUSINESS

On motion of Senator Elijah, Senate File 119, a bill for an act relating to commitment of neglected, dependent or delinquent children, was taken up for further consideration.

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:

Rule 8 was invoked.

Ayes, 28:

Brown	Eppers	Hoschek	O'Malley
Buck	Fisher	Lucken	Phelps
Coleman	Frommelt	Lynes	Potter
Cowden	Gilmour	Mincks	Schroeder
Curran	Grimstead	Moore	Walter
Elijah	Hansen	Nolan	Wilson
Elvers	Hill	Nystrom	Wolf

Nays, 18:

Butler	Hoxie	Stuart	Walker
Dykhouse	Prentis	Turner	Wearin
Flatt	Rigler	Vance	Weber
Getting	Shaff	Van Eaton	Wiley
Gray	Shoeman		

Absent or not voting, 4:

Long	Price	Putney	Scott

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

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

Roll call was requested.

On the question "Shall the Senate reconsider the vote by which the bill passed the Senate and the motion to reconsider be laid on the table?" the vote was:

Rule 8 was invoked.

Ayes, 23:

Brown	Elvers	Hansen	O'Malley
Buck	Eppers	Hill	Phelps
Coleman	Fisher	Hoschek	Potter
Cowden	Frommelt	Lynes	Walter
Curran	Gilmour	Mincks	Wolf
Elijah	Grimstead	Moore	

Nays, 22:

Butler	Nolan	Shaff	Van Eaton
Dykhouse	Nystrom	Shoeman	Walker
Flatt	Prentis	Stuart	Weber
Getting	Price	Turner	Wiley
Gray	Rigler	Vance	Wilson
Lucken	Schroeder		

Absent or not voting, 5:

Hoxie	Putney	Scott	Wearin
Long			

The motion prevailed.

THIRD READING OF BILLS

On motion of Senator O'Malley, Senate File 159, a bill for an act to permit cities and towns to make transfers from one functional fund to another upon approval by the council, 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, 49:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Butler	Gray	Nystrom	Turner
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt			

Nays, none.

Absent or not voting, 1:

Putney

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

On motion of Senator Frommelt, Senate File 160, a bill for an act to provide a method for the construction, reconstruction and repair of sidewalks alternate to that provided in chapter two hundred eighty-six (286), Acts of the Fifty-eighth General Assembly, by reenacting certain sections of the 1958 Code of Iowa which were therein repealed, 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, 48:

Brown	Butler	Cowden	Dykhouse
Buck	Coleman	Curran	Elijah

Elvers	Hill	Phelps	Turner
Eppers	Hoschek	Potter	Vance
Fisher	Hoxie	Prentis	Van Eaton
Flatt	Long	Price	Walker
Frommelt	Lucken	Rigler	Walter
Getting	Lynes	Schroeder	Wearin
Gilmour	Moore	Scott	Weber
Gray	Nolan	Shaff	Wiley
Grimstead	Nystrom	Shoeman	Wilson
Hansen	O'Malley	Stuart	Wolf

Nays, none.

Absent or not voting, 2:

Mincks Putney

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

SPECIAL ORDER

The hour of 11:00 o'clock having arrived, the Chair announced the Special Order of Business for the consideration of Senate Joint Resolution 1.

CALL OF THE SENATE

The Chair announced that a Call of the Senate for the consideration of Senate Joint Resolution 1, and all amendments filed thereto, was on file and found on pages 232 and 233 of the Senate Journal.

Roll call revealed all members present with the exception of Senator Putney who had previously been excused for the day.

Senator Nolan asked and received unanimous consent that Senator Putney be excused from the Call of the Senate.

On motion of Senator Shaff, Senate Joint Resolution 1, a joint resolution proposing a constitutional amendment relating to representation in the General Assembly, with report of committee returning the resolution without recommendation, was taken up.

On motion of Senator Vance, the report of the committee was adopted.

Senator Shaff offered the following amendment:

Amend Senate Joint Resolution 1 as follows:

1. By inserting in line 16 after the word "size" the word "and".

2. By adding after line 85 the following:

"Section 38. When a congressional or senatorial district shall be composed of two (2) or more counties, it shall not be entirely separated by any county belonging to another district, and no county shall be divided in forming a congressional district.".

Senator Shaff asked and received unanimous consent to withdraw division 1 of the amendment.

On motion of Senator Shaff, division 2 of the amendment was adopted.

Senator Shaff offered the following amendment:

Amend Senate Joint Resolution 1 as follows:

1. By striking the second line of the title and inserting in lieu thereof the following:

"to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend such Constitution by repeal of Section 6, Article III thereof, Section 34 of such article III thereof and the 1904 and 1928 amendments thereto, Sections 35 and 33 of such Article III, and the 1904 amendment to each section, and Section 37 of said Article III, and proposing substitutes in lieu thereof.".

2. By striking from section 1 lines 3 through 8 and and inserting in lieu thereof the following:

"Section six (6) of Article three (III), section thirty-four (34) of Article three (III) and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article three (III) and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III) are hereby repealed and the following proposed in lieu thereof:".

3. By striking section 2 and inserting in lieu thereof:

"Sec. 2. The foregoing proposed amendment to the Constitution of the State of Iowa is hereby referred to the legislature 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 (3) months previous to the time of making such choice.".

On motion of Senator Shaff, division 1 of the amendment was adopted.

On motion of Senator Shaff, division 2 of the amendment was adopted.

On motion of Senator Shaff, division 3 of the amendment was adopted.

Senator Gilmour called up the following motion to substitute:

MR. PRESIDENT: I move to substitute Senate Joint Resolution 4, a joint resolution proposing to amend the constitution of the State of Iowa to provide for a unicameral legislature, for Senate Joint Resolution 1.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

Roll call revealed all members present with the exception of Senator Flatt.

Senator Nolan asked and received unanimous consent that Senator Flatt be excused temporarily from the Call of the Senate.

The Senate resumed consideration of Senate Joint Resolution 1 and the motion to substitute by Senator Gilmour.

Senator Gilmour moved the adoption of his motion to substitute and requested a roll call.

On the question "Shall the motion to substitute be adopted?" the vote was:

Senator Flatt returned to the Senate chamber.

Rule 8 was invoked.

Ayes, 7:

Coleman	Hansen	Mincks	Wolf
Gilmour	Hoschek	Potter	

Nays, 42:

Brown	Frommelt	Nystrom	Turner
Buck	Getting	O'Malley	Vance
Butler	Gray	Phelps	Van Eaton
Cowden	Grimstead	Prentis	Walker
Curran	Hill	Price	Walter
Dykhouse	Hoxie	Rigler	Wearin
Elijah	Long	Schroeder	Weber
Elvers	Lucken	Scott	Wiley
Eppers	Lynes	Shaff	Wilson
Fisher	Moore	Shoeman	
Flatt	Nolan	Stuart	

Absent or not voting, 1:

Putney

The motion was lost.

Senator Gilmour asked and received unanimous consent to withdraw the following:

MOTION TO SUBSTITUTE

MR. PRESIDENT: I move to substitute Senate Joint Resolution 5 for Senate Joint Resolution 1, now on the calendar.

C. EDWIN GILMOUR.

Senator Dykhouse called up the following motion filed by him:

MR. PRESIDENT: I move to substitute Senate Joint Resolution 7, a joint resolution proposing amendments to the Constitution of the State of Iowa relating to the apportionment of Senators and Representatives in the General Assembly by proposing to repeal sections six (6) of Article Three (III), thirty-four (34), thirty-five (35) and thirty-six (36) of said Article Three (III) as adopted by amendment in 1904 A. D. and to repeal the amendment to section thirty-four (34) of Article Three (III) adopted in 1928 A. D. and to repeal section thirty-seven (37) of Article Three (III) and proposing to adopt substitutes in lieu thereof, for Senate Joint Resolution 1.

Senator Dykhouse asked and received unanimous consent to withdraw his motion to substitute.

Senator Walker called up the following motion filed by him:

MR. PRESIDENT: I move to substitute Senate Joint Resolution 10, a joint resolution proposing a constitutional amendment relating to representation in the General Assembly, for Senate Joint Resolution 1.

Senator Walker asked and received unanimous consent to withdraw his motion to substitute.

Senator Mincks called up the following motion filed by Senators Mincks and Eppers:

MR. PRESIDENT: I move to substitute Senate Joint Resolution 20, a joint resolution proposing a constitutional amendment to establish a method of apportionment of Senators and Representatives in the General Assembly, for Senate Joint Resolution 1.

Senator Mincks asked and received unanimous consent to withdraw the motion to substitute.

Senator Hill called up the following motion filed by Senators Hill and Walter:

MR. PRESIDENT: I move to substitute Senate Joint Resolution 21, a joint resolution proposing a constitutional amendment relating to representation in the General Assembly, for Senate Joint Resolution 1.

Senator Hill asked and received unanimous consent to withdraw the motion to substitute.

Senator Hoxie offered the following motion:

MR. PRESIDENT: I move to substitute Senate Joint Resolution 17, a joint resolution proposing a constitutional amendment to establish a new method of apportionment of Senators and Representatives in the General Assembly, for Senate Joint Resolution 1.

Senator Hoxie asked and received unanimous consent to withdraw the motion to substitute.

Senator Gilmour asked and received unanimous consent to withdraw the amendment filed by him to Senate Joint Resolution 1 and found on pages 197, 198 and 199 of the Senate Journal.

Senator Walker asked and received unanimous consent to withdraw the amendment filed by him and found on page 225 of the Senate Journal.

Senator Wearin offered the following amendment filed by Senators Wearin, Hoxie and Flatt:

Amend Senate Joint Resolution 1 as follows:

1. Strike the following word and figures from line 33 of section 1, "ten (10)" and insert in lieu thereof the following: "twenty (20)".

2. Strike from line 39 of section 1 the words and figure "3. So far as practicable, a" and insert in lieu thereof the following: "3. A".

Senator Wearin moved the adoption of division 2 of the amendment.

Roll call was requested.

On the question "Shall division 2 of the amendment be adopted?" the vote was:

Ayes, 12:

Coleman	Hoxie	O'Malley	Shoeman
Cowden	Long	Prentis	Walker
Flatt	Nolan	Scott	Wearin

Nays, 37:

Brown	Getting	Mincks	Stuart
Buck	Gilmour	Moore	Turner
Butler	Gray	Nystrom	Vance
Curran	Grimstead	Phelps	Van Eaton
Dykhouse	Hansen	Potter	Walter
Elijah	Hill	Price	Weber
Elvers	Hoschek	Rigler	Wiley
Eppers	Lucken	Schroeder	Wilson
Fisher	Lynes	Shaff	Wolf
Frommelt			

Absent or not voting, 1:

Putney

Division 2 of the amendment was lost.

Senator Wearin asked and received unanimous consent to withdraw division 1 of the amendment.

Senator Price offered the following amendment and moved its adoption:

Amend Senate Joint Resolution 1, line 33 of section 1, by striking the word and figures "ten (10)" and inserting in lieu thereof the following: "fifteen (15)".

Roll call was requested.

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

Ayes, 24:

Buck	Flatt	Long	Scott
Cowden	Getting	Lucken	Shaff
Curran	Gray	Lynes	Vance
Elijah	Grimstead	Phelps	Walker
Elvers	Hansen	Prentis	Weber
Fisher	Hoxie	Price	Wilson

Nays, 25:

Brown	Hill	O'Malley	Turner
Butler	Hoschek	Potter	Van Eaton
Coleman	Mincks	Rigler	Walter
Dykhouse	Moore	Schroeder	Wearin
Eppers	Nolan	Shoeman	Wiley
Frommelt	Nystrom	Stuart	Wolf
Gilmour			

Absent or not voting, 1:
Putney

The amendment was lost.

Senator Shaff offered the following amendment and moved its adoption:

Amend Senate Joint Resolution 1 as follows:

1. By striking from line 9 the word "sixty (60)" and inserting in lieu thereof the words "at least fifty (50) but no more than sixty (60)".

2. By striking from line 34 the number "60" and by inserting in lieu thereof the words "the number of senatorial districts the redistricting authority each decade determines will result in the least deviation from the population unit".

The amendment was lost.

Senator Van Eaton moved the previous question on the resolution, which motion prevailed.

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:

Yeas, 25:

Buck	Flatt	Long	Scott
Butler	Getting	Lucken	Shaff
Cowden	Gray	Lynes	Vance
Curran	Grimstead	Phelps	Walker
Elijah	Hansen	Prentis	Weber
Elvers	Hoxie	Price	Wilson
Fisher			

Nays, 24:

Brown	Hill	O'Malley	Turner
Coleman	Hoschek	Potter	Van Eaton
Dykhouse	Mincks	Rigler	Walter
Eppers	Moore	Schroeder	Wearin
Frommelt	Nolan	Shoeman	Wiley
Gilmour	Nystrom	Stuart	Wolf

Absent or not voting, 1:
Putney

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 41, a bill for an act to require the successful completion of a driver education course before a license to operate a motor vehicle may be issued to any person under eighteen years of age.

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 relating to the eradication of bovine brucellosis.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 41, a bill for an act to require the successful completion of a driver education course before a license to operate a motor vehicle may be issued to any person under eighteen (18) years of age.

Read first and second times and passed on file.

House File 48, a bill for an act relating to the eradication of bovine brucellosis.

Read first and second times and passed on file.

SENATE CONCURRENT RESOLUTION 13

By Getting, Prentis and Elijah

Whereas, Iowa's representative on the Agricultural Hall of Fame Association, Mr. J. S. Russell, passed away during the past year and,

Whereas, the Iowa General Assembly believes Professor Ralph K. Bliss of Iowa State University should be properly recognized for his outstanding leadership in agriculture throughout the years in Iowa;

Therefore, Be It Resolved by the Senate, the House Concurring, That the Iowa General Assembly recommends that Professor Ralph K. Bliss of Iowa State University be appointed to fill the vacancy caused by the death of Mr. J. S. Russell; and

Be It Further Resolved, That if the Agricultural Hall of Fame building is not located in the State of Kansas, serious consideration should be given to establishing a site in Iowa; and

Be It Further Resolved, That the Secretary of the Senate be directed to communicate this concurrent resolution immediately upon its passage, to the executive committee of the Agricultural Hall of Fame Association.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 52.

HARRY L. COWDEN,
Chairman Senate Committee.
HILLMAN H. SERSLAND,
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 52.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S. F. 189 Judiciary 2
S. F. 190 Judiciary 1
S. F. 191 Cities and towns
S. F. 192 Public health
S. F. 193 Judiciary 1
S. F. 194 Banks, building and loan
S. F. 195 Water rights
S. F. 197 Social security
S. F. 198 Social security
S. F. 199 Social security
S. F. 200 Banks, building and loan
S. F. 201 Transportation and highway safety
S. F. 203 Judiciary 1

REPORTS OF COMMITTEES

Senator Walker submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 49**, a bill for an act relating to the definition of "person" as defined in chapter five hundred forty-three (543), Code 1958, relating to bonded warehouses for agricultural products, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOHN WALKER, *Chairman.*

Ordered passed on file.

Senator Flatt submitted the following report:

MR. PRESIDENT: Your committee on military affairs to which was referred **Senate File 66**, a bill for an act relating to the Iowa national guard and the Iowa air national guard and to amend various sections of the Code relating thereto, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

By striking the word "five (5)" and inserting in lieu thereof the words "seven point fifty (7.50)".

JOSEPH B. FLATT, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on military affairs to which was referred **House File 43**, a bill for an act relating to the maximum cost of markers on graves of war veterans, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOSEPH B. FLATT, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend the title to Senate Joint Resolution 17 by striking the period in line 3 and inserting the following: "and matters concerning congressional districts.".

FRANK M. HOXIE.

Amend Senate File 161 by striking the word "this" in line 10 and inserting in lieu thereof the word "its".

D. C. NOLAN.

Amend Senate File 164 by striking from lines 4 and 5 the words "towns in which a newspaper is published" and inserting in lieu thereof the words "cities and towns of more than two hundred (200) population".

J. HENRY LUCKEN.

Amend Senate File 164 by adding after the word "published" in line 5 the following: "or in towns of 400 population or over."

MARTIN WILEY.

Amend House File 113 as follows:

Strike the period (.) at the end of subsection 2 and insert the following: "and may be appointed without bond.".

D. C. NOLAN.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 9, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Eugene Young, pastor of the Methodist Church, Killduff, Iowa.

PETITION

By Senator Hill, from forty-four residents of Jasper County in opposition to liquor by the drink and all forms of gambling.

PRESENTATION OF VISITORS

Senator Hoxie asked and received unanimous consent to present to the Senate thirty students from the Shenandoah and Farragut High Schools who were present in the balcony accompanied by their instructor, Muriel Keenan.

INTRODUCTION OF BILLS

Senate File 214, by Senator O'Malley, a bill for an act relating to municipal parking facilities and to amend chapter three hundred ninety (390), Code 1958, relating thereto.

Read first and second times and passed on file.

Senate File 215, by Senator Moore, a bill for an act amending section forty-nine point ten (49.10), Code 1958, relating to petitions for polling places.

Read first and second times and passed on file.

Senate File 216, by Senator Flatt, a bill for an act relating to agricultural land tax credit.

Read first and second times and passed on file.

Senate File 217, by Senators Getting, Butler, Coleman, Curran, Dykhouse, Hansen, Stuart and Van Eaton, a bill for an act providing for the payment by the State of Iowa of a portion of the cost of completing the construction of sanitary sewer facilities, not including enlargements and additions to the disposal plant, by the Iowa Great Lakes sanitary district, which includes Spirit Lake, East Okoboji Lake, West Okoboji Lake, and other state-owned waters in Dickinson County, Iowa.

Read first and second times and passed on file.

Senate File 218, by committee on conservation, a bill for an act to require a special license to fish for trout and prescribing the fee therefor.

Read first and second times and placed on the calendar.

Senate File 219, by committee on conservation, a bill for an act to repeal the exemption for hunting license for children under sixteen (16) years of age.

Read first and second times and placed on the calendar.

Senate File 220, by committee on conservation, a bill for an act to restrict commercial fishing within three hundred (300) yards of the farthest projection of any dam in the Mississippi River or Missouri River.

Read first and second times and placed on the calendar.

Senate File 221, by committee on conservation, a bill for an act to amend section one hundred ten point one (110.1), Code 1958, eliminating the restriction of issuance of hunting and fishing licenses to certain nonresidents.

Read first and second times and placed on the calendar.

Senate File 222, by Senator Putney, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies.

Read first and second times and passed on file.

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

SENATE CONCURRENT RESOLUTION 13

By Getting, Prentis and Elijah

Whereas, Iowa's representative on the Agricultural Hall of Fame Association, Mr. J. S. Russell, passed away during the past year and,

Whereas, the Iowa General Assembly believes Professor Ralph K. Bliss of Iowa State University should be properly recognized for his outstanding leadership in agriculture throughout the years in Iowa;

Therefore, Be It Resolved by the Senate, the House Concurring, That the Iowa General Assembly recommends that Professor Ralph K. Bliss of Iowa State University be appointed to fill the vacancy caused by the death of Mr. J. S. Russell; and

Be It Further Resolved, That if the Agricultural Hall of Fame building is not located in the State of Kansas, serious consideration should be given to establishing a site in Iowa; and

Be It Further Resolved, That the Secretary of the Senate is directed to communicate this concurrent resolution immediately upon its passage, to the executive committee of the Agricultural Hall of Fame Association.

The motion prevailed and the resolution was adopted.

Senator Getting asked and received unanimous consent that the resolution be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENTS CONSIDERED

Senator Schroeder called up for consideration Senate File 52, a bill for an act to amend section three hundred twenty-seven point one (327.1), Code 1958, relating to motor vehicle truck operators, amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 52

Amend Senate File 52 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred twenty-seven point one (327.1) is amended by adding thereto the following: "Provided, however, a self-propelled vehicle used exclusively for towing of disabled vehicles shall not be subject to subsections one (1) and three (3) of section three hundred twenty-seven point two (327.2), Code 1958, or rules made under said subsections, and shall not be required to carry cargo insurance.

The Senate concurred in the House amendment.

Senator Schroeder moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

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

Ayes, 47:

Brown	Frommelt	Mincks	Shaff
Buck	Getting	Nolan	Shoeman
Butler	Gilmour	Nystrom	Stuart
Coleman	Gray	O'Malley	Vance
Cowden	Grimstead	Phelps	Van Eaton
Curran	Hansen	Potter	Walter
Dykhouse	Hill	Prentis	Wearin
Elijah	Hoschek	Price	Weber
Elvers	Hoxie	Putney	Wiley
Eppers	Long	Rigler	Wilson
Fisher	Lucken	Schroeder	Wolf
Flatt	Lynes	Scott	

Nays, none.

Absent or not voting, 3:

Moore	Turner	Walker

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 Van Eaton, Senate File 161, a bill for an act relating to the method for amending ordinances in cities having a municipal code and to amend section three hundred sixty-six point two (366.2), Code 1958, was taken up and considered.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 161 by striking the word "this" in line 10 and inserting in lieu thereof the word "its".

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, 40:

Buck	Getting	Nolan	Shaff
Butler	Gilmour	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Long	Price	Wearin
Elvers	Lucken	Putney	Weber
Eppers	Lynes	Schroeder	Wiley
Frommelt	Moore	Scott	Wolf

Nays, 9:

Brown	Hoxie	Rigler	Vance
Fisher	Mincks	Shoeman	Wilson
Flatt			

Absent or not voting, 1:

Gray

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

President pro tempore Long took the chair at 10:40 a.m.

On motion of Senator Van Eaton, Senate File 162, a bill for an act to require all plats located within one (1) mile of city limits to conform to the same requirements as plats within the corporate limits, was taken up and considered.

Senator Van Eaton moved that the bill be read a third 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:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Grimstead	O'Malley	Vance
Coleman	Hansen	Phelps	Van Eaton
Cowden	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wiley
Fisher	Lynes	Schroeder	Wilson
Flatt	Mincks	Scott	Wolf
Frommelt	Moore	Shaff	

Nays, none.

Absent or not voting, 3:

Curran	Gray	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 Wolf, Senate File 163, a bill for an act to amend section three hundred sixty-five A point seven (365A.7), Code 1958, relating to group accident and health insurance for municipal employees, 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, 48:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shaff
Butler	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Schroeder	Wolf

Nays, none.

Absent or not voting, 2:

Turner	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 Grimstead, Senate File 2, a bill for an act relating to nominations by nonparty political organizations, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Grimstead offered the following amendment and moved its adoption:

Amend Senate File 2 by striking all of lines 3 through 8 and inserting in lieu thereof the following:

"Provided that to qualify for any nomination made for a state-wide elective office by such a political organization shall require a minimum of fifty (50) qualified electors with at least one elector from each of ten (10) counties, in attendance at such convention or caucus and such fact shall be certified to the secretary of state together with the other certification requirements of this chapter.".

The amendment was adopted.

Senator Grimstead asked and received unanimous consent to withdraw the amendment filed by him and found on page 85 of the Senate Journal.

Senator Gilmour asked and received unanimous consent to withdraw the amendment filed by him and found on page 214 of the Senate Journal.

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:

Brown	Getting	Mincks	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Cowden	Grimstead	Phelps	Vance
Curran	Hansen	Potter	Van Eaton
Dykhouse	Hill	Prentis	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Schroeder	Wilson
Flatt	Lynes	Scott	Wolf

Nays, 2:

Frommelt	O'Malley

Absent or not voting, 4:

Coleman	Moore	Turner	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 Scott, Senate File 171, a bill for an act relating to authority of the state board of regents to grant easements in public lands under its jurisdiction, 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, 47:

Brown	Frommelt	Moore	Shaff
Buck	Getting	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walter
Dykhouse	Hoschek	Prentis	Wearin
Elijah	Hoxie	Price	Weber
Elvers	Long	Putney	Wiley
Eppers	Lucken	Rigler	Wilson
Fisher	Lynes	Schroeder	Wolf
Flatt	Mincks	Scott	

Nays, none.

Absent or not voting, 3:

Gilmour	Turner	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, Senate File 174, a bill for an act relating to the refund of motor vehicle registration 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, 49:

Brown	Getting	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Butler	Grimstead	O'Malley	Turner
Coleman	Hansen	Phelps	Vance
Cowden	Hill	Potter	Van Eaton
Curran	Hoschek	Prentis	Walker
Dykhouse	Hoxie	Price	Walter
Elijah	Long	Putney	Wearin
Elvers	Lucken	Rigler	Weber
Eppers	Lynes	Schroeder	Wiley
Fisher	Mincks	Scott	Wilson
Flatt	Moore	Shaff	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.

On motion of Senator Price, Senate File 175, a bill for an act to repeal section three hundred twenty-one point forty-four (321.44), Code 1958, relating to the regulations governing change of motors, 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, 48:

Brown	Frommelt	Moore	Shaff
Buck	Getting	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wiley
Fisher	Lynes	Schroeder	Wilson
Flatt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Gilmour	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 Getting, Senate File 54, a bill for an act relating to the use of revolving fund of cooperative associations, 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 House File 54 (Companion Bill) be withdrawn from the committee on agriculture.

Senator Getting asked and received unanimous consent that House File 54 be substituted for Senate File 54.

On motion of Senator Getting, House File 54, a bill for an act relating to the use of the revolving fund of cooperative associations, was taken up and considered.

Senator Putney offered the following amendment, filed by Senators Putney and Potter, and moved its adoption:

Amend House File 54 by striking from line 5 the words "may, at their discretion", and inserting in lieu thereof: "shall, within one year,".

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, 43:

Brown	Frommelt	Nystrom	Stuart
Buck	Getting	O'Malley	Turner
Butler	Gilmour	Phelps	Van Eaton
Coleman	Hill	Potter	Walker
Cowden	Hoschek	Prentis	Walter
Dykhouse	Long	Price	Wearin
Elijah	Lucken	Putney	Weber
Elvers	Lynes	Rigler	Wiley
Eppers	Mincks	Schroeder	Wilson
Fisher	Moore	Shaff	Wolf
Flatt	Nolan	Shoeman	

Nays, 5:

Curran	Grimstead	Hoxie	Scott
Gray			

Absent or not voting, 2:

Hansen	Vance

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

SENATE FILE 54 WITHDRAWN

Senator Getting asked and received unanimous consent that Senate File 54 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 House was asked:

Senate File 56, a bill for an act to remove the restriction on alumni members of the state board of regents.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 71, a bill for an act relating to motor vehicle registration and certificate of title applications.

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 the possession or control 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 111, 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 156, a bill for an act relating to civil service preferred lists in cities of fifty thousand or more population and to amend section three hundred sixty-five point eleven (365.11), Code 1958.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 239, a bill for an act to provide that in a criminal trial the fact that a defendant does not become a witness shall not have any weight against him and if such fact is referred to it shall be cause for a new trial.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 240, a bill for an act relating to mines and mining.

WILLIAM R. KENDRICK, *Chief Clerk.*

President Mooty took the chair at 11:45 a.m.

HOUSE MESSAGES CONSIDERED

House File 76, a bill for an act relating to the possession or control 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 111, 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 156, a bill for an act relating to civil service preferred lists in cities of fifty thousand or more population and to amend section three hundred sixty-five point eleven (365.11), Code 1958.

Read first and second times and passed on file.

House File 239, a bill for an act to provide that in a criminal trial the fact that a defendant does not become a witness shall not have any weight against him and if such fact is referred to it shall be cause for a new trial.

Read first and second times and passed on file.

House File 240, a bill for an act to amend chapter eighty-two (82), Code 1958, relating to mines and mining.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 213.

HARRY L. COWDEN,
Chairman Senate Committee.
HILLMAN H. SERSLAND,
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 213.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 6, 1961, the Governor had approved the following bill:

Senate File 132, relating to the board of directors of the Denver Community school district.

EXPLANATION OF VOTE ON SENATE FILE 161

On the assurance of the Senator from Lyon that Senate File 161 would not operate to deny publication of ordinances as amended I have voted "aye" on Senate File 161. Without this assurance I would have been obliged to vote "nay."

LYNN POTTER.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R. 22	Judiciary 2
S. F. 204	Banks, building and loan
S. F. 207	Transportation and highway safety
S. F. 208	Judiciary 2
S. F. 209	Conservation
S. F. 211	Judiciary 1
S. F. 212	Conservation
S. F. 213	Banks, building and loan
H. F. 41	Transportation and highway safety
H. F. 48	Public health

REPORTS OF COMMITTEES

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 120**, bill for an act to allow counties to take private property by condemnation for county conservation purposes, 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 Van Eaton 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 amounts of indemnification of drivers of emergency vehicles, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 109**, a bill for an act relating to the filing and recording of plats for the laying out or subdividing of tracts of land within cities having a city plan commission, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Senator Grimstead submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 4**, 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, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 48**, a bill for an act to require presidential electors to cast their ballots for the candidates of the political party which they represent, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 49**, a bill for an act to amend section fifty-two point three (52.3), Code 1958, relating to voting machines, 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 Wiley on January 26, 1961, and Senator Hansen on January 31, 1961, and when so amended do pass.**

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 96**, a bill for an act relating to absent voter's affidavit, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 97**, a bill for an act relating to mailing of absent voters'

applications and ballots, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate Joint Resolution 12 as follows:

1. By striking from line 10 of section 1 the words and figure "fifty-three (53)" and inserting in lieu the words and figure "fifty-five (55)".

2. By inserting after the word "Scott" in line 15 the following: ", Lee, Des Moines, Clinton, Wapello".

CLIFFORD N. NYSTROM.
MARTIN WILEY.
GEORGE E. O'MALLEY.
ROBERT G. MOORE.
ANDREW G. FROMMELT.
D. C. NOLAN.

Amend Senate File 1, section 1, line 6, by striking "an amount sufficient to carry out the provisions of this chapter", and inserting in lieu thereof "the sum of fifteen million dollars ($15,000,000). Any balance in said fund on June 30 shall revert to the general fund".

JOHN A. WALKER.

Amend Senate File 12 by striking section 3 and inserting the following:

"Sec. 3. This Act being deemed of immediate importance shall take effect and be in force from and after its passage and publication in The Clinton Herald, a newspaper published in Clinton, Iowa, and in The Cedar Rapids Gazette, a newspaper published in Cedar Rapids, Iowa."

DAVID O. SHAFF.

Amend Senate File 72 by striking all after line 7 in section 2 and inserting in lieu thereof, the following:

2. "Interstate system" means all portions of the national system of interstate and defense highways constructed upon right-of-way acquired in whole or in part subsequent to July 1, 1956 except segments which traverse commercial or industrial zones within the boundaries of incorporated municipalities, as such boundaries existed on September 21, 1959, wherein the use of real property adjacent to the interstate system is subject to municipal regulation or control, or which traverse other areas where the land use as of September 21, 1959 was clearly established by state law as industrial or commercial.

Sec. 3. No advertising device shall be erected or maintained within six hundred sixty (660) feet of each edge of right-of-way of the interstate system except the following:

1. Directional or other official signs or notices that are required or authorized by law.

2. Advertising devices which indicate the sale or lease of the property upon which they are located and not inconsistent with the national policy and standards as adopted under Title

twenty-three (23), United States Code.

3. Advertising devices which advertise activities being conducted at a location within twelve (12) miles of the point at which signs are located, and not inconsistent with the policy and standards adopted under Title twenty-three (23), United States Code.

4. Advertising devices which are designed to give information in the specific interest of the traveling public, and not inconsistent with the national policy and standards adopted under Title twenty-three (23), United States Code.

Sec. 4. Any advertising device erected or maintained in violation of the Act or rules and regulations promulgated by the state highway commission under this Act is hereby declared to be a public nuisance and such device shall be abated and ordered removed by the district court of the county in which such advertising device is located upon complaint of the state highway commission after a thirty (30) day notice by the commission to the owner of the land on which the device is located and a finding by the court that a violation of this Act, or a violation of rules and regulations promulgated by the state highway commission under this Act, exists.

Sec. 5. Advertising devices existing on the effective date of this Act which violate the provisions of this Act or rules and regulations promulgated by the state highway commission under this act are hereby declared to be nonconforming uses. Such nonconforming uses are hereby declared to be public nuisances and shall be discontinued and removed by the owners of the lands on which they are located within one year from the effective date of this Act.

The highway commission shall give notice thereafter to all owners of land containing such nonconforming uses stating the date by which such devices must be removed. If such devices are not removed within thirty (30) days after such date, they shall be abated and ordered removed by the district court of the county in which such advertising device is located upon complaint of the highway commission upon a finding by the court that a violation of this Act or rules and regulations promulgated by the highway commission under this Act, exists.

Sec. 6. Whomever erects or maintains an advertising device in violation of this Act or rules and regulations promulgated by the highway commission under this Act shall be fined not less than one hundred (100) dollars nor more than one thousand (1,000) dollars.

Sec. 7. The highway commission may enter into agreements with the secretary of commerce of the United States as provided by Title twenty-three (23), United States Code. Any expenditures of money by the highway commission in connection with agreements authorized by this section shall be payable from the primary road fund.

Sec. 8. The highway commission may accept any allotment of funds by the United States or any department or agency thereof appropriated under Title twenty-three (23), United States Code.

Sec. 9. The Iowa highway commission is hereby authorized

and directed to promulgate such rules and regulations as may be necessary to comply with national standards for regulation of outdoor advertising signs, displays and devices adjacent to the national system of interstate and defense highways promulgated under Title twenty-three (23), United States Code.

JACK SCHROEDER.

Amend Senate File 143 by inserting a period (.) after the word "trustees" in line 13 and striking the remainder of the line.

JOHN D. SHOEMAN.

Amend Senate File 144, by adding in line 4 after the word "banks", the words "all postal savings accounts or certificates, and bonds of churches.

JOSEPH B. FLATT.

On motion of Senator Long, the Senate adjourned until 10:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 10, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Doctor Walter Schiel, director of Parsons College Foundation and pastor of the Presbyterian Church, Manchester, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Weber for the day on account of illness on request of Senator Prentis.

PETITIONS

By Senator Curran, from seventeen faculty members of the Rudd, Rockford, Marble Rock Community School opposing legislation creating an appointive state board of public instruction and also opposing a moratorium on school district reorganizations.

By Senator Hansen, from forty-one residents of Sac County opposing legislation creating an appointive state board of public instruction and also opposing a moratorium on school district reorganizations.

By Senator Rigler, from seventeen faculty members of the Rudd, Rockford, Marble Rock Community School opposing legislation creating an appointive state board of public instruction and also opposing a moratorium on school district reorganizations.

PRESENTATION OF VISITORS

Senator Price asked and received unanimous consent to present to the Senate thirty-four students from the seventh and eighth grade classes of the Tracy grade school who were present in the balcony accompanied by their instructor, Monte Grant.

NONCONTROVERSIAL CALENDAR

Senator Lynes 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 Tuesday of each week, and a tentative noncontroversial calendar

will be submitted to the members of the Senate on the following Wednesday 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 Wednesday.

INTRODUCTION OF BILLS

Senate File 223, by Senators O'Malley and Wiley, a bill for an act relating to motor vehicle speed limits upon bridges located within the corporate limits of cities and towns.

Read first and second times and passed on file.

Senate File 224, by Senators Frommelt, O'Malley and Wolf, 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.

Senate File 225, by Senators Phelps and Wilson, a bill for an act relating to an appropriation for a dam at Keosauqua.

Read first and second times and passed on file.

Senate File 226, by Senator Nolan, a bill for an act relating to municipal hospitals.

Read first and second times and passed on file.

Senate File 227, by Senators Eppers, Hoschek and Weber, a bill for an act to amend section four hundred sixty-two point twenty-seven (462.27), Code 1958, prescribing the powers and duties of drainage and levee district trustees.

Read first and second times and passed on file.

Senate File 228, by Senators Eppers, Hoschek and Weber, a bill for an act to amend section four hundred sixty-one point five (461.5), Code 1958, by providing for improvement of drainage and levee districts with pumping stations.

Read first and second times and passed on file.

Senate File 229, by Senators Weber, Hoschek and Eppers, a bill for an act to amend section five hundred twenty-six point twenty-five (526.25), Code 1958, subsection four (4), relating to investment of funds by savings banks.

Read first and second times and passed on file.

Senate File 230, by Senator Long, a bill for an act relating to the composition of the state board of control.

Read first and second times and passed on file.

Senate File 231, by Senators Stuart, O'Malley, Walker, Frommelt and Long, a bill for an act relating to life insurance companies.

Read first and second times and passed on file.

Senate File 232, by committee on transportation and highway safety, a bill for an act relating to the proration and refund of registration fees on vehicles.

Read first and second times and placed on the calendar.

Senate File 233, by Senators Nolan, Dykhouse, Scott, Van Eaton, Schroeder, Eppers, Turner, Rigler, Fisher, Shaff, Hoschek, Nystrom and Shoeman, a bill for an act to amend section four hundred twenty-three point four (423.4), Code 1958, relating to the use tax exemptions.

Read first and second times and passed on file.

Senate File 234, by Senator Price, a bill for an act relating to the practice of optometry.

Read first and second times and passed on file.

Senate File 235, by Senators Wiley, Buck, Van Eaton, Putney, Rigler, O'Malley and Nolan, a bill for an act to provide that it shall be a crime to give intentional false reports concerning bombs or other explosives.

Read first and second times and passed on file.

Senate File 236, by Senators Hansen and Brown, a bill for an act relating to the use of certain state parks.

Read first and second times and passed on file.

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

SENATE CONCURRENT RESOLUTION 12
By Turner

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-ninth General Assembly;

Therefore, Be It Resolved by the Senate, the House Concurring: That the 24th day of February, 1961, be fixed as the final date for the filing of all claims to be considered by the Fifty-ninth 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-ninth General Assembly.

The motion prevailed and the resolution was adopted.

Senator Turner asked and received unanimous consent that the resolution be immediately messaged to the House, which request was complied with.

Senator Walker asked and received unanimous consent to take up out of order House File 49.

THIRD READING OF BILLS

On motion of Senator Getting, House File 49, a bill for an act relating to the definition of "person" as defined in chapter five hundred forty-three (543), Code 1958, relating to bonded warehouses for agricultural products, 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, 47:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shoeman
Butler	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Wiley
Eppers	Long	Putney	Wilson
Fisher	Lucken	Rigler	Wolf
Flatt	Lynes	Schroeder	

Nays, none.

Absent or not voting, 3:

Shaff	Vance	Weber

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 House File 49 be immediately messaged to the House, which request was complied with.

On motion of Senator Wiley, Senate File 164, a bill for an act relating to public notice of council proceedings in towns, was taken up and considered.

Senator Lucken asked and received unanimous consent to withdraw the amendment filed by him and found on page 250 of the Senate Journal.

Senator Wiley offered the following amendment and moved its adoption:

Amend Senate File 164 by adding after the word "published" in line 5 the following: "or in towns of 400 population or over."

The amendment was adopted.

Senator Wiley moved that the bill be read a third 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	Gilmour	Nolan	Shoeman
Butler	Grimstead	Nystrom	Stuart
Cowden	Hansen	O'Malley	Turner
Curran	Hill	Phelps	Vance
Dykhouse	Hoschek	Potter	Van Eaton
Elijah	Hoxie	Prentis	Walker
Elvers	Long	Price	Walter
Eppers	Lucken	Putney	Wearin
Flatt	Lynes	Rigler	Wiley
Frommelt	Mincks	Schroeder	Wilson
Getting	Moore	Scott	Wolf

Nays, 3:

Brown	Fisher	Gray

Absent or not voting, 3:

Coleman	Shaff	Weber

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

On motion of Senator Price, Senate File 176, a bill for an act relating to the official seal of the county treasurer, 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, 47:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gilmour	Nystrom	Turner
Coleman	Gray	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Wiley
Eppers	Lucken	Rigler	Wilson
Fisher	Lynes	Schroeder	Wolf
Flatt	Mincks	Scott	

Nays, none.

Absent or not voting, 3:

Grimstead	Shaff	Weber

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

On motion of Senator Price, Senate File 178, a bill for an act relating to motor vehicle registration fees of motorcycles, 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:

Buck	Gilmour	Moore	Scott
Butler	Gray	Nolan	Shoeman
Coleman	Grimstead	Nystrom	Stuart
Cowden	Hansen	O'Malley	Turner
Curran	Hill	Phelps	Vance
Dykhouse	Hoschek	Potter	Van Eaton
Elijah	Hoxie	Prentis	Walker
Elvers	Long	Price	Walter
Eppers	Lucken	Putney	Wearin
Fisher	Lynes	Rigler	Wiley
Flatt	Mincks	Schroeder	Wilson
Getting			

Nays, none.

Absent or not voting, 5:

Brown	Shaff	Weber	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 Elijah, Senate File 23, 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, 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, 47:

Buck	Getting	Moore	Shoeman
Butler	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Schroeder	Wolf
Frommelt	Mincks	Scott	

Nays, none.

Absent or not voting, 3:

Brown	Shaff	Weber

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

On motion of Senator Flatt, Senate File 187, a bill for an act relating to grants when recipient removes himself from county in which he was receiving aid, was taken up and considered.

Senator Flatt moved that the bill be read a third 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	Getting	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Wiley
Fisher	Lynes	Schroeder	Wilson
Flatt	Mincks	Scott	Wolf
Frommelt	Moore		

Nays, none.

Absent or not voting, 4:

Brown	Gilmour	Shaff	Weber

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

On motion of Senator Price, Senate File 177, a bill for an act relating to antiquated vehicles, was taken up and considered.

Senator Frommelt offered the following amendment and moved its adoption:

Amend Senate File 177 by striking all of subsection 2.

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, 47:

Buck	Getting	Moore	Shoeman
Butler	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Schroeder	Wolf
Frommelt	Mincks	Scott	

Nays, none.

Absent or not voting, 3:

Brown	Shaff	Weber

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 Cowden, 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, 56 and 71.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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, 56 and 71.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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 February, 1961, sent to the Governor for his approval: Senate Files 52, 56 and 71.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S. F. 214 Cities and towns
S. F. 215 Cities and towns
S. F. 216 Tax revision
S. F. 217 Conservation
S. F. 222 Appropriations
H. F. 76 Judiciary 1
H. F. 111 Transportation and highway safety
H. F. 156 Cities and towns
H. F. 239 Judiciary 1
H. F. 240 Manufacturing, commerce and trade

AMENDMENTS FILED

Amend Senate File 49, line 7, by striking all after "town," and insert in lieu thereof the following: "any such funds collected under this Act shall be held in a separate account in the municipal enterprises fund and shall be used for no other purpose than the purchase of voting machines.".

X. T. PRENTIS.
LYNN POTTER.

Amend Senate File 144, line 4, by inserting after the word "banks" the following: ", all postal savings accounts or certificates, and bonds of churches".

JOSEPH B. FLATT.

Amend Senate File 149, section 2, line 2, by inserting after "'Code'" the following: "in line eleven (11)".

ROBERT R. RIGLER.

Amend Senate File 185 as follows:

Change the period (.) in line 11 to a comma (,) and add: "or livestock auction markets selling swine."

Insert following the word "dealer" in line 60 the words: "or livestock auction market".

Add the following new paragraph:

"10. None of the provisions of this Act shall apply to the intrastate movement of native Iowa swine."

JOHN A. WALKER.

Amend Senate File 209, Section 6, by striking all of lines 29 through 34.

JOSEPH B. FLATT.

On motion of Senator Lynes, the Senate adjourned until 10:30 a.m., Monday, February 13, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 13, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend John A. Orange, pastor of the First Presbyterian Church, Chariton, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Turner on account of the death of his father, on request of Senator Wearin; Senator Weber for the day on request of Senator Prentis; Senator Walker for the day on request of Senator Van Eaton; Senator Long for the day on request of Senator Elvers.

PETITIONS

By Senator Curran, from eight members of the Garfield school faculty of Mason City opposing legislation creating an appointive state board of public instruction and also opposing a moratorium on school district reorganizations.

By Senator Hoxie, from twenty-seven faculty members of the Oakland independent school opposing legislation creating an appointive state board of public instruction.

By Senator O'Malley, from twenty-five residents of Polk County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Prentis, from twenty-seven residents of Union County favoring control of billboard advertising on interstate highways.

By Senator Walter, from twenty-nine residents of Union County favoring control of billboard advertising on interstate highways.

ANNOUNCEMENT

Senator Wearin rose on a point of personal privilege and announced the death of Joe W. Turner of Avoca, Iowa, father of Senator Turner.

MEMORIAL COMMITTEE APPOINTED

Senator Lynes asked and received unanimous consent that President Mooty appoint a committee of three to represent the Senate at the services for Joe W. Turner, father of Senator Turner.

President Mooty appointed as such committee Senators Wearin, Shoeman and Moore.

PRESENTATION OF VISITORS

Senator Walter asked and received unanimous consent to present to the Senate thirty students from the Bedford Community High School who were present in the balcony accompanied by their instructors, Mrs. Kathryn Kirketeg and Mr. Cook.

Senator Shoeman rose on a point of personal privilege and presented to the Senate the Honorable Jay C. Colburn, former member of the Senate from Shelby County who was present in the Senate chamber.

INTRODUCTION OF BILLS

Senate File 237, by Senators Nolan, O'Malley and Stuart, a bill for an act relating to intra-city routes of an urban transit system and to amend chapter two hundred eighty-eight (288), Acts of the Fifty-eighth General Assembly.

Read first and second times and passed on file.

Senate File 238, by Senator Frommelt, a bill for an act to amend chapter three hundred thirty point twenty-one (330.21), Code 1958, relating to airports.

Read first and second times and passed on file.

Senate File 239, by Senator Buck, a bill for an act relating to congressional districts.

Read first and second times and passed on file.

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

SENATE CONCURRENT RESOLUTION 11

By Lynes

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 31, 1961, during the hours of twelve to three o'clock, out of reverence to the passion and death of our Lord.

The motion prevailed and the resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Frommelt, Senate File 124, a bill for an act relating to transporting dead animals, 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, 43:

Brown	Flatt	Lynes	Scott
Buck	Frommelt	Mincks	Shoeman
Butler	Getting	Moore	Stuart
Coleman	Gilmour	Nystrom	Vance
Cowden	Gray	O'Malley	Van Eaton
Curran	Grimstead	Phelps	Walter
Dykhouse	Hansen	Potter	Wearin
Elijah	Hill	Prentis	Wiley
Elvers	Hoschek	Price	Wilson
Eppers	Hoxie	Putney	Wolf
Fisher	Lucken	Rigler	

Nays, 1:

Shaff

Absent or not voting, 6:

Long	Schroeder	Walker	Weber
Nolan	Turner		

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

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 7 duly adopted, the Senate proceeded to the House under the direction of the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 7 duly adopted, the joint convention was called to order, President Mooty presiding.

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

Lynes of Bremer moved that a committee of three consisting of one member from the Senate and two members from the House be ap-

pointed to notify the Honorable Fred Schwengel, Congressman from the First Congressional District, that the joint convention was ready to receive him.

Motion prevailed and the Speaker appointed as such committee Senator Vance of Henry, on the part of the Senate, and Representatives Dietz of Scott and Knowles of Scott, on the part of the House.

Senator Phelps rose on a point of personal privilege and presented to the Assembly the Honorable Thomas O. Nutt, former member of the House from Van Buren County in the Fifty-seventh and Fifty-eighth General Assemblies.

Representative Wells rose on a point of personal privilege and presented to the Assembly thirty students of the government class of Bedford Community School, accompanied by their teacher, the Honorable Kathlyn M. Kirketeg, a former member of the Senate in the Fifty-second General Assembly.

Representative Dunton rose on a point of personal privilege and presented to the Assembly Mayor Frank Andrews of Ollie, Iowa.

Representative Knock rose on a point of personal privilege and presented to the Assembly Mayor Arnold Cook of Creston, Iowa.

Representative Tabor rose on a point of personal privilege and presented to the Assembly Mayor Wendell Allen of Sabula, Iowa.

President Mooty announced the arrival of Governor Norman A. Erbe and the Honorable Fred Schwengel in the House chamber.

The committee waited upon Governor Erbe and the Honorable Fred Schwengel and escorted them to the Speaker's rostrum.

President Mooty presented Representative Edgington of Franklin who presented to the joint convention the Sheffield High School Chorus, their director, Miss Kluesmeyer, the superintendent of school, Mr. Mulford, and the band director, Mr. Drollinger. The chorus sang two selections, "Oh, My Soul" and "The Battle Hymn of the Republic."

President Mooty presented the Honorable Henry Nelson, Speaker of the House, who presented the Honorable Eugene Halling. Mr. Halling delivered "Lincoln at Gettysburg," written by Colonel Clark E. Carr.

On a bright November afternoon when the autumn leaves were tinged with a thousand hues of beauty, upon an eminence in the midst of a great plain bounded by lofty mountains, I saw a vast concourse of men and women. I saw among them illustrious warriors, gifted poets, profound statesmen. I saw ambassadors of mighty empires, governors of great commonwealths, ministers of cabinets, men of high position and power. I saw in the midst of that vast assemblage a man of sober but serene significance.

When he essayed to speak, such solemn silence reigned as when within consecrated halls men come into the presence of divine Deity. Each sentence slowly but earnestly pronounced sank into every patriotic heart, gave a strange luster to every eye and nerved every arm. In those utterances, the abstract, the condensation, the summing up of American patriotism were contained the hopes, the aspirations, the stern resolves, the consecration, the dedication upon the altar of humanity of a great people. From the time of that solemn dedication the final triumph of the loyal host was assured.

As the Christian day by day repeats the solemn words of prayer given to him by his Saviour, so shall the American patriot continue to repeat those inspired sentences. While the Republic lives, he will continue to repeat them and while realizing the solemn consecration, he continues to repeat them, the Republic will live.

The Speaker presented the Honorable Paul W. Knowles who played his guitar and sang three folk songs of Lincoln's day from Carl Sandburg's "Song Bag."

President Mooty presented to the joint convention Governor Norman Erbe and the Honorable Fred Schwengel.

The Honorable Fred Schwengel addressed the joint convention on "Life of Abraham Lincoln."

President Mooty expressed the appreciation of the legislature to all who participated in the Lincoln Memorial Service.

The committee previously appointed came forward and escorted Governor Erbe and the Honorable Fred Schwengel from the House chamber.

Naden of Hamilton moved that the joint convention be now dissolved.

The motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, Senator Stuart presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden of Guthrie, 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 49.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 49.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S. F. 223 Transportation and highway safety
S. F. 224 Governmental affairs
S. F. 225 Water rights
S. F. 226 Public health
S. F. 227 Water rights
S. F. 228 Water rights
S. F. 229 Banks, building and loan
S. F. 230 Board of control
S. F. 231 Insurance
S. F. 233 Tax revision
S. F. 234 Public health
S. F. 235 Judiciary 1
S. F. 236 Conservation

AMENDMENTS FILED

Amend Senate File 66 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section twenty-nine point twenty-seven (29.27), Code 1958, is hereby amended by striking in line 9 the words 'three dollars' and inserting in lieu thereof the words 'seven (7) dollars and fifty (50) cents'.".

JOSEPH B. FLATT.

Amend Senate File 72 by adding a new section following section nine:

"This Act being deemed of immediate importance shall take effect and be in force from and after its passage and publication in Daily Times Herald, a newspaper published in Carroll, Iowa and in Manning Monitor, a newspaper published in Manning, Iowa

PETER F. HANSEN.

Amend Senate File 113 as follows:

1. By inserting the following after the word "Code" in line 7:

", or all or any part of rates charged by hospital or medical service corporations for the employees of such district, as provided by chapter five hundred fourteen (514) of the Code".

2. Amend the title by inserting the following before the word "for" in line 6:

"and for hospital or medical service insurance as set forth under the provisions of chapter five hundred fourteen (514), Code 1958,".

JOHN GRAY.

Amend Senate File 214 by striking all after the enacting clause and inserting in lieu the following:

"Section 1. Sections three hundred ninety point thirteen (390.13) to three hundred ninety point fifteen (390.15), inclusive, Code 1958, are hereby repealed and the following enacted in lieu thereof:

'Cities and towns are hereby authorized to contract indebtedness and to issue general obligation bonds to provide funds to pay the cost of acquiring real estate for off-street parking areas and the erection or improvement of parking facilities as provided in section three hundred ninety point one (390.1).

'Taxes for the payment of said bonds shall be levied in accordance with chapter 76 and said bonds shall be payable through the debt service fund in not more than twenty (20) years, and bear interest at a rate not exceeding five (5) per cent per annum, and shall be of such form as the city or town council shall by resolution provide, but no city or town shall become indebted in excess of five (5) per cent of the actual value of the taxable property within said city or town, as shown by the last preceding state and county tax lists. The indebtedness incurred for the purpose provided in this section shall not be considered an indebtedness incurred for general or ordinary purposes.

'This section shall be construed as granting additional power without limiting the power already existing in cities and towns.

'The provisions of this section shall be applicable to all municipal corporations regardless of form of government or manner of incorporation.' ".

GEORGE E. O'MALLEY.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 14, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Everett Ward, pastor of the First Baptist Church, Pella, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Weber for the day on request of Senator Getting; Senator Turner for the day on request of Senator Wearin.

PETITIONS

By Senator Brown, from nine residents of Kossuth County favoring legislation to modernize present cooperative corporation laws.

By Senator Butler, from ten residents of Humboldt County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Curran, from thirty-five residents of Cerro Gordo County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Frommelt, from fifty-three residents of Dubuque County, members of Summit Congregational Church, in opposition to legalizing bingo.

By Senator O'Malley, from thirty-five residents of Polk County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Schroeder, from thirty-six residents of Scott County favoring control of billboard advertising on interstate highways.

By Senator Walker, from fifteen residents of Wright County favoring proposed legislation relating to Iowa Public Employees Retirement System.

PRESENTATION OF VISITORS

Senator Flatt rose on a point of personal privilege and announced the arrival of Harold Russell of Wayland, Massachusetts, National Commander of the AMVETS.

Senator Flatt escorted Commander Russell to the rostrum where he was presented to the Senate.

Commander Russell addressed the Senate briefly. President Mooty, on behalf of the members of the Senate, thanked the Commander for his visit and timely remarks.

Senator Brown asked and received unanimous consent to present to the Senate forty-six students, members of the senior class of the Emmetsburg Community High School, who were present in the balcony accompanied by their instructors, John Poulson and Armond Borchardt.

Senator Buck asked and received unanimous consent to present to the Senate nine students, members of the senior government class of the Melbourne Consolidated High School, who were present in the balcony accompanied by their instructor, Gerald Nicklaus.

Senator Gray asked and received unanimous consent to present to the Senate twenty-one students, members of the seventh and eighth grade classes of the Peoria Christian School, who were present in the balcony accompanied by their instructor, George Zimmer.

Senator Hansen asked and received unanimous consent to present to the Senate forty-seven students, members of the senior class of the Coon Rapids public school, who were present in the balcony accompanied by their instructor, Mr. Voche.

INTRODUCTION OF BILLS

Senate File 240, by Senator Eppers, a bill for an act relating to the boiler laws of the State of Iowa.

Read first and second times and passed on file.

Senate File 241, by committee on banks, building and loan, a bill for an act to amend chapter three hundred thirty-eight (338), Acts of the Fifty-eighth General Assembly, relating to savings and loan associations.

Read first and second times and placed on the calendar.

Senate File 242, by Senators Van Eaton, Wiley, Lynes, Nystrom, Gilmour, Scott, Prentis and O'Malley, a bill for an act to add a new section to chapter three hundred ninety-four (394), Code 1958, to authorize the issuance by cities and towns of refunding bonds payable only out of the net earnings of municipally owned sewage works and facilities and providing for the sale of such refunding bonds or their exchange for the bonds or obligations to be refunded.

Read first and second times and passed on file.

Senate File 243, by Senator Hoxie, a bill for an act relating to the issuance of temporary drivers licenses.

Read first and second times and passed on file.

Senate File 244, by Senators Flatt, Prentis, Getting and Frommelt, a bill for an act relating to the support of the poor.

Read first and second times and passed on file.

Senate File 245, by Senators Shaff and Nolan, a bill for an act to amend section seventy-five point six (75.6), Code 1958, relating to employment of a fiscal agent or financial consultant.

Read first and second times and passed on file.

Senate File 246, by committee on judiciary 2, a bill for an act to amend section one hundred twenty-four point thirty-eight (124.38), Code 1958, by removing the mandatory labeling requirement therefrom.

Read first and second times and placed on the calendar.

Senate File 247, by Senator Elijah, a bill for an act relating to supplemental aid to recipients of old-age assistance.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Shaff, Senate File 12, a bill for an act relating to the issuance of bonds for school purposes, with report of committee recommending amendment in accordance with the amendment filed by Senator Shaff and found on page 159 of the Senate Journal, and when so amended the bill do pass, was taken up, considered, and the report of the committee adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend Senate File 12 as follows:

Amend section 1, line 13, by adding at the end of the line the following "or improving a site already owned for an athletic field,".

The amendment was adopted.

Senator Dykhouse offered the following amendment and moved its adoption:

Amend Senate File 12 by striking section 3.

The amendment was lost.

Senator Shaff offered the following amendment and moved its adoption:

Amend Senate File 12 by striking section 3 and inserting the following:
"Sec. 3. This Act being deemed of immediate importance shall take effect and be in force from and after its passage and publication in The Clinton Herald, a newspaper published in Clinton, Iowa, and in The Cedar Rapids Gazette, a newspaper published in Cedar Rapids, Iowa."

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, 48:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shaff
Butler	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Schroeder	Wolf

Nays, none.

Absent or not voting, 2:

Turner	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 Hoxie, House File 19, a bill for an act to amend chapter two hundred eighty-two (282), Code 1958, relating to the age of children starting to school, 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:

Brown	Flatt	Lucken	Rigler
Buck	Frommelt	Lynes	Scott
Butler	Getting	Moore	Shaff
Coleman	Gilmour	Nolan	Shoeman
Cowden	Gray	Nystrom	Stuart
Curran	Grimstead	O'Malley	Vance
Dykhouse	Hansen	Phelps	Van Eaton
Elijah	Hill	Potter	Walker
Elvers	Hoschek	Prentis	Walter
Eppers	Hoxie	Price	Wearin
Fisher	Long	Putney	Wilson

Nays, 4:

Mincks	Schroeder	Wiley	Wolf

Absent or not voting, 2:

Turner	Weber

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

SENATE FILE 67 WITHDRAWN

Senator Hoxie asked and received unanimous consent that Senate File 67 be withdrawn from further consideration of the Senate.

On motion of Senator Flatt, House File 82, a bill for an act to permit the voters in an existing school district or in a proposed reorganized district to authorize seven (7) members of the board of directors and the establishment or change of boundaries of director districts by amending chapters two hundred seventy-five (275), two hundred seventy-seven (277) and two hundred seventy-eight (278), Code 1958, relating thereto, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Flatt moved that the bill be read a third 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:

Brown	Frommelt	Moore	Scott
Buck	Getting	Nolan	Shaff
Butler	Gilmour	Nystrom	Shoeman
Coleman	Gray	O'Malley	Stuart
Cowden	Grimstead	Phelps	Vance
Curran	Hansen	Potter	Van Eaton
Dykhouse	Hill	Prentis	Walker
Elijah	Hoschek	Price	Walter
Elvers	Hoxie	Putney	Wearin
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Schroeder	Wolf
Flatt	Mincks		

Nays, 1:

Lynes

Absent or not voting, 3:

Turner	Weber	Wilson

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

On motion of Senator Gray, House File 91, a bill for an act relating to the certain erroneous references to municipal corporations having a population in excess of 2,000 as "towns", with report of committee

recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gray moved that the bill be read a third 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:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shaff
Butler	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Schroeder	Wolf

Nays, none.

Absent or not voting, 2:

Turner	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 Schroeder, House File 93, a bill for an act relating to the county conservation boards, 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, 48:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shaff
Butler	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Schroeder	Wolf

Nays, none.

Absent or not voting, 2:

Turner	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 Elvers, House File 95, a bill for an act relating to tax assessment of platted lots, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elvers moved that the bill be read a third 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:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shaff
Butler	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Schroeder	Wolf

Nays, none.

Absent or not voting, 2:

Turner	Weber

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 12, fixing the final date for the filing of claims.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 47, a bill for an act relating to appointment of inspector by board of dental examiners and fixing compensation therefor, and relating to dental license renewal fees and the expenditure thereof.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 134, a bill for an act relating to amounts of indemnification of drivers of emergency vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 144, a bill for an act requiring death notices to be sent to the county auditor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 162, a bill for an act relating to the practice of barbering.

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 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 245, a bill for an act to include sucker, gizzard shad, and redhorse fish in permit list of spear fish.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 252, a bill for an act to restrict commercial fishing within three hundred yards of the farthest projection of any dam in the Mississippi River and Missouri River.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 134, a bill for an act relating to amounts of indemification of drivers of emergency vehicles.

Read first and second times and passed on file.

House File 144, a bill for an act requiring death notices to be sent to the county auditor.

Read first and second times and passed on file.

House File 162, a bill for an act relating to the practice of barbering.

Read first and second times and passed on file.

House File 173, a bill for an act relating to desecration of Decoration Day.

Read first and second times and passed on file.

House File 245, a bill for an act to include sucker, gizzard shad, and redhorse fish in permit list of spear fish.

Read first and second times and passed on file.

House File 252, a bill for an act to restrict commercial fishing within three hundred yards of the farthest projection of any dam in the Mississippi River and Missouri River.

Read first and second times and passed on file.

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

EXECUTIVE SESSION

The Senate arose from executive session and resumed regular session.

SENATE CONCURRENT RESOLUTION 14

By Committee on Appropriations

Be It Resolved by the Senate, the House Concurring: That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1958:

Toney's Pictures, picture framing (Senate)	$ 4.75
Eddie Quinn, Clothier, 7 sport coats for pages (Senate)	178.50
Ditto, Inc., Dittmark paper and supplies (Senate)	37.50
Storey Kenworthy Co., office furniture and supplies (Senate)	624.49
Des Moines Rubber Stamp Co., stamps and badges (Senate)	137.90
Carroll A. Lane, postage (Senate)	50.00
Radio Trade Supply, service and supplies (Senate)	43.46
William R. Kendrick, copies of Iowa Census, postage, keys, etc. (House)	55.16
Storey Kenworthy Co., office equipment and supplies (House)	539.80
Heck Ross Uniform Co., 12 pages jackets (House)	289.80
Transcopy, Inc., paper and supplies (Joint)	771.75
	$2,733.11

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

REPORT OF COMMITTEE ON RULES

MR. PRESIDENT: Your committee on rules begs leave to report that it has had the permanent rules under consideration and recommends that the temporary rules of the Senate of the Fifty-ninth General Assembly be amended as follows:

1. Amend Rule 22, by striking "27th" and inserting in lieu thereof "23rd".
2. Amend Rule 37 by striking "28th" and inserting in lieu thereof "24th".

IRVING D. LONG, *Chairman.*

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on February 10, 1961, the Governor had approved the following bills:

Senate File 52, relating to motor vehicle truck operators.

Senate File 56, relating to alumni members of the State Board of Regents.

Senate File 71, relating to motor vehicle registration and certificate of title applications.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S. F. 237 Cities and towns
S. F. 238 Cities and towns
S. F. 239 Legislative redistricting

REPORTS OF COMMITTEES

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 43**, 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 **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 45**, a bill for an act relating to miscellaneous fees collected by county recorders, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 106**, a bill for an act to authorize and directing the issuance of a patent to certain real estate to Dale F. Rupe and Sylvia C. Rupe, by the Governor and Secretary of State, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 149**, a bill for an act relating to the limit of campaign expense of a member of the general assembly, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Senator Elijah submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 153**, a bill for an act to provide for the sending of tax statements to nonresident owners by the county treasurer, 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 Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **House File 48**, a bill for an act relating to the eradication of bovine brucellosis, 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 appropriations to which was referred **Senate File 222**, 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.**

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 65**, a bill for an act relating to the appropriation for teachers' retirement allowance and the amount of such allowance, 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 65 by adding at the end of section 2 the following:

"Said section is further amended by adding at the end of the first paragraph the following:

'No such person shall receive from the state more than seventy-five (75) dollars.'.".

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 149 as follows:

1. Amend Senate File 149 by inserting in line 8 of section 4 after the word "in" the following: "chapter three hundred forty-seven (347) and particularly".

ROBERT R. RIGLER.

Amend Senate File 210 as follows:

1. Amend section 1, line 12, by striking "society," and taking out the period after the word "state" in line 14, and adding ", except humane societies.".

2. Amend section 3, line 7, by striking the word "two" and inserting in lieu thereof the word "ten".

3. Further amend section 3, line 8, by striking the word "fifteen" and inserting in lieu thereof the word "thirty".

C. S. VAN EATON.

Amend Senate File 96 by striking all after the enacting clause and by adding the following:

"Section 1. Section fifty-three point thirteen (53.13), Code 1958, is hereby amended by inserting in line three (3), after the word 'affidavit' the following:

', which shall be completed by all absent voters, excepting voters residing in precincts having permanent registration shall not be required to answer questions relating to qualifications,' ".

MARTIN WILEY.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 15, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Richard Walters, pastor of the Central Christian Church, Marshalltown, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Turner for the day on request of Senator Wearin.

PETITIONS

By Senator Dykhouse from fifty-nine residents of Lyon County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Hill from twenty-eight residents of Jasper County in opposition to proposed legislation for use of dogs for scientific research.

By Senator O'Malley from forty-two residents of Polk County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Walker from twenty-seven residents of Wright County favoring proposed legislation relating to Iowa Public Employees Retirement System.

PRESENTATION OF VISITORS

Senator Coleman rose on a point of personal privilege and presented to the Senate the Honorable Edward Breen, a former member of the Senate from Webster County, who was present in the Senate chamber.

Senator Fisher asked and received unanimous consent to present to the Senate forty students, members of the junior class of the Carlisle High School, who were present in the balcony accompanied by their instructor, Frances Henley.

Senator Wilson asked and received unanimous consent to present to the Senate fifty-nine students from the Davis County Community School, who were present in the balcony accompanied by their instructors, Robert Nelson and Walter Morrison.

INTRODUCTION OF BILLS

Senate File 248, by Senators Stuart, Van Eaton and O'Malley, a bill for an act to amend chapter twenty-three (23), Code 1958, to provide for competitive bidding on the construction, erection, alteration or repair of public improvements.

Read first and second times and passed on file.

Senate File 249, by Senator Van Eaton, a bill for an act relating to employment and other privileges for certain prisoners.

Read first and second times and passed on file.

Senate File 250, by Senator Elijah, a bill for an act relating to the agricultural land tax credit.

Read first and second times and passed on file.

Senate File 251, by Senator Prentis, a bill for an act relating to the rate of workmen's compensation to be paid to peace officers.

Read first and second times and passed on file.

Senate File 252, by Senator Prentis, a bill for an act to include townships as employers under the workmen's compensation act.

Read first and second times and passed on file.

Senate File 253, by Senator Prentis, a bill for an act relating to payments of workmen's compensation to peace officers.

Read first and second times and passed on file.

Senate File 254, by Senator Price, a bill for an act relating to the inspection of hospitals for the mentally ill.

Read first and second times and passed on file.

Senate File 255, by Senators Shaff, Wiley, Buck, O'Malley, Eppers, Fisher and Mincks, a bill for an act to amend chapters four hundred ten (410), four hundred eleven (411), ninety-seven A (97A) and four hundred thirty-two (432), Code 1958, relating to retirement systems for policemen, firemen, and peace officers; and to provide for the financing of increases in pensions under such systems.

Read first and second times and passed on file.

Senate Joint Resolution 23, by Senator Gilmour, a joint resolution proposing a constitutional amendment relating to the compensation of legislators.

Read first and second times and passed on file.

Senate File 256, by Senator Shaff, a bill for an act to exempt proceeds of life insurance from inheritance tax.

Read first and second times and passed on file.

Senate File 257, 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 public improvement 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 258, by Senator Wolf, a bill for an act relating to the establishment of the office of public defender by boards of supervisors.

Read first and second times and passed on file.

Senate File 259, by Senators Butler and O'Malley, a bill for an act to amend chapter ninety-seven B (97B), Code 1958, relating to "Iowa Public Employees Retirement System" as to time of retirement of employees, amount of retirement to be received, and method of computing retirement benefits, and establishment of state aid for deficiencies and carrying out this act as amended.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Eppers, House File 96, a bill for an act relating to county medical examiners, 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, 47:

Brown	Frommelt	Mincks	Shaff
Buck	Getting	Moore	Shoeman
Butler	Gilmour	Nolan	Stuart
Coleman	Gray	O'Malley	Vance
Cowden	Grimstead	Phelps	Van Eaton
Curran	Hansen	Potter	Walter
Dykhouse	Hill	Prentis	Wearin
Elijah	Hoschek	Price	Weber
Elvers	Hoxie	Putney	Wiley
Eppers	Long	Rigler	Wilson
Fisher	Lucken	Schroeder	Wolf
Flatt	Lynes	Scott	

Nays, none.

Absent or not voting, 3:

Nystrom	Turner	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, House File 98, a bill for an act relating to noxious weeds in secondary roads, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 41:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gilmour	O'Malley	Vance
Coleman	Gray	Phelps	Van Eaton
Cowden	Grimstead	Potter	Walter
Curran	Hansen	Putney	Wearin
Dykhouse	Hill	Rigler	Weber
Elijah	Hoschek	Schroeder	Wiley
Elvers	Lucken	Scott	Wilson
Eppers	Mincks	Shaff	Wolf
Flatt			

Nays, 3:

Hoxie	Lynes	Prentis

Absent or not voting, 6:

Fisher	Nystrom	Turner	Walker
Long	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 Wiley, House File 100, a bill for an act relating to drainage bonds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wiley moved that the bill be read a third 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:

Brown	Curran	Fisher	Gray
Buck	Dykhouse	Flatt	Grimstead
Butler	Elijah	Frommelt	Hansen
Coleman	Elvers	Getting	Hill
Cowden	Eppers	Gilmour	Hoschek

Hoxie	O'Malley	Schroeder	Walter
Long	Phelps	Scott	Wearin
Lucken	Potter	Shaff	Weber
Lynes	Prentis	Shoeman	Wiley
Mincks	Price	Stuart	Wilson
Moore	Putney	Van Eaton	Wolf
Nolan	Rigler	Walker	

Nays, none.

Absent or not voting, 3:

Nystrom	Turner	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 Elvers, House File 150, a bill for an act relating to the statement and remittance of state funds by county treasurers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elvers moved that the bill be read a third 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:

Brown	Frommelt	Mincks	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gilmour	O'Malley	Vance
Coleman	Gray	Phelps	Van Eaton
Cowden	Grimstead	Potter	Walker
Curran	Hansen	Prentis	Walter
Dykhouse	Hill	Price	Wearin
Elijah	Hoschek	Putney	Weber
Elvers	Hoxie	Rigler	Wiley
Eppers	Long	Schroeder	Wilson
Fisher	Lucken	Scott	Wolf
Flatt	Lynes	Shaff	

Nays, none.

Absent or not voting, 3:

Moore	Nystrom	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 Rigler, House File 231, a bill for an act relating to the education program of the Iowa State Teachers College and to amend sections two hundred sixty-eight point one (268.1) and two hundred sixty-eight point two (268.2), Code 1958, 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, 41:

Brown	Frommelt	Mincks	Shoff
Buck	Getting	Moore	Stuart
Butler	Gilmour	Nolan	Van Eaton
Cowden	Gray	Nystrom	Walker
Curran	Grimstead	O'Malley	Walter
Dykhouse	Hansen	Phelps	Wearin
Elijah	Hoschek	Potter	Weber
Elvers	Hoxie	Price	Wiley
Eppers	Lucken	Putney	Wilson
Fisher	Lynes	Rigler	Wolf
Flatt			

Nays, 6:

Coleman	Long	Schroeder	Scott
Hill	Prentis		

Absent or not voting, 3:

Shoeman	Turner	Vance

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

LEAVE OF ABSENCE

The Chair announced that the following Senators were excused for the balance of the day on account of representing the Senate at the funeral of the father of Senator Turner: Senators Wearin, Shoeman and Moore.

On motion of Senator Rigler, House File 185, a bill for an act relating to the Iowa State Teachers College changing its name to State College of Iowa, 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, 30:

Buck	Getting	O'Malley	Stuart
Cowden	Gilmour	Phelps	Van Eaton
Dykhouse	Gray	Potter	Walter
Elijah	Hoxie	Price	Weber
Elvers	Lynes	Putney	Wiley
Eppers	Mincks	Rigler	Wilson
Fisher	Nolan	Shaff	Wolf
Flatt	Nystrom		

Nays, 15:

Brown	Frommelt	Hoschek	Schroeder
Butler	Grimstead	Long	Scott
Coleman	Hansen	Lucken	Walker
Curran	Hill	Prentis	

Absent or not voting, 5:

Moore	Turner	Vance	Wearin
Shoeman			

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 20, proposing an amendment to the Constitution of the State of Iowa relating to the composition of the general assembly and the basis of representation of the members thereof.

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

Senate Concurrent Resolution 13, recommending that Professor Ralph K. Bliss be appointed to be Iowa's representative on the Agricultural Hall of Fame Association.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 304, a bill for an act to appropriate from the primary road fund to the state highway commission for the construction of the Stange institutional road underpass of the Chicago and North Western Railway on the campus of the Iowa State University of Science and Technology.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 305, a bill for an act relating to the income, corporation and sales tax including the distribution thereof and making a transfer of funds for the manufacture of registration plates for motor vehicles.

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

House Concurrent Resolution 8, requesting the Governor to return House File 49 for correction.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 8

By Naden of Hamilton

Whereas, an error has been discovered in House File 49, a bill for an act relating to the definition of "person" as defined in chapter five hundred forty-three (543), Code 1958, relating to bonded warehouses for agricultural products, 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 49 for correction.

HOUSE MESSAGES CONSIDERED

House Joint Resolution 20, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composi-

tion of the general assembly, the basis of representation of the members thereof, and to amend such Constitution by repeal of section six (6), article three (III) thereof, section thirty-four (34) of such article three (III) thereof and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of such article three (III), and the 1904 amendment to each such section, and section thirty-seven (37) of said article three (III), and proposing substitutes in lieu thereof.

Read first and second times and passed on file.

House File 304, a bill for an act to appropriate from the primary road fund of the state to the state highway commission for the construction of the Stange institutional road underpass of the Chicago and North Western Railway on the campus of the Iowa State University of Science and Technology at Ames, Iowa.

Read first and second times and passed on file.

House File 305, a bill for an act relating to the income, corporation and sales tax including the distribution thereof and making a transfer of funds for the manufacture of registration plates for motor vehicles.

Read first and second times and passed on file.

Senator Lynes asked and received unanimous consent to take up House Concurrent Resolution 8 and moved its adoption.

The motion prevailed and the resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Stuart, Senate File 46, a bill for an act to amend section one hundred thirty-five D point seven (135D.7), Code 1958, relating to mobile home parks, 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, 46:

Brown	Eppers	Hill	O'Malley
Buck	Fisher	Hoschek	Phelps
Butler	Flatt	Hoxie	Potter
Coleman	Frommelt	Long	Prentis
Cowden	Getting	Luken	Price
Curran	Gilmour	Lynes	Putney
Dykhouse	Gray	Mincks	Rigler
Elijah	Grimstead	Nolan	Schroeder
Elvers	Hansen	Nystrom	Scott

Shaff	Van Eaton	Weber	Wilson
Stuart	Walker	Wiley	Wolf
Vance	Walter		

Nays, none.

Absent or not voting, 4:

Moore	Shoeman	Turner	Wearin

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 58, a bill for an act to amend section four hundred twenty-eight point seventeen (428.17), Code 1958, and section twenty-one (21) of chapter two hundred ninety-one (291), Acts of the Fifty-eighth General Assembly, to provide a uniform method of evaluation of stock of merchandise of retail merchants for taxation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potter 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.

On motion of Senator Wolf, Senate File 85, a bill for an act to increase the jurisdiction of the municipal court, with report of committee recommending passage, was taken up, considered, and the report of the committee 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, 46:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Nolan	Shaff
Butler	Gilmour	Nystrom	Stuart
Coleman	Gray	O'Malley	Vance
Cowden	Grimstead	Phelps	Van Eaton
Curran	Hansen	Potter	Walker
Dykhouse	Hill	Prentis	Walter
Elijah	Hoschek	Price	Weber
Elvers	Hoxie	Putney	Wiley
Eppers	Long	Rigler	Wilson
Fisher	Lucken	Schroeder	Wolf
Flatt	Lynes		

Nays, none.

Absent or not voting, 4:

Moore	Shoeman	Turner	Wearin

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, Senate File 103, a bill for an act to amend section one hundred seventy-six A point ten (176.10), Code 1958, relating to county agricultural extension education tax, 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 Senate File 103 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator O'Malley, Senate File 148, a bill for an act to amend chapter three hundred forty-seven (347), Code 1958, and chapter two hundred sixty-two (262) and chapter two hundred eighty-four (284), Acts of the Fifty-eighth General Assembly, relating to county hospitals, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley asked and received unanimous consent that action on Senate File 148 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator O'Malley, Senate File 149, a bill for an act to amend chapter thirty-seven (37), Code 1958, relating to memorial hospitals, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley asked and received unanimous consent that action on Senate File 149 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Buck, Senate File 196, a bill for an act relating to appeals to the state board of social welfare under aid for the blind, 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, 46:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Nolan	Shaff
Butler	Gilmour	Nystrom	Stuart
Coleman	Gray	O'Malley	Vance
Cowden	Grimstead	Phelps	Van Eaton
Curran	Hansen	Potter	Walker
Dykhouse	Hill	Prentis	Walter
Elijah	Hoschek	Price	Weber
Elvers	Hoxie	Putney	Wiley
Eppers	Long	Rigler	Wilson
Fisher	Lucken	Schroeder	Wolf
Flatt	Lynes		

Nays, none.

Absent or not voting, 4:

Moore	Shoeman	Turner	Wearin

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, Senate File 202, a bill for an act to repeal sections six hundred twenty-two point twenty-eight (622.28) and six hundred twenty-two point twenty-nine (622.29), Code 1958, relating to admissibility of records as evidence and to enact a substitute therefor, was taken up and considered.

Senator Wolf asked and received unanimous consent that action on Senate File 202 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Putney, House File 18, a bill for an act relating to an appropriation for legislative printing, with reports of committees recommending passage, was taken up, considered, and the reports of the committees adopted.

Senator Lucken moved that the bill be read a third 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:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Nolan	Shaff
Butler	Gilmour	Nystrom	Stuart
Coleman	Gray	O'Malley	Vance
Cowden	Grimstead	Phelps	Van Eaton
Curran	Hansen	Potter	Walker
Dykhouse	Hill	Prentis	Walter
Elijah	Hoschek	Price	Weber
Elvers	Hoxie	Putney	Wiley
Eppers	Long	Rigler	Wilson
Fisher	Lucken	Schroeder	Wolf
Flatt	Lynes		

Nays, none.

Absent or not voting, 4:

Moore	Shoeman	Turner	Wearin

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 Cowden, 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 47; also, House Files 19, 82, 91, 93 and 95.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 47; also, House Files 19, 82, 91, 93 and 95.

BILL SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 15th day of February, 1961, sent to the Governor for his approval: Senate File 47.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S. F. 240 Manufacturing, commerce and trade
S. F. 242 Cities and towns
S. F. 243 Transportation and highway safety
S. F. 244 Social security
S. F. 245 Governmental affairs
S. F. 247 Social security
H. F. 144 Judiciary 1
H. F. 162 Manufacturing, commerce and trade
H. F. 173 Judiciary 1
H. F. 245 Conservation

PROOF OF PUBLICATION

Published copy of Senate File 257 and verified proof of publication of said bill in The Daily Times, Davenport, Iowa, on February 14, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL LANE, *Secretary of the Senate.*

REPORTS OF COMMITTEES

Senator Elijah submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 27**, a bill for an act to repeal the tax on moneys and credits

except that tax necessary to retire Korean Veterans' Bonus Bonds, 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 Potter on February 15, 1961, and when so amended the bill do pass.**

EARL ELIJAH, *Chairman.*

Ordered passed on file.

Senator Walker submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 59**, 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.**

JOHN A. WALKER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 126**, a bill for an act relating to cream and milk grading 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 Senate File 126, section 3, line 7, by adding the following sentence "This shall not apply to individuals transporting their own dairy products."

JOHN A. WALKER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 133**, a bill for an act relating to co-operative associations, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOHN A. WALKER, *Chairman.*

Ordered passed on file.

Senator Grimstead submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 15**, a bill for an act to provide for optional audit of county funds by certified public accountants, 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 15 by adding the following new section:

"Sec. 2. Section eleven point nineteen (11.19), Code 1958, is amended as follows:

"1. By inserting in line ten (10) after the word 'district,' the word 'county'.

"2. By striking from line fourteen (14) the word 'or'.

"3. By inserting in line fourteen (14) after the word 'district,' the words 'or county board of supervisors,'.

"4. By striking from lines thirty-eight (38) and thirty-nine (39) the words 'or school audits thereafter under the provisions of section 11.18' and inserting in lieu thereof the words ', county or school audits thereafter under the provisions of this chapter'."

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

Senator Buck submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 197**, a bill for an act to amend section two hundred forty-nine point forty-four (249.44), Code 1958, relating to 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.

Also:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 198**, a bill for an act to amend section two hundred thirty-nine point ten (239.10), Code 1958, relating to aid to dependent children, 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 199**, a bill for an act to amend section two hundred forty-one point twenty-five (241.25), Code 1958, relating to 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 Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 80**, a bill for an act relating to the liquor control stamps, 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 135**, a bill for an act to amend chapter three hundred twelve (312), Code 1958, in relation to the Amana Colonies, 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 156**, a bill for an act relating to three-card monte and other games, 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 193, a bill for an act relating to liens for inheritance tax, amending section four hundred fifty point seven (450.7), Code 1958, 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 Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 115**, a bill for an act restricting the issuance of bait dealer's licenses to residents of Iowa and residents of states who sell similar licenses to residents of Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass.**

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 217**, a bill for an act providing for the payment by the State of Iowa of a portion of the cost of completing the construction of sanitary sewer facilities, not including enlargements and additions to the disposal plant, by the Iowa Great Lakes sanitary district, which includes Spirit Lake, East Okoboji Lake, West Okoboji Lake, and other state owned waters, in Dickinson County, Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass.**

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **House File 73**, a bill for an act relating to domesticated furbearing animals, begs leave to report it has had the same under consideration and recommends the same **do pass.**

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **House File 245**, a bill for an act to include sucker, gizzard shad, and redhorse fish in permit list of spear fish, begs leave to report it has had the same under consideration and recommends the same **do pass.**

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

MR. PRESIDENT: I move that the temporary rules of the Senate of the Fifty-ninth General Assembly be amended as follows:

1. Amend Rule 2 by striking from line 6 the word "ordered" and inserting in lieu thereof the words "provided by these rules".

2. By adding the following new rules:

Rule 3

Committee on Committees

The committee on committees shall be composed of a member from each congressional district chosen in caucus by the party with the majority of senators residing in each district. The Lieutenant-Governor shall act as chairman of the committee and shall represent the congressional district in which he resides.

Rule 4

Appointment of Standing Committees

All standing committees and conference committees shall be appointed by the committee on committees. The standing committees shall be appointed within the first few days of the session. The majority party shall designate the number of members of each party to serve on standing committees and shall appoint the chairmen of all standing committees.

The following standing committees shall be appointed by the committee on committees: agriculture, appropriations, business and industry and recreation, education, health, judiciary, local government, roads and highways, safety and law enforcement, state government, social security, taxation, and transportation. No standing committee shall have more than ten (10) members, with the exception of the appropriations committee, which shall have fifteen (15) members.

3. Further amend by renumbering the remaining rules.

C. EDWIN GILMOUR.

Amend Senate File 4 by striking the period in line 8 of section 1 and by inserting the following: "or may contract with another governing body for joint use of facilities.".

MARTIN WILEY.

Amend Senate File 27 by striking in line 12 thereof "bonds."." and inserting in lieu thereof the following: "bonds. There is hereby established a tax on the interest, dividends, stock dividends and gains from investment of moneys and credits a tax equal to three (3) per cent of such interest, dividends, stock dividends and gains in the following manner: Each taxpayer shall certify to the appropriate assessor or assessors, on forms to be provided by the state tax commission, the total amount of interest, dividends, stock dividends and gains that were required to be reported by such taxpayer on the income tax report required to be filed for the year ending previous to January 1 of each year. Such certification shall by oath state that the amount of interest, dividends, stock dividends and gains certified to the assessor or assessors is the exact amount required to be filed as a portion of such state income tax report.

"The tax herein established shall be in lieu of all other taxes on moneys and credits, except the one (1) mill levy referred to in section one (1), and shall be levied by the board or boards of supervisors, placed upon the tax list and collected by the county treasurer, and the amount collected in each taxing district in cities and towns shall be apportioned twenty (20) per cent to the county general fund, thirty (30) per cent to the city or town general fund, and fifty (50) per cent to the general

fund of the school district, and the amount collected in each taxing district outside of cities and towns shall be apportioned fifty (50) per cent to the county general fund and fifty (50) per cent to the general fund of the school district.".

LYNN POTTER.
J. HENRY LUCKEN.

Amend Senate File 148 as follows:

1. By striking all of section 4 and inserting in lieu thereof the following:

"Sec. 4. Section three hundred forty-seven point nine (347.9), Code 1958, is hereby amended by striking all of said section after the period (.) in line nine (9), and inserting in lieu thereof the following:

'Such trustees shall be appointed for a term of six (6) years, in such a manner that the terms are staggered. No trustee shall be a physician or licensed practitioner.'."

2. Strike all of Sec. 5.

3. Renumber the remaining sections.

C. EDWIN GILMOUR.

Amend Senate File 210 as follows:

Amend section 3, line 11, by striking the period and inserting in lieu thereof the words ", except animals sick or injured.".

C. S. VAN EATON.

Amend Senate File 211 by striking section 3 and inserting in lieu thereof the following:

"Sec. 3. Section seven hundred twenty-five point five (725.5), Code 1958, is hereby repealed and the following enacted in lieu thereof:

'Whoever knowingly imports, prints, publishes, sells, offers for sale, loans, gives away, rents, distributes, shows or transmutes, or has in his possession with intent to sell, loan, give away, rent, distribute, show, or transmute any obscene, lewd, indecent, lascivious, or filthy book, pamphlet, paper, drawing, lithograph, engraving, picture, magazine, motion picture film, negative, photograph, writing, card, postal card, model, cast, or any written or printed matter or instrument or article of indecent or immoral use, or any medicine, article, or thing designed or intended for procuring abortion or preventing conception, or advertises the same for sale, or writes, prints or publishes any letter, circular, handbill, card, book, pamphlet, advertisement, or notice of any kind, giving information, directly or indirectly, when, where, how, or by what means any of the articles or things hereinbefore mentioned can be purchased, or otherwise obtained or made, shall be imprisoned in the penitentiary not more than one (1) year, or be fined not exceeding one thousand (1,000) dollars, or both.' ".

LE ROY GETTING.
GEORGE E. O'MALLEY.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 16, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Perry Carstarphen, pastor of the Grace Episcopal Church, Charles City, Iowa.

PETITIONS

By Senator Fisher from forty residents of Warren County, members of the Indianola Lions Club, urging an increase in appropriation for the Commission for the Blind.

By Senator Grimstead from twenty-four residents of Mitchell County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator O'Malley from forty-five residents of Polk County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Prentis from sixteen residents of Decatur County urging legislation restricting the powers of the state board of public instruction.

By Senator Rigler from sixty-seven residents of Floyd County favoring proposed legislation relating to Iowa Public Employees System.

By Senator Walker from eleven residents of Wright County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Walker from forty-seven residents of Hamilton County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

ANNOUNCEMENT

Senator Turner rose on a point of personal privilege and on behalf of himself and his family thanked the members of the Senate most graciously for the beautiful floral arrangement and also for the official delegation in attendance at the services for his father.

PRESENTATION OF VISITORS

Senator Coleman asked and received unanimous consent to present to the Senate four students from St. Edmond High School of Fort Dodge, together with their guests, students from Guayaquil, Ecuador, who were present in the Senate chamber accompanied by their hosts, Father Dan Lynch and Dennis McTigue.

Senator Cowden asked and received unanimous consent to present to the Senate thirty-four students, members of the government class of the Yale Community School, who were present in the balcony accompanied by their instructor, Dixie Morrison.

Senator Cowden asked and received unanimous consent to present to the Senate ninety-eight students, members of the eighth grade civics class of the Guthrie Center School District, who were present in the balcony accompanied by their instructor, Ralph Stroup.

Senator Weber asked and received unanimous consent to present to the Senate thirty-five students from the Columbus Junction Community High School who were present in the balcony accompanied by their instructor, D. E. Kinton.

INTRODUCTION OF BILLS

Senate File 260, by Senator Wolf, a bill for an act to legalize and validate the special election and the proceedings relative thereto with reference to the placing of the management and control of the Municipal Gas Utility of the city of Cedar Falls, Iowa, in the hands of a board of trustees and to validate and legalize the acts of said board of trustees and its members in acting pursuant to said appointment.

Read first and second times and passed on file.

Senate File 261, by Senator Wolf, a bill for an act to legalize and validate the special election and the proceedings relative thereto with reference to the placing of the management and control of the Municipal Water Utility of the city of Cedar Falls, Iowa, in the hands of a board of trustees and to validate and legalize the acts of said board of trustees and its members in acting pursuant to said appointment.

Read first and second times and passed on file.

Senate File 262, by Senator Wolf, a bill for an act to legalize and validate the special election and the proceedings relative thereto with reference to the placing of the management and control of the Municipal Electric Utility of the city of Cedar Falls, Iowa, in the hands of a board of trustees and to validate and legalize the acts of said

board of trustees and its members in acting pursuant to said appointment.

Read first and second times and passed on file.

Senate File 263, by Senator Schroeder, a bill for an act to amend section three (3) of chapter one hundred twelve (112), Acts of the Fifty-eighth General Assembly, relating to employment security and disqualification for voluntary quitting.

Read first and second times and passed on file.

Senate File 264, by committee on social security, a bill for an act to amend sections eighty-five point thirty-one (85.31) and eighty-five point forty-two (85.42), Code 1958, relating to workmen's compensation so as to clarify the definition of "stepparent."

Read first and second times and placed on the calendar.

Senate File 265, by Senator Schroeder, a bill for an act to amend chapter two hundred fifty-two (252), Acts of the Fifty-eighth General Assembly, relating to election of county supervisors.

Read first and second times and passed on file.

Senate File 266, by Senators Stuart, Long, Fisher, Scott and Shaff, a bill for an act to amend chapter eighty-five (85), Code 1958, relating to workmen's compensation to provide for a credit for medical, surgical, hospital and other benefits paid under group plans.

Read first and second times and passed on file.

Senate File 267, by Senators Stuart, Long, Fisher, Scott and Shaff, a bill for an act to amend chapter eighty-five (85), Code 1958, relating to workmen's compensation and to redefine and provide for payment of compensation in certain cases of hernia.

Read first and second times and passed on file.

Senate File 268, by Senators Long, Fisher, Scott, Shaff and Stuart, a bill for an act to amend section eighty-five point sixty-one (85.61), Code 1958, relating to workmen's compensation and to redefine "injury," "personal injury," and "accident."

Read first and second times and passed on file.

Senate File 269, by Senators O'Malley, Stuart and Long, a bill for an act to amend section six hundred twenty-two point ten (622.10), Code 1958, and provide for a certain exception to the rule of evidence relating to privileged communications.

Read first and second times and passed on file.

Senate File 270, by Senators Gilmour and Wilson, a bill for an act to regulate the strip mining of coal.

Read first and second times and passed on file.

Senate File 271, by Senators Hoxie and Hansen, a bill for an act to provide a method for boundary changes between two (2) or more contiguous community school districts.

Read first and second times and passed on file.

HOUSE FILE 49 RECALLED FROM HOUSE

Senator Lynes asked and received unanimous consent that, in accordance with House Concurrent Resolution 8 duly adopted, the Secretary be instructed to recall from the House House File 49 for further consideration of the Senate.

SENATE FILES RE-REFERRED

Senator Buck asked unanimous consent that Senate Files 197, 198 and 199 be re-referred to the committee on social security for further study.

Objection was raised.

Senator Buck moved that Senate Files 197, 198 and 199 be re-referred to the committee on social security for further study.

The motion prevailed and Senate Files 197, 198 and 199 were re-referred to the committee on social security.

Senator Long called up the following report and moved its adoption:

REPORT OF COMMITTEE ON RULES

MR. PRESIDENT: Your committee on rules begs leave to report that it has had the permanent rules under consideration and recommends that the temporary rules of the Senate of the Fifty-ninth General Assembly be amended as follows:

Amend Rule 22, by striking "27th" and inserting in lieu thereof "23rd".

Amend Rule 37 by striking "28th" and inserting in lieu thereof "24th".

The motion prevailed and the report was adopted.

On motion of Senator Long, the amendments contained therein were adopted.

Senator Gilmour called up the following amendment filed by him:

MR. PRESIDENT: I move that the temporary rules of the Senate of the Fifty-ninth General Assembly be amended as follows:

1. Amend Rule 2 by striking from line 6 the word "ordered" and inserting in lieu thereof the words "provided by these rules".

2. By adding the following new rules:

Rule 3
Committee on Committees

The committee on committees shall be composed of a member from each congressional district chosen in caucus by the party with the majority of senators residing in each district. The Lieutenant-Governor shall act as chairman of the committee and shall represent the congressional district in which he resides.

Rule 4
Appointment of Standing Committees

All standing committees and conference committees shall be appointed by the committee on committees. The standing committees shall be appointed within the first few days of the session. The majority party shall designate the number of members of each party to serve on standing committees and shall appoint the chairmen of all standing committees.

The following standing committees shall be appointed by the committee on committees: agriculture, appropriations, business and industry and recreation, education, health, judiciary, local government, roads and highways, safety and law enforcement, state government, social security, taxation, and transportation. No standing committee shall have more than ten (10) members, with the exception of the appropriations committee, which shall have fifteen (15) members.

3. Further amend by renumbering the remaining rules.

Senator Price moved the previous question on the amendment.

Roll call was requested.

On the question "Shall the previous question be now put?" the vote was:

Ayes, 28:

Buck	Grimstead	Phelps	Stuart
Cowden	Hoxie	Prentis	Turner
Curran	Long	Price	Vance
Dykhouse	Lucken	Rigler	Van Eaton
Elijah	Lynes	Schroeder	Walker
Fisher	Nolan	Scott	Wearin
Gray	Nystrom	Shoeman	Wiley

Nays, 17:

Brown	Frommelt	Hill	O'Malley
Coleman	Getting	Hoschek	Potter
Elvers	Gilmour	Mincks	Walter
Eppers	Hansen	Moore	Wolf
Flatt			

Absent or not voting, 5:

Butler	Shaff	Weber	Wilson
Putney			

The motion prevailed.

Senator Lucken offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking lines 21 to 28 inculsive.

Roll call was requested.

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

Ayes, 29:

Buck	Getting	Nystrom	Shoeman
Butler	Gray	Phelps	Van Eaton
Cowden	Grimstead	Price	Walker
Curran	Hoxie	Putney	Wearin
Dykhouse	Long	Rigler	Weber
Elijah	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt			

Nays, 18:

Brown	Gilmour	Moore	Stuart
Coleman	Hansen	Nolan	Turner
Elvers	Hill	O'Malley	Walter
Eppers	Hoschek	Potter	Wolf
Frommelt	Mincks		

Absent or not voting, 3:

Prentis	Shaff	Vance

The amendment to the amendment was adopted.

Senator Wolf offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:

1. By adding the following as division 3.

Rule 5

The provisions of Rule 3 and Rule 4 shall not apply during the Fifty-ninth General Assembly.

2. By renumbering the remaining division.

The amendment to the amendment was lost.

Senator Gilmour moved the adoption of his amendment.

Division was called for.

Senator Gilmour moved the adoption of division 1 of the amendment.

Division 1 of the amendment was lost.

Senator Gilmour moved the adoption of division 2 of the amendment.

Division 2 of the amendment was lost.

Senator Gilmour asked and received unanimous consent to withdraw division 3 of the amendment.

Senator Hill offered the following amendment, filed by Senators Hill, Wolf, Gilmour, Potter, Hansen, Brown and Mincks, and moved its adoption:

Amend Rule 32 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."

The amendment was lost.

Senator Frommelt offered the following amendment and moved its adoption:

Amend proposed Rule 34 by adding the following: "Voting by secret ballot in committee is prohibited."

Roll call was requested.

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

Rule 8 was invoked.

Ayes, 23:

Brown	Gilmour	Nolan	Walker
Coleman	Hansen	Nystrom	Walter
Elvers	Hill	O'Malley	Wearin
Eppers	Hoschek	Potter	Wilson
Flatt	Mincks	Rigler	Wolf
Frommelt	Moore	Schroeder	

Nays, 27:

Buck	Getting	Phelps	Stuart
Butler	Gray	Prentis	Turner
Cowden	Grimstead	Price	Van Eaton
Curran	Hoxie	Putney	Vance
Dykhouse	Long	Scott	Weber
Elijah	Lucken	Shaff	Wiley
Fisher	Lynes	Shoeman	

Absent or not voting, none.

The amendment was lost.

Senator Long moved that the temporary rules of the Senate of the Fifty-ninth General Assembly as amended be made the permanent rules of the Senate of the Fifty-ninth General Assembly.

Roll call was requested.

On the question "Shall the temporary rules of the Fifty-ninth General Assembly as amended be made the permanent rules of the Fifty-ninth General Assembly?" the vote was:

Ayes, 33:

Buck	Curran	Fisher	Gray
Butler	Dykhouse	Flatt	Hoxie
Cowden	Elijah	Getting	Long

Lucken	Putney	Shoeman	Walker
Lynes	Rigler	Stuart	Wearin
Nolan	Schroeder	Turner	Weber
Nystrom	Scott	Van Eaton	Wiley
Phelps	Shaff	Vance	Wilson
Prentis			

Nays, 15:

Brown	Frommelt	Hoschek	Potter
Coleman	Gilmour	Mincks	Walter
Elvers	Hansen	Moore	Wolf
Eppers	Hill	O'Malley	

Absent or not voting, 2:

Grimstead	Price

The motion prevailed.

ADOPTION OF JOINT RULES

Senator Long moved that the joint rules of the Senate and the House of the Fifty-eighth General Assembly be made the permanent joint rules of the Fifty-ninth General Assembly, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 11, providing that a special recess be held on Good Friday.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 5, a joint resolution proposing a constitutional amendment relating to constitutional convention.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 243, a bill for an act to legalize and validate proceedings of board of directors of Reinbeck Community School District authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

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 to legalize proceedings for organization and establishment of boundaries of Reinbeck Community School District and declaring said district a duly and legally organized corporate body as provided by law.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House Joint Resolution 5, a joint resolution proposing a Constitutional amendment relating to constitutional convention.

Read first and second times and passed on file.

House File 243, a bill for an act to legalize and validate the proceedings of the board of directors of the Reinbeck Community School District, in the Counties of Grundy, Black Hawk and Tama, 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 enfoceable obligations of said school district.

Read first and second times and passed on file.

House File 244, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Reinbeck Community School District, in the Counties of Grundy, Black Hawk and Tama, 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.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 96, 98, 100, 150 and 231.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 96 98, 100, 150 and 231.

SPECIAL NOTICE

For the report of the Iowa Legislative Advisory Committee on the Study of the Needs of Higher Education in Iowa, please refer to the House Journal of February 15, 1961, pages 392-396.

PROOFS OF PUBLICATION

Published copy of Senate File 260 and verified proof of publication of said bill in the Cedar Falls Daily Record on February 9, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Published copy of Senate File 261 and verified proof of publication of said bill in the Cedar Falls Daily Record on February 9, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Published copy of Senate File 262 and verified proof of publication of said bill in the Cedar Falls Daily Record on February 9, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Published copy of House File 243 and verified proof of publication of said bill in the Reinbeck Courier on January 19, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Published copy of House File 244 and verified proof of publication of said bill in the Reinbeck Courier on January 19, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of the Senate.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R. 23 Compensation of public officers and employees
S. F. 217 Appropriations (Under Senate Rule 21)
S. F. 248 Public lands and buildings
S. F. 249 Board of control
S. F. 250 Ways and means
S. F. 251 Social security
S. F. 252 Social security
S. F. 253 Social security
S. F. 254 Board of control
S. F. 255 Insurance
S. F. 256 Insurance
S. F. 257 Judiciary 2
S. F. 258 Judiciary 1
S. F. 259 Social security
H.J.R. 20 Legislative redistricting
H. F. 304 Appropriations
H. F. 305 Appropriations

REPORTS OF COMMITTEES

Senator Vance 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 apportionment, terms, qualifications, classification, and time and manner of election of members of the Senate and House of Representatives, begs leave to report it has had the same under consideration and **returns the resolution without recommendation.**

CLIFFORD M. VANCE, *Chairman.*

Ordered passed on file.

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate Joint Resolution 18**, a joint resolution ratifying a proposed amendment to the constitution of the United States of America relating to granting representation in the electoral college to the District of Columbia, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 257**, 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 public improvement bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Senator Price submitted the following report:

MR. PRESIDENT: Your committee on transportation and highway safety to which was referred **Senate File 201**, a bill for an act to increase the speed limit on trucks to sixty miles per hour, begs leave to report it has had the same under consideration and recommends the same **do pass.**

CARROLL L. PRICE, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 79 as follows:

1. By striking from line 9 of Section 4 the following: "through an urban renewal board or commission, and in its discre-", and inserting in lieu thereof the following: "such contracts, covenants, mortgages, trust indentures, leases".

2. By striking from line 17 of Section 6 the following: "re-".

3. By striking from line 14 of Section 7 the word "proceeding" and inserting in lieu thereof the word "preceding".

4. By striking from line 19 of Section 7 the word "proceeding" and inserting in lieu thereof the word "preceding".

5. By striking from line 16 of Section 12 the word "projectes" and inserting in lieu thereof the word "projects".

6. By inserting in line 1 of Section 13 between the words "of" and municipality" the article "a".

7. By striking from line 11 of Section 13 the word "pay" and inserting in lieu thereof the word "may".

GEORGE E. O'MALLEY.

Amend Senate File 79 as follows:

1. By striking from lines 5 and 6 of Section 2 the following: ", town or country in the state." and by inserting in lieu thereof the following: "in the state having a population of one hundred and fifty thousand or more."

GEORGE E. O'MALLEY.

Amend Senate File 105 by striking all of lines 3 to 14 inclusive and inserting in lieu thereof the following:

"Whenever in the statutes any administrative agency is empowered to make rules and regulations such rules and regulations or amendments thereto hereinafter promulgated shall be operative but not final until the following procedure is followed:

"1. Such rules and regulations shall be reported to the general assembly within thirty days after the commencement of a regular session and shall become the permanent rules and regulations of such agency July 4th following the adjournment of such session, with such changes, if any, as may have been enacted at such session.".

D. C. NOLAN.

Amend Senate File 106 by striking from line 4, section 3, the word "the" and inserting in lieu thereof the word "The".

JAKE MINCKS.

Amend the title to Senate File 135 by striking the words "Amana Colonies" and inserting in lieu thereof the following: "payment and use of the Road Use Tax Fund for certain unincorporated villages".

D. C. NOLAN.

Amend Senate File 148 by striking section 4 and inserting in lieu thereof the following:

"Sec. 4. The election of hospital trustees shall take place at the general election on ballots which shall not reflect a nominee's political affiliation. Nomination shall be made by petition in accordance with chapter forty-five (45) of the Code. The petition form shall be furnished by the county auditor, signed by qualified electors of the county equal in number to one percent of the vote cast for governor by both political parties in the last previous general election, which nomination petition shall be filed at least fifty-five days with the county auditor prior to the date of said general election. A plurality shall be sufficient to elect hospital trustees, it being the intent that there be no primary election.

"If any of the provisions of this Act shall be in conflict with any of the laws of this state, then the provisions of this Act shall prevail."

GEORGE E. O'MALLEY.

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 (III) are hereby repealed and the following proposed in lieu thereof:

'Section 6. Senatorial districts shall be formed by two (2) counties with adjacent boundaries and as nearly equal in population as possible to form a senatorial district. The senatorial district shall be established by law at the first regular session of the general assembly held after adoption of this amendment and not oftener than once in each ten-year period thereafter. The terms of all senators elected prior to the effective date of this amendment shall terminate on December 31, 1966. In the 1966 general election, the senators representing the odd-numbered districts listed in this amendment shall be elected for four-year terms and the senators representing the even-numbered districts shall be elected for two-year terms. Thereafter, all shall be elected for four-year terms.

'Section 34. It shall be the duty of the general assembly to number the senatorial districts and if there should be an odd number of counties, the largest county in square miles, as determined in the latest preceding year ending in zero (0), shall be declared a single senatorial district.

'Section 35. The House of Representatives shall consist of members elected at each general election and apportioned in the following manner: The ratio of representation shall be the whole number of inhabitants of the state, as shown by the latest preceding decennial national census, divided by the fraction of one-one hundredth (1/100). Each county having a population factor greater than one-one hundredth (1/100) or multiple thereof consisting of three-fourth (¾) of a factor shall have an additional subdistrict. Each county having a population equal to one (1) ratio or less shall elect one (1) representative and each county shall elect one (1) additional representative for each full ratio above one (1) or three-fourth (¾) additional ratio. On the taking of each decennial census of the United States the secretary of state shall certify, to the next succeeding regular general assembly and to the supreme court, the official whole number of inhabitants of the state and the population of each county.

'Section 36. Upon receipt by the supreme court of the official certification by the secretary of state of the population of the state and counties after each decennial national census, the supreme court shall appoint, in each county entitled to more than one (1) representative, a commission of three (3) resident members, one (1) of whom shall be the senior member of the district court in and for each county, which commission shall divide such county into representative subdistricts of contiguous territory, as compact and nearly equal in population as may be, in each of which one (1) representative shall be

elected at the succeeding general election.

1. Subdistrict lines shall conform to township and voting district boundaries.

'Section 37. When a congressional district shall be composed, it shall not be entirely separated by any county belonging to another district, and no county shall be divided.'.

"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 the 1964 general election, 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.".

EDWARD A. WEARIN.

Amend Senate Joint Resolution 16 as follows:

1. 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) of the constitution of the State of Iowa and sections thirty-four (34), thirty-five (35) and thirty-six (36) of said Article Three (III) as adopted by amendment in 1904 A.D. and the amendment to section thirty-four (34) of Article Three (III) adopted in 1928 A.D. and section thirty-seven (37) of said Article Three (III) are hereby repealed and the following adopted in lieu thereof:

'Section 34. The state shall be divided into fifty legislative districts along county boundaries as they existed on January 1, 1961, as follows:

1st District	Lee and Des Moines counties
2nd District	Jefferson and Van Buren counties
3rd District	Appanoose and Davis counties
4th District	Lucas and Wayne counties
5th District	Clarke and Warren counties
6th District	Decatur and Ringgold counties
7th District	Adams and Taylor counties
8th District	Fremont and Page counties
9th District	Mills and Montgomery counties
10th District	Muscatine and Louisa counties
11th District	Washington and Henry counties
12th District	Poweshiek and Keokuk counties
13th District	Mahaska and Wapello counties
14th District	Marion and Monroe counties
15th District	Madison and Dallas counties
16th District	Adair and Union counties
17th District	Shelby and Cass counties
18th District	Harrison and Pottawattamie counties
19th District	Cedar and Scott counties
20th District	Iowa and Johnson counties
21st District	Tama and Benton counties
22nd District	Marshall and Jasper counties
23rd District	Boone and Story counties

24th District.....Polk county
25th District.....Carroll and Greene counties
26th District.....Audubon and Guthrie counties
27th District.....Monona and Crawford counties
28th District.....Clinton and Jackson counties
29th District.....Linn and Jones counties
30th District.....Clayton and Dubuque counties
31st District.....Buchanan and Delaware counties
32nd District.....Grundy and Black Hawk counties
33rd District.....Hardin and Franklin counties
34th District.....Bremer and Butler counties
35th District.....Wright and Hamilton counties
36th District.....Calhoun and Webster counties
37th District.....Pocahontas and Humboldt counties
38th District.....Buena Vista and Sac counties
39th District.....Woodbury and Ida counties
40th District.....Plymouth and Cherokee counties
41st District.....Fayette and Allamakee counties
42nd District.....Howard and Winneshiek counties
43rd District.....Floyd and Chickasaw counties
44th District.....Worth and Mitchell counties
45th District.....Cerro Gordo and Hancock counties
46th District.....Kossuth and Winnebago counties
47th District.....Emmet and Palo Alto counties
48th District.....Dickinson and Clay counties
49th District.....Sioux and O'Brien counties
50th District.....Lyon and Osceola counties

'Section 35. Each legislative district shall be entitled to one (1) 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 fifteen (115) and the resultant quotient shall be the population unit; each legislative district shall be entitled to have one (1) representative elected therefrom for each population unit or a major fraction thereof, except each legislative district shall be entitled to at least one (1) 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.

'Upon failure of the general assembly to provide such a law, the duty to provide for such legislative subdistricts shall devolve upon the supreme court and its order shall be entered and certified to the governor and to the presiding officers of the general assembly and be effective until reapportionment after the next succeeding federal decennial census.

'The terms of all senators whether elected at the general election in 1962 or 1964 shall terminate on December 31, 1966. Senators elected at the first general election after the adoption of this amendment shall be elected for four-year terms in even numbered districts and for two-year terms in odd numbered districts.

'Section 37. When a congressional district shall be composed of two (2) or more counties, it shall not be entirely separated by any county belonging to another district, and no county shall be divided.' ".

"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 (3) months previous to the time of making such choice.".

ROBERT R. RIGLER.

Amend Senate Joint Resolution 16 as follows:

1. 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), section thirty-four (34) of Article three (III) and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article three (III) and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III) are hereby repealed and the following proposed in lieu thereof:

'Section 6. The senate shall consist of fifty-eight (58) senators, one (1) senator elected from each senatorial district. For each redistricting, changed senatorial districts shall be so classified by lot by the redistricting authority so that as nearly as possible one-half of the senators shall be elected every two (2) years.

'If a senatorial district is unchanged or is reduced in size and no new territory is added to it, and the incumbent senator resides in the district of reduced size or the unchanged district, he shall be permitted to complete the term for which he was elected, and the senatorial district shall remain in the same class of districts.

'The redistricting authority shall provide in its redistricting statement, law, or court order for the cutting short of terms of senators, where necessary. Any senator whose term is cut short by a redistricting shall not be compensated for the uncompleted part of his term.

'Section 34. The house of representatives shall consist of ninety-nine (99) members, one (1) elected from each county as county lines existed on January 1, 1961.

'Section 35. Senatorial districts shall meet the following requirements:

'1. Each shall have a population, as shown by the most recent decennial United States census, equal to that of every other district, a deviation of no more than ten (10) percent from the population unit (the state population divided by fifty-eight (58) being allowed).

'2. Each shall consist of compact and contiguous territory; areas joined only at the point of a corner shall not be regarded as contiguous.

'3. So far as practicable, a county shall not be divided unless it is entitled to more than one (1) district, and senatorial district lines shall conform to township and voting district boundaries.

'Section 36. In 1965 and in the year ending in three (3) of each decade thereafter, the senatorial districts shall be redistricted.

'By November fifteen (15) in 1964 and in the year ending in two (2) of each decade thereafter, a ten (10) member redistricting commission shall be appointed to redistrict senatorial districts. The state central committee of the two (2) political parties casting the largest number of votes for governor in the last preceding election shall each appoint five (5) qualified voters. If a party fails to submit such names to the secretary of state by November fifteen (15), the supreme court shall promptly appoint the members from such party. Compensation for members of the commission shall be established by law.

'By February one (1) of the year following its appointment, the redistricting commission shall file with the secretary of state a statement of its action, including the boundaries and classification of senatorial districts. To be valid, this statement must be signed by seven (7) members. The general assembly may amend this statement or enact a substitute, but such action must be taken by May one (1) of such year.

'If the redistricting commission does not file its redistricting statement by February one (1) of the year following its appointment, the general assembly shall redistrict the senatorial districts in a single legislative enactment by May one (1) of such year.

'If the commission and the general assembly fail to redistrict within the time allotted, the supreme court shall redistrict by October one (1) of such year. The action of the court shall be entered and certified to the secretary of state by court order, which shall be final.

'Before June one (1) of such year, any ten (10) members of the general assembly may petition the supreme court to determine whether the redistricting of the commission or the general assembly substantially complies with the redistricting provisions of the constitution. If the redistricting substantially complies, the court shall so notify the secretary of state, and the decision shall be

final. If the court determines that the redistricting does not substantially comply, it shall redistrict as provided in the preceding paragraph of this section.

'Section 37. Redistricting shall take effect beginning for the nomination and election of senators for the next regular session of the general assembly following the adoption of the redistricting statement, law, or court order. When a congressional or senatorial district shall be composed of two (2) or more counties, it shall not be entirely separated by any county belonging to another district, and no county shall be divided in forming a congressional district.' ".

"Sec. 2. The foregoing proposed amendments to the Constitution of the State of Iowa is hereby referred to the legislature 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 (3) months previous to the time of making such choice.".

DAVID O. SHAFF.

Amend Senate Joint Resolution 16 as follows:

1. By striking all after the enacting 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) of the Constitution of the State of Iowa and sections thirty-four (34), thirty-five (35) and thirty-six (36) of said Article Three (III) as adopted by amendment in 1904 A.D. and the amendment to section thirty-four (34) of Article Three (III) adopted in 1928 A.D. and section thirty-seven (37) of said Article Three (III) are hereby repealed and the following adopted in lieu thereof:

'Section 6. The Senate shall consist of fifty-three (53) members approximately one-half of whom shall be elected every two (2) years. Senators shall be elected from districts established by law so that each district shall consist of two (2) conterminous counties; except that Black Hawk, Dubuque, Linn, Polk, Pottawattamie, Scott and Woodbury counties shall each comprise one (1) district and no county shall be divided. The terms of all senators elected prior to the adoption of this amendment shall terminate on December 31, 1966. Senators elected at the first general election after the adoption of this amendment shall be elected for four-year terms in even-numbered districts and for two year terms in odd-numbered districts.

'Section 34. The senatorial districts shall be established by law at the first regular session of the General Assembly held after adoption of this amendment and not oftener than once in each ten year period thereafter.

'Section 35. The House of Representatives shall consist of members elected at each general election and apportioned in the following manner. The ratio of representation shall be the whole number of inhabitants of the state, as shown by the latest preceding decennial national census, divided by the whole number of counties then existing and organized. Each county having a population equal to one (1) ratio or less shall elect one (1)

representative and each county shall elect one (1) additional representative for each full ratio above one (1). On the taking of each decennial census of the United States the Secretary of State shall certify, to the next succeeding regular General Assembly and to the Supreme Court, the official whole number of inhabitants of the state and the population of each county.

'Section 36. Upon receipt by the Supreme Court of the official certification by the Secretary of State of the population of the state and counties after each decennial national census, the Supreme Court shall appoint, in each county entitled to more than one (1) representative, a commission of three (3) resident members, one (1) of whom shall be the senior member of the district court in and for such county, which commission shall divide such county into representative districts of contiguous territory, as compact and nearly equal in population as may be, in each of which one (1) representative shall be elected at the succeeding general election.

'Section 37. When a congressional district shall be composed of two (2) or more counties, it shall not be entirely separated by any county belonging to another district, and no county shall be divided.'."

CLIFFORD NYSTROM.

On motion of Senator Lynes, the Senate adjourned until 10.00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 17, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Doctor Richard Palmer, president of Morningside College, Sioux City, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Elijah for the day on request of Senator Fisher.

PETITIONS

By Senator Lynes from forty-two residents of Bremer, Butler and Franklin Counties favoring legislation relating to Iowa public employees retirement system.

By Senator Weber from two hundred residents of Louisa and Muscatine Counties in opposition to proposed legislation for use of dogs for scientific research.

PRESENTATION OF DISTINGUISHED GUEST BOURKE B. HICKENLOOPER

Senator Lynes rose on a point of special privilege and announced that our senior United States Senator had just arrived in the Senate chamber.

President Mooty requested Senator Lynes to escort the Honorable Bourke B. Hickenlooper to the rostrum.

Senator Hickenlooper, who was in the city to address the National Farm Institute, spoke briefly, stating among other things that local responsibility was still the great bulwark of our system.

INTRODUCTION OF BILLS

Senate File 272, by Senator Putney, a bill for an act relating to the disposition of unclaimed property.

Read first and second times and passed on file.

Senate File 273, by Senator Potter, a bill for an act to amend section five hundred fifty-four point fourteen (554.14), Code 1958, relating to implied warranties of titles.

Read first and second times and passed on file.

Senate File 274, by Senator Phelps, a bill for an act relating to congressional districts.

Read first and second times and passed on file.

Senate File 275, by committee on public utilities, a bill for an act to authorize the Iowa state commerce commission to regulate the rates and services of public utilities, to define public utilities to include those engaged in the furnishing of electricity, gas, water or communications services to the public for compensation, and to provide for appeals from orders and decisions of the Iowa state commerce commission.

Read first and second times and placed on the calendar.

Senate File 276, by Senators Potter and Price, a bill for an act relating to superior court judges.

Read first and second times and passed on file.

Senate File 277, by committee on transportation and highway safety, a bill for an act relating to commerce commission fees of motor vehicle common and contract carriers.

Read first and second times and placed on the calendar.

Senate File 278, by committee on transportation and highway safety, a bill for an act to authorize the treasurer of state to issue memoranda of credit and refunds of excess payments of motor vehicle fuel tax to operators of motor vehicles.

Read first and second times and placed on the calendar.

Senate File 279, by Senators Wolf and Putney, a bill for an act relating to congressional districts.

Read first and second times and passed on file.

Senate File 280, by Senator Long, a bill for an act relating to the amount of group credit life insurance on any debtor.

Read first and second times and passed on file.

Senate File 281, by Senator O'Malley, a bill for an act to amend chapter one hundred three (103), Acts of the Fifty-eighth General Assembly, relating to workmen's compensation, so as to increase the weekly benefit amount payable during a healing period.

Read first and second times and passed on file.

Senate File 282, by Senators Turner, Schroeder, O'Malley and Mincks, a bill for an act to amend chapter eighty-nine (89), Code 1958, and 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.

Senator Weber 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:

Lant H. Doran, Boone County
Raymond R. Gillespie, Madison County
Frederic Larrabee, Fayette County
J. G. Lucas, Boone County
Arch W. McFarlane, Black Hawk County
Carl W. Reed, Howard County
Frank M. Stevens, Decatur County
W. H. Tate, Cerro Gordo County

GEORGE W. WEBER, *Chairman.*
HARRY L. COWDEN.
O. C. WALTER.

The motion prevailed and the report was adopted.

President Mooty announced the appointment of the following committees:

SENATORS	MEMORIAL RESOLUTION COMMITTEES
Lant H. Doran	Clifford N. Nystrom Peter F. Hansen John D. Shoeman
Raymond R. Gillespie	Joseph B. Flatt Harry L. Cowden George E. O'Malley
Frederic Larrabee	C. Joseph Coleman Guy G. Butler Harry L. Cowden
J. G. Lucas	Clifford N. Nystrom C. Joseph Coleman John A. Walker
Arch W. McFarlane	Melvin H. Wolf J. Kendall Lynes Lawrence Putney
Carl W. Reed	Lynn Potter Irving D. Long George L. Scott
Frank M. Stevens	X. T. Prentis J. Louis Fisher W. C. Stuart
W. H. Tate	Leigh R. Curran Jacob Grimstead Robert R. Rigler

Senator Dykhouse asked unanimous consent that Senate Joint Resolution 16 be made a special order of business for Wednesday, February 22, 1961.

Objection was raised.

Senator Dykhouse moved that Senate Joint Resolution 16 be made a special order of business for Tuesday, February 21, at 10:15 a.m.

Roll call was requested.

On the question "Shall Senate Joint Resolution 16 be made a special order of business?" the vote was:

Ayes, 29:

Brown	Flatt	Moore	Turner
Buck	Frommelt	Nolan	Walker
Butler	Gilmour	Nystrom	Walter
Coleman	Hansen	O'Malley	Wearin
Cowden	Hill	Potter	Wiley
Curran	Hoschek	Price	Wilson
Dykhouse	Mincks	Rigler	Wolf
Eppers			

Nays, 16:

Elvers	Grimstead	Lynes	Scott
Fisher	Hoxie	Phelps	Shoeman
Getting	Long	Prentis	Van Eaton
Gray	Lucken	Putney	Weber

Absent or not voting, 5:

Elijah	Shaff	Stuart	Vance
Schroeder			

The motion having failed to receive a two-thirds majority was lost.

THIRD READING OF BILLS

On motion of Senator Frommelt, Senate File 115, a bill for an act restricting the issuance of bait dealer's licenses to residents of Iowa and residents of states who sell similar licenses to residents of Iowa, 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:

Brown	Dykhouse	Getting	Hoschek
Buck	Elvers	Gilmour	Hoxie
Butler	Eppers	Gray	Long
Coleman	Fisher	Grimstead	Lucken
Cowden	Flatt	Hansen	Lynes
Curran	Frommelt	Hill	Mincks

Moore	Prentis	Turner	Wearin
Nolan	Price	Vance	Weber
Nystrom	Putney	Van Eaton	Wiley
O'Malley	Rigler	Walker	Wilson
Phelps	Scott	Walter	Wolf
Potter	Shoeman		

Nays, none.

Absent or not voting, 4:

Elijah	Schroeder	Shaff	Stuart

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 Coleman, Senate File 103, a bill for an act to amend section one hundred seventy-six A point ten (176A.10), Code 1958, relating to county agricultural extension education tax, was taken up for further consideration.

Senator Coleman offered the following amendment:

Amend Senate File 103 by striking the word "sixty" in line 10, by striking all of lines 11 and 12, by striking all of line 13 up to and including the figures "(60,000)" and by inserting in lieu thereof the following:

"fifty-five thousand (55,000) or more, in excess of twenty-five thousand (25,000) dollars in districts having a population of twenty thousand (20,000) but not more than fifty-five thousand (55,000) population, in excess of seventeen thousand five hundred (17,500) dollars in districts having a population of not more than twenty thousand (20,000)".

Senator Putney asked and received unanimous consent that action on Senate File 103 be deferred and that the bill be placed on the calendar under unfinished business.

THIRD READING OF BILLS

On motion of Senator Mincks, Senate File 106, a bill for an act to authorize and directing the issuance of a patent to certain real estate to Dale F. Rupe and Sylvia C. Rupe, 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 offered the following amendment and moved its adoption:

Amend Senate File 106 by striking from line 4, section 3, the word "the" and inserting in lieu thereof the word "The".

The amendment was 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, 45:

Brown	Getting	Mincks	Scott
Buck	Gilmour	Moore	Shoeman
Butler	Gray	Nolan	Turner
Coleman	Grimstead	Nystrom	Vance
Cowden	Hansen	O'Malley	Van Eaton
Curran	Hill	Phelps	Walker
Dykhouse	Hoschek	Potter	Walter
Elvers	Hoxie	Prentis	Wearin
Eppers	Long	Price	Weber
Fisher	Lucken	Putney	Wiley
Flatt	Lynes	Rigler	Wilson
Frommelt			

Nays, none.

Absent or not voting, 5:

Elijah	Shaff	Stuart	Wolf
Schroeder			

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 106 be immediately messaged to the House, which request was complied with.

On motion of Senator Potter, Senate File 206, a bill for an act relating to providing copies of state publications to libraries within the state that are designated by the federal government as depositories for federal documents, 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, 44:

Brown	Frommelt	Lynes	Scott
Buck	Getting	Mincks	Shoeman
Butler	Gilmour	Moore	Turner
Coleman	Gray	Nolan	Vance
Cowden	Grimstead	Nystrom	Van Eaton
Curran	Hansen	O'Malley	Walker
Dykhouse	Hill	Phelps	Walter
Elvers	Hoschek	Potter	Wearin
Eppers	Hoxie	Price	Weber
Fisher	Long	Putney	Wiley
Flatt	Lucken	Rigler	Wilson

Nays, none.

Absent or not voting, 6:

Elijah	Schroeder	Stuart	Wolf
Prentis	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 Brown, Senate File 221, a bill for an act to amend section one hundred ten point one (110.1), Code 1958, eliminating the restriction of issuance of hunting and fishing licenses to certain nonresidents, was taken up and considered.

Senator Brown moved that the bill be read a third 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:

Brown	Frommelt	Lynes	Rigler
Buck	Getting	Mincks	Scott
Butler	Gilmour	Moore	Shoeman
Coleman	Gray	Nolan	Turner
Cowden	Grimstead	Nystrom	Van Eaton
Curran	Hansen	O'Malley	Walker
Dykhouse	Hill	Phelps	Walter
Elvers	Hoschek	Potter	Wearin
Eppers	Hoxie	Prentis	Weber
Fisher	Long	Price	Wiley
Flatt	Lucken	Putney	Wilson

Nays, none.

Absent or not voting, 6:

Elijah	Shaff	Vance	Wolf
Schroeder	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 Phelps, House File 109, a bill for an act relating to the filing and recording of plats for the laying out or subdividing of tracts of land within cities having a city plan commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Phelps moved that the bill be read a third 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:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shoeman
Butler	Gray	Nolan	Turner
Coleman	Grimstead	Nystrom	Vance
Cowden	Hansen	O'Malley	Van Eaton
Curran	Hill	Phelps	Walker
Dykhouse	Hoschek	Potter	Walter
Elvers	Hoxie	Prentis	Wearin
Eppers	Long	Price	Weber
Fisher	Lucken	Putney	Wiley
Flatt	Lynes	Rigler	Wilson

Nays, none.

Absent or not voting, 6:

Elijah	Schroeder	Stuart	Wolf
Gilmour	Shaff		

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

SENATE FILE 92 WITHDRAWN

Senator Phelps asked and received unanimous consent that Senate File 92 be withdrawn from further consideration of the Senate.

On motion of Senator Getting, House File 212, a bill for an act relating to the negotiable instruments law affecting inland and foreign bills of exchange, 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:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shoeman
Butler	Gray	Nolan	Turner
Coleman	Grimstead	Nystrom	Van Eaton
Cowden	Hansen	O'Malley	Walker
Curran	Hill	Phelps	Walter
Dykhouse	Hoschek	Potter	Wearin
Elvers	Hoxie	Prentis	Weber
Eppers	Long	Price	Wiley
Fisher	Lucken	Putney	Wilson
Flatt	Lynes	Rigler	

Nays, none.

Absent or not voting, 7:

Elijah	Schroeder	Stuart	Wolf
Gilmour	Shaff	Vance	

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: The House is hereby returning for correction House File 49, relating to the definition of "person" as defined in chapter five hundred forty-three (543), Code 1958, relating to bonded warehouses for agricultural products, as you requested.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 32, a bill for an act relating to a plan of rural residence numbering.

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 bonds required for bank examiners.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 69, a bill for an act relating to trust reports to the superintendent of banking.

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 bond of the deputy superintendent and other banking department employees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 233, a bill for an act to provide for control of sewage disposal from boats and watercraft operated upon the state-owned waters of this state.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 32, a bill for an act relating to a plan of rural residence numbering.

Read first and second times and passed on file.

House File 67, a bill for an act to amend section five hundred twenty-four point eight (524.8), Code 1958, relating to bonds required for bank examiners.

Read first and second times and passed on file.

House File 69, a bill for an act to repeal section five hundred thirty-two point twenty (532.20), Code 1958, relating to trust reports to the superintendent of banking.

Read first and second times and passed on file.

House File 75, a bill for an act relating to bond of the deputy superintendent and other banking department employees and to repeal section five hundred twenty-four point nine (524.9), Code 1958.

Read first and second times and passed on file.

House File 233, a bill for an act to provide for control of sewage disposal from boats and watercraft operated upon the state-owned waters of this state.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 18 and 185.

HARRY L. COWDEN,
Chairman House Committee.
H. H. SERSLAND,
Chairman Senate 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 18 and 185.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 16, 1961, the Governor had approved the following bill:

Senate File 47, relating to appointment of inspector of board of dental examiners.

ADDITIONAL COPIES

Senator Long asked and received unanimous consent that 1000 copies of the "Report of the Supreme Court" filed and found on pages 136 to 141 inclusive of the Senate Journal be printed.

PROOF OF PUBLICATION

Published copy of Senate File 188 (House File 292) and verified proof of publication of said bill in The Nashua Reporter on February 16, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of the Senate.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S. F. 260 Judiciary 2
S. F. 261 Judiciary 2
S. F. 262 Judiciary 2
S. F. 263 Social security
S. F. 265 Governmental affairs
S. F. 266 Social security
S. F. 267 Social security
S. F. 268 Social security
S. F. 269 Judiciary 1
S. F. 270 Manufacturing, commerce and trade
S. F. 271 Schools and educational institutions

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H.J.R. 5 Governmental affairs
H. F. 243 Judiciary 2
H. F. 244 Judiciary 2

AMENDMENTS FILED

Amend Senate File 4, section 3, by striking all after the period (.) in line 5 through and including the first period (.) in line 13.

IRVING D. LONG.

Amend Senate File 79 as follows:

1. By striking from line 3, subsection 9, section 2, the word "area" and inserting in lieu thereof the word "areas".

2. By striking from line 14 of section 7 the word "proceeding" and inserting in lieu thereof the word "preceding".

3. By striking from line 19 of section 7 the word "proceeding" and inserting in lieu thereof the word "preceding".

GEORGE O'MALLEY.

Amend Senate File 148 as follows:

1. By striking all of section 4 and inserting in lieu thereof the following:

"Sec. 4. Section three hundred forty-seven point nine (347.9), Code 1958, is hereby amended by striking all of said section after the period (.) in line nine (9), and inserting in lieu thereof the following:

'Such trustees shall be appointed for a term of six (6) years, in such a manner that the terms are staggered. No trustee shall be a physician or licensed practitioner.'."

C. EDWIN GILMOUR.

Amend the committee amendment to House Joint Resolution 5 by striking in lines 11 and 12 the following words: "'Shall there be a Convention to propose amendment or amendments to the Constitution?'" and inserting in lieu thereof the following: "Shall there be a Convention to revise the Constitution, and amend the same?".

C. EDWIN GILMOUR.

Amend House File 49 by striking all of section 1 and inserting in lieu thereof the following:

Section 1. Section five hundred forty-three point fourteen (543.14), Code 1958, is hereby amended by inserting after the word "person" in line one (1) the following:

", or the United States or Iowa state government or any subdivision or agency of either, if".

Further amend said section by inserting immediately following the word "his" in line five (5) the words "or its".

Further amend said section by inserting immediately following the word "he" in line seven (7) the words "or it".

LEROY GETTING.

On motion of Senator Lynes, the Senate adjourned until 10:30 a.m., Monday, February 20, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 20, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Ralph Kitterman, pastor of the Methodist Church, Webster City, Iowa.

PETITIONS

By Senator Hoschek from sixty-four residents of Des Moines County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Long from thirty-eight residents of Delaware County favoring control of billboard advertising on interstate highways.

By Senator Mincks from four hundred thirty-one residents of Wapello County in opposition to proposed legislation relating to unwanted dogs.

By Senator Moore from forty-nine residents of Monona County relating to proposed school legislation and agricultural land tax credit.

By Senator O'Malley from twenty-five residents of Polk County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Prentis from nineteen residents of Union County favoring control of billboard advertising on interstate highways.

By Senator Rigler from sixty-one residents of Floyd County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Weber from two hundred sixty-eight residents of Muscatine and Louisa Counties in opposition to proposed legislation relating to unwanted dogs.

By Senator Wolf from one hundred sixty residents of Black Hawk County in opposition to proposed legislation relating to unwanted dogs.

INTRODUCTION OF BILLS

Senate Joint Resolution 24, by Senator Gilmour, a joint resolution proposing to amend the constitution of the State of Iowa by repealing Article three (III), Legislative Department, and all its amendments and by enacting a new article relating to the legislature.

Read first and second times and passed on file.

Senate File 283, by Senator Shoeman, a bill for an act to amend chapter one hundred thirty-five (135), Acts of the Fifty-eighth General Assembly, relating to licensure of hospitals.

Read first and second times and passed on file.

Senate File 284, by Senators Hansen, Lucken, Hoschek and Flatt, a bill for an act relating to the use of vending machines in the sale of cigarettes, providing for the licensing of such matchines and providing a penalty for the illegal operation thereof.

Read first and second times and passed on file.

Senate File 285, by Senator O'Malley, a bill for an act relating to fees, costs and expenses of bailiffs of municipal courts.

Read first and second times and passed on file.

Senate File 286, by Senators Hoxie and Cowden, a bill for an act to define the legal right of way in traffic emerging from slow-moving lanes.

Read first and second times and passed on file.

Senate File 287, by Senators O'Malley and Flatt, a bill for an act providing a criminal penalty for failure to return leased or rented property, and providing for evidence of fraudulent intent.

Read first and second times and passed on file.

SPECIAL ORDER

Senator Lynes asked and received unanimous consent that Senate Joint Resolution 16 be made a special order of business for Wednesday, February 22, 1961, at 10:00 a.m.

COMMUNICATION

The following communication was read by the Secretary:

We wish to acknowledge with sincere thanks the kind expression of your sympathy.

THE JOE W. TURNER FAMILY.

ADDITIONAL COPIES

Senator Scott asked and received unanimous consent that 1,000 additional copies of Senate File 275 be printed.

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 House Concurrent Resolution 6 duly adopted, the joint convention was called to order, President Mooty presiding.

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

Senator Lynes of Bremer moved that a committee of six be appointed to notify Mr. William R. Burke, National Commander of the American Legion, Long Beach, California, and Mr. Ray C. Stiles, Department Commander, Des Moines, Iowa, that the joint convention was ready to receive them.

Motion prevailed and the President appointed Senator Flatt of Madison and Senator Butler of Pocahontas on the part of the Senate and Representatives Chalupa of Jefferson, Briles of Adams, Kibbie of Palo Alto and Hakes of Pocahontas on the part of the House.

The committee waited upon Mr. William R. Burke and Mr. Ray C. Stiles and escorted them to the rostrum.

President Mooty presented Mr. Ray C. Stiles of Des Moines, Department Commander. Mr. Stiles introduced to the joint convention Mr. Vincent J. Maxheim, Clinton, Iowa, National Vice Commander of the American Legion; Mr. Glenn B. Hoover, Indianola, Iowa, National Executive Committeeman of the American Legion for Iowa; and Mrs. L. B. Hakes, Laurens, Iowa, Past National Vice President of the American Legion Auxiliary and a member of the Iowa House of Representatives.

President Mooty presented the Honorable LeRoy Chalupa who presented Mr. William R. Burke, National Commander of the American Legion. Mr. Burke addressed the joint convention.

President Mooty expressed to Mr. Burke and Mr. Stiles the appreciation of the legislature for their appearance at the joint convention.

The committee previously appointed came forward and escorted Mr. William R. Burke and Mr. Ray C. Stiles from the House chamber.

Naden of Hamilton moved that the joint convention be now dissolved.

The motion prevailed.

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

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

SENATE CONCURRENT RESOLUTION 14
By Committee on Appropriations

Be It Resolved by the Senate, the House Concurring: That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1958:

Toney's Pictures, picture framing (Senate)	$ 4.75
Eddie Quinn, Clothier, 7 sport coats for pages (Senate)	178.50
Ditto, Inc., Dittmark paper and supplies (Senate)	37.50
Storey Kenworthy Co., office furniture and supplies (Senate)	624.49
Des Moines Rubber Stamp Co., stamps and badges (Senate)	137.90
Carroll A. Lane, postage (Senate)	50.00
Radio Trade Supply, service and supplies (Senate)	43.46
William R. Kendrick, copies of Iowa Census, postage, keys, etc. (House)	55.16
Storey Kenworthy Co., office equipment and supplies (House)	539.80
Heck Ross Uniform Co., 12 pages jackets (House)	289.80
Transcopy, Inc., paper and supplies (Joint)	771.75
	$2,733.11

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.

SENATE CONCURRENT RESOLUTION 15
By Hoschek

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-six and two-tenths (66.2) 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 provide for the payment of pensions to veterans of World War I; that this aim and purpose be accomplished by amending Chapter fifteen (15) of Title thirty-eight (38), United States Code, by inserting the following section immediately below section five hundred twelve (512) thereof:

"(a) The Administrator shall pay to each veteran of World War I who meets the service and income limitations requirements of this section a pension at the monthly rate of thirty (30) percent over part three (3) of the 'old pension provision' of seventy-eight dollars and seventy-five cents ($78.75).

"(b) For the purpose of this section—

"(1) The term 'veteran' means an individual who was discharged or released therefrom under conditions other than dishonorable.

"(2) The term 'Word War I' (A) means the period beginning on April 6, 1917, and ending on November 11, 1918, and (B) includes, in the case of any veteran, any period of service performed by him during the period beginning April 6, 1917 and ending November 11, 1918.

"(c) Pension shall be paid to a veteran under this section, whose income, if single with no dependents, does not exceed twenty-four hundred dollars ($2,400), married with dependents, thirty-six hundred dollars ($3,600), exclusive of social security benefits, Railroad Retirement benefits, annuities or other pensions which said benefits, annuities and pensions shall be exempt for the purpose of computing the annual income of the veteran to determine his eligibility for a pension under this Act.

"(d) A veteran meets the service requirements of this section if he served in active military, naval, or air service—

"(1) For ninety (90) days or more during World War I;

"(2) During World War I and was discharged or relesaed for a service-connected disability; or

"(3) For a period of ninety (90) consecutive days or more and such period ended during World War I.".

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 109 and 212.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 109 and 212.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S. F. 272 Banks, building and loan
S. F. 273 Judiciary 1
S. F. 274 Legislative redistricting
S. F. 276 Judiciary 1
S. F. 279 Legislative redistricting
S. F. 280 Insurance
S. F. 281 Social security
S. F. 282 Manufacturing, commerce and trade
H. F. 32 Highways
H. F. 67 Banks, building and loan
H. F. 69 Banks, building and loan
H. F. 75 Banks, building and loan
H. F. 233 Conservation

REPORTS OF COMMITTEES

Senator Schroeder submitted the following roport:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 188**, a bill for an act to legalize the issuance of warrants issued by the Nashua Community School District of Chickasaw, Bremer, Floyd and Butler Counties, Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 260**, a bill for an act to legalize and validate the special election and the proceedings relative thereto with reference to the placing of the management and control of the Municipal Gas Utility of the City of Cedar Falls, Iowa, in the hands of a board of trustees and to validate and legalize the acts of said board of trustees and its members in acting pursuant to said appointment, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 261**, a bill for an act to legalize and validate the special election and the proceedings relative thereto with reference to the placing of the management and control of the Municipal Water Utility of the City of Cedar Falls, Iowa, in the hands of a board of trustees and to validate and legalize the acts of said board of trustees and its members in acting pursuant to said appointment, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 262**, a bill for an act to legalize and validate the special election

and the proceedings relative thereto with reference to the placing of the management and control of the Municipal Electric Utility of the City of Cedar Falls, Iowa, in the hands of a board of trustees and to validate and legalize the acts of said board of trustees and its members in acting pursuant to said appointment, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Senator Butler submitted the following report:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **Senate File 229**, a bill for an act to amend section five hundred twenty-six point twenty-five (526.25), Code 1958, subsection four (4), relating to investment of funds by savings banks, begs leave to report it has had the same under consideration and recommends the same **do pass.**

GUY G. BUTLER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **House File 67**, a bill for an act to amend section five hundred twenty-four point eight (524.8), Code 1958, relating to bonds required for bank examiners, begs leave to report it has had the same under consideration and recommends the same **do pass.**

GUY G. BUTLER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **House File 69**, a bill for an act to repeal section five hundred thirty-two point twenty (532.20), Code 1958, relating to trust reports to the superintendent of banking, begs leave to report it has had the same under consideration and recommends the same **do pass.**

GUY G. BUTLER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **House File 75**, a bill for an act relating to bond of the deputy superintendent and other banking department employees and to repeal section five hundred twenty-four point nine (524.9), Code 1958, begs leave to report it has had the same under consideration and recommends the same **do pass.**

GUY G. BUTLER, *Chairman.*

Ordered passed on file.

Senator Rigler submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 5**, a bill for an act to amend section two hundred seventy-seven point twelve (277.12), Code 1958, relating to electors' right to vote in school elections, 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 181**, a bill for an act relating to the use of the proceeds of sale of real estate by the state board of regents, 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 **House File 66**, a bill for an act relating to the auditing of 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 **House File 104**, a bill for an act changing the date of the annual meeting of school boards, and changing the date for publication of the annual financial statement of the school, 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

Amend the Schroeder amendment to Senate File 72, by inserting the word "or" following the word "location" in line 23.

PETER F. HANSEN.

Amend Senate File 105 as follows:

By inserting after the word "inclusive" in line 2 the following: ", section 1".

D. C. NOLAN.

Amend the Nystrom amendment to Senate Joint Resolution 16 as follows:

1. Amend section 6 by striking from lines 15 through 19 the following words: "districts established by law so that each district shall consist of two (2) conterminous counties; except that Black Hawk, Dubuque, Linn, Polk, Pottawattamie, Scott and Woodbury counties shall each comprise one (1) district and no county shall be divided.", and inserting in lieu thereof the following: "senatorial districts along county boundaries as they existed on January 1, 1961, 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.....Mitchell and Floyd 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.....Chickasaw and Fayette 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 Winneshiek Counties
52nd District.....Winnebago and Worth Counties
53rd District.....Lyon and Osceola Counties"

2. Amend section 35 by inserting after the word "one (1)" in line 37 the words "or major fraction thereof."

EUGENE M. HILL.

Amend the Wearin amendment to Senate Joint Resolution 16 by striking lines 12 to 31 inclusive and insert in lieu thereof the following:

"Section 6. The Senate shall consist of fifty-three (53) members approximately one-half of whom shall be elected every two (2) years. Senators shall be elected from districts established by law so that each district shall consist of two (2) contiguous counties; except that Black Hawk, Dubuque, Linn, Polk, Pottawattamie, Scott and Woodbury counties shall each comprise one (1) district and no county shall be divided. The terms of all senators elected prior to the adoption of this amendment shall terminate on December 31, 1966. Senators elected at the first general election after the adoption of this amendment shall be elected for four-year terms in even-numbered districts and for two-year terms in odd-numbered districts.

"Section 34. The senatorial districts shall be established by law at the first regular session of the General Assembly held after adoption of this amendment and not oftener than once in each ten-year period thereafter."

CLIFFORD N. NYSTROM.

Amend Senate File 195 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend section four hundred sixty-five point fifteen (465.15), Code 1958, by adding thereto the following new sentence:

'If said railroad company shall not file said election to exercise such privilege within five (5) days after the decision of the trustees is filed, the applicant may proceed to construct the improvement.' ".

C. JOSEPH COLEMAN.
JOHN A. WALKER.

Amend House File 65 by adding at the end of section 2 the following:

"Said section is further amended by adding at the end of the first paragraph the following:

'No such person shall receive retirement benefits from the state of more than seventy-five dollars ($75.00) per month.' "

COMMITTEE ON APPROPRIATIONS,
LAWRENCE PUTNEY, *Chairman.*

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 21, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Gilbert G. Stout, pastor of the First Methodist Church, Mount Pleasant, Iowa.

PETITIONS

By Senator Long, from thirty-two residents of Delaware County favoring control of billboard advertising on interstate highways.

By Senator Lucken, from thirty-three residents of Plymouth County favoring proposed legislation relating to the operation of a motor vehicle while intoxicated.

By Senator Moore, from ten residents of Monona County favoring proposed legislation for the construction of a fire protection educational building and training facility on the campus of Iowa State University at Ames, Iowa.

By Senator Schroeder, from thirty-three residents of Scott County in opposition to proposed legislation for unwanted dogs.

By Senator Stuart, from forty-one residents of Lucas County favoring proposed legislation relating to Iowa Public Employees Retirement System.

INTRODUCTION OF BILLS

Senate File 288, by Senators Phelps and Vance, a bill for an act to legalize and validate the proceedings of the board of directors of the Harmony Community School District, in the counties of Van Buren, Lee and Henry, 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 289, by Senator Shaff, a bill for an act relating to the assessment expense fund.

Read first and second times and passed on file.

Senate File 290, by Senator O'Malley, a bill for an act to amend

chapter three hundred ninety (390), Code 1958, relating to erection of privately owned parking facilities upon public land in cities of one hundred thousand (100,000) or more population.

Read first and second times and passed on file.

Senate File 291, by Senator Cowden, a bill for an act to amend section two hundred forty-nine point eighteen (249.18), Code 1958, relating to funeral expenses for old age assistance recipients.

Read first and second times and passed on file.

Senate File 292, by committee on banks, building and loan, a bill for an act relating to common trust funds and to make uniform the law with reference thereto.

Read first and second times and placed on the calendar.

Senate File 293, by Senator Van Eaton, a bill for an act relating to the licensing of dogs in cities and towns.

Read first and second times and passed on file.

Senate File 294, by Senators Schroeder, Van Eaton, O'Malley and Butler, a bill for an act to amend section seventy-five point six (75.6), Code 1958, relating to the authorization of public corporations to retain and pay for the services of experienced personnel in financing or refinancing public operations or undertakings.

Read first and second times and passed on file.

Senate File 295, by Senator Brown, a bill for an act providing that the tax assessor shall ask each person assessed if state and federal income tax reports were filed for the preceding year.

Read first and second times and passed on file.

Senate File 296, by Senators Wiley, O'Malley and Price, a bill for an act relating to parking meter revenue.

Read first and second times and passed on file.

Senate File 297, by Senators Nolan and Turner, 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.

Senate File 298, by Senators Putney and Elvers, a bill for an act to provide that the county board of supervisors shall have authority to fill vacancies in office for the remainder of the term.

Read first and second times and passed on file.

Senate File 299, by Senators Mincks, Stuart and Hoxie, a bill for an act to amend chapter three hundred fifty (350), Code 1958, relating to bounties on wild animals.

Read first and second times and passed on file.

Senate File 300, by Senators Price and Scott, a bill for an act to provide for withholding of state income taxes on income earned in Iowa and to provide for payment of estimated income tax by self-employed individuals having self-employment income derived from sources within the State of Iowa.

Read first and second times and passed on file.

Senate File 301, by committee on industrial relations, a bill for an act to amend chapter one hundred four (104), Code 1958, relating to passenger and freight elevators.

Read first and second times and placed on the calendar.

Senate File 302, by Senators Flatt and Hansen, a bill for an act to place the adjutant general and the assistant adjutant general on active state service.

Read first and second times and passed on file.

Senate File 303, by Senators Flatt and Hansen, a bill for an act relating to the term of the adjutant general.

Read first and second times and passed on file.

Senate File 304, by Senator Schroeder, a bill for an act relating to motor vehicles and the law of the road and at what age a person is to be granted an operator's license.

Read first and second times and passed on file.

Senate File 305, by Senators Gray, Hoschek and Lynes, a bill for an act relating to the capitol planning commission and appropriating a sum for the performance of the duties thereof.

Read first and second times and passed on file.

Senate File 306, by Senator Eppers, a bill for an act relating to a lien for care and storage of airplanes.

Read first and second times and passed on file.

Senate File 307, by Senator Hansen, a bill for an act relating to the exemption from retail sales tax on fuel used in drying or processing of grain.

Read first and second times and passed on file.

Senate Joint Resolution 25, by Senators Flatt, Elijah, Buck and Wilson, 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 passed on file.

PRESENTATION OF VISITORS

Senator Lynes asked and received unanimous consent that Senator Schroeder be permitted to present a guest to the Senate.

Senator Schroeder escorted Mr. Bahadur Bhatla of Delhi, India, an exchange teacher, an instructor of mathematics in the Walcott Community School District in Scott County, to the rostrum and presented him to the Senate.

Senator Schroeder asked and received unanimous consent that the following remarks by Mr. Bhatla be printed in the Senate Journal:

MR. PRESIDENT AND HONORABLE MEMBERS OF THE SENATE:

I consider it a rare privilege to have this opportunity of addressing this distinguished body of legislators, and I would like to express my heartfelt thanks for this opportunity.

India is a young republic, but we are an ancient people who history goes back thousands of years. We achieved our freedom from British rule on the 15th of August, 1947, under the leadership of Mahatma Gandhi in a peaceful and non-violent way—a unique and unprecedented phenomenon in the political history of the world. Our new constitution came into force on the 26th of January, 1950. As a result of our centuries long association with the British and also having been inspired by the writings of great American presidents like Jefferson and Abraham Lincoln, our constitution derives its main features from the British and American constitutions making due allowance for the peculiarities and historical genius of our country.

India is a secular state. The constitution recognizes no discriminations on grounds of religion, caste, creed or sex. The constitution incorporates an elaborate declaration of fundamental human rights. It guarantees to all citizens freedom and equality and other rights relating to freedom of religion, property, culture, education and constitutional remedies.

India is a union of fourteen states and six union territories, which are directly administered by the central government. The states have no power to secede from the indissoluble union. The government of the Indian republic is a government by the people both in the center and in the states. The constitution provides universal adult franchise; that is, the right of vote to every adult citizen at the attainment of twenty-one years of age, irrespective of any considerations.

The Central Parliament consists of two houses, the House of the People and the Council of States. The House of the People consists of nearly 500 members directly elected on the basis of adult franchise from all over the

country from territorial constituencies. The presiding officer of the House of the People is designated the speaker. The Council of States is a permanent body, and one-third of its members retire after every two years. The vice president of India is ex-officio chairman of this house. At the head of the central government is the president of India, who is indirectly elected by an electoral college consisting of the members of both houses of Parliament and the Legislative Assemblies of all the states. The vice president of India is elected by the members of two houses of Parliament assembled at a joint sitting. The real executive is the Council of Ministers, headed by the prime minister.

The system of government in the states is like that in the center. The governors, appointed by the president, are the constitutional heads of the states. Each state has a cabinet of its own headed by a chief minister. Most of the states have bicameral legislatures; that is, the legislative assembly and the legislative council, whereas other states have unicameral legislatures.

The constitution provides a system of independent judiciary. The Supreme Court of India is the highest judicial tribunal of the land. It acts as the interpreter and custodian of the constitution. In the case of violation of fundamental rights, any citizen can seek the intervention of the high court or Supreme Court. In order to ensure the independence of judges the constitution lays down that judges are irremovable except through a process of impeachment in the legislature.

About a month ago we celebrated the eleventh anniversary of our republic. Eleven years is a short period in the life of a nation, but it is a time of profound significance in our country when we are busy in laying the foundations, deep and secure, of a democratic state, whose guiding principles are human dignity and individual freedom.

During the past few years India has made some significant strides toward progress in all walks of life, economic, social and cultural. The economic reconstruction of India is being carried out in a planned way within a democratic framework. Steps are being taken to raise the standard of living of the people by raising agricultural production and laying down the foundations of a self sustaining industrial economy. We have yet to go a long and arduous way, but we are determined to work patiently toward economic prosperity without sacrificing our freedom and faith in human dignity, which is the dominant note of our ancient spiritual thought. We are in no mood to repudiate our cultural heritage in the hurry of material advancement. Although the results achieved under a democratic process may initially appear to be slow and pedestrian as compared with those secured under the authorian discipline of a totalitarian regime, but in the long run, they are more worthwhile and abiding.

Before I conclude, I take this opportunity to voice the feelings of my countrymen in expressing a deep sense of gratitude toward the people and government of the United States of America for the generous economic assistance they have given us in the task of building our country in the post independence era. I strongly hope and believe that the coming years will see a better understanding and a still further strengthening of the friendly ties already extending between our two countries in the interest of democracy and world peace.

Senator Nolan asked and received unanimous consent to present to the Senate forty students, members of the junior and senior classes of the Amana High School, who were present in the balcony accom-

panied by their instructor, Mrs. Glenn A. Ellis and Mrs. Howard Watkins.

MESSAGES FROM 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 30, a bill for an act to permit the joint ownership, operation, and leasing of communication equipment by towns, cities and counties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 71, a bill for an act relating to the time polls are to be open for school elections.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 87, a bill for an act to raise the maximum tax for repairs and furnishing of township buildings.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 106, a bill for an act relating to 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 142, a bill for an act relating to the arrangement of candidates' names on ballots at municipal primary and municipal elections.

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 limitation on amounts to be raised by taxation for the general fund of school corporations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 268, a bill for an act relating to inheritance tax on the value of certain installment annuity payments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 292, a bill for an act to legalize the issuance of warrants issued by the Nashua Community School District of Chickasaw, Bremer, Floyd and Butler Counties.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 30, a bill for an act to permit the joint ownership, operation, and leasing of communication equipment by towns, cities, and counties.

Read first and second times and passed on file.

House File 71, a bill for an act relating to the time polls are to be open for school elections.

Read first and second times and passed on file.

House File 87, a bill for an act to raise the maximum tax for repairs and furnishing of township buildings.

Read first and second times and passed on file.

House File 106, a bill for an act to amend chapter sixty (60), Acts of the Fifty-eighth General Assembly, relating to the highway grade crossing safety fund.

Read first and second times and passed on file.

House File 142, a bill for an act relating to the arrangement of candidates' names on ballots at municipal primary and municipal elections.

Read first and second times and passed on file.

House File 157, a bill for an act to amend chapter two hundred ninety-eight (298), Code 1958, relating to limitation on amounts to be raised by taxation for the general fund of school corporations.

Read first and second times and passed on file.

House File 268, a bill for an act relating to inheritance tax on the value of certain installment annuity payments.

Read first and second times and passed on file.

House File 292, a bill for an act to legalize the issuance of warrants issued by the Nashua Community School District of Chickasaw, Bremer, Floyd and Butler Counties, Iowa, due to the failure of said school district to levy a sufficient amount of taxes to raise sufficient funds to meet the proposed expenditures approved in the proposed budget for the fiscal years of 1958-1959 and 1959-1960 and to legalize the payment of said warrants by the school treasurer from funds received by the said school district for the fiscal years of 1958-1959, 1959-1960 and 1960-1961.

Read first and second times and passed on file.

Senator Lynes asked and received unanimous consent that Senate Files 188 and 257 be taken up out of order at this time.

THIRD READING OF BILLS

On motion of Senator Schroeder, Senate File 257, 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 public improvement 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Schroeder asked and received unanimous consent that Senate File 257 be immediately messaged to the House, which request was complied with.

On the motion of Senator Rigler, Senate File 188, a bill for an act to legalize the issuance of warrants issued by the Nashua Community School District of Chickasaw, Bremer, Floyd and Butler Counties, Iowa, due to the failure of said school district to levy a sufficient amount of taxes to raise sufficient funds to meet the proposed expenditures approved in the proposed budget for the fiscal years of 1958-1959 and 1959-1960 and to legalize the payment of said warrants by the school treasurer from funds received by the said school district for the fiscal years of 1958-1959, 1959-1960 and 1960-1961, 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 292 be substituted for Senate File 188.

On the motion of Senator Rigler, House File 292, a bill for an act

to legalize the issuance of warrants issued by the Nashua Community School District of Chickasaw, Bremer, Floyd and Butler Counties, Iowa, due to the failure of said school district to levy a sufficient amount of taxes to raise sufficient funds to meet the proposed expenditures approved in the proposed budget for the fiscal years 1958-1959 and 1959-1960 and to legalize the payment of said warrants by the school treasurer from funds received by the said school district for the fiscal years of 1958-1959, 1959-1960 and 1960-1961, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wilson
Fisher	Lynes	Scott	Wiley
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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.

SENATE FILE 188 WITHDRAWN

Senator Rigler asked and received unanimous consent that Senate File 188 be withdrawn from further consideration of the Senate.

On motion of Senator Lynes, 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 Arthur C. Hanson of Inwood, Lyon County, Iowa, for the interim appointment to the Board of Control of State Institutions.

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

M. Wayne Casey of Peterson, Clay County, Iowa, for appointment as a member of the State Soil Conservation Committee for the term ending June 30, 1965.

Paul F. Johnston of Des Moines, Polk County, Iowa, for appointment as the State Superintendent of Public Instruction for the unexpired term ending January 1, 1963.

William G. Murray of Ames, Story County, Iowa, for appointment as a member of the Iowa Natural Resources Council for the term ending June 30, 1965.

Clifford M. Naser of Fort Dodge, Webster County, Iowa, for appointment as a member of the Iowa Natural Resources Council for the unexpired term ending June 30, 1961, and for the regular term ending June 30, 1967.

Ray Nyemaster of Des Moines, Polk County, Iowa, for appointment as a member of the Aeronautics Commission for the unexpired term ending June 30, 1961, and for the regular term ending June 30, 1967.

William W. Parker of Waterloo, Black Hawk County, Iowa, for appointment as a member of the Board of Parole for the term ending June 30, 1967.

Stanley Redeker of Boone, Boone County, Iowa, for appointment as a member of the State Board of Regents for the term ending June 30, 1967.

The Senate arose from executive session and resumed regular session.

Senator Potter asked and received unanimous consent to take up Senate File 5.

THIRD READING OF BILLS

On motion of Senator Potter, Senate File 5, a bill for an act to amend section two hundred seventy-seven point twelve (277.12), Code 1958, relating to electors' right to vote in school elections, 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, 46:

Brown	Frommelt	Moore	Stuart
Buck	Getting	Nolan	Turner
Butler	Gilmour	Nystrom	Vance
Coleman	Gray	Phelps	Van Eaton
Cowden	Hansen	Potter	Walker
Curran	Hill	Prentis	Walter
Dykhouse	Hoschek	Price	Wearin
Elijah	Hoxie	Putney	Weber
Elvers	Long	Rigler	Wiley
Eppers	Lucken	Schroeder	Wilson
Fisher	Lynes	Shoeman	Wolf
Flatt	Mincks		

Nays, none.

Absent or not voting, 4:

Grimstead	O'Malley	Scott	Shaff

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

MOTION TO SUBSTITUTE

MR. PRESIDENT: I move to substitute Senate Joint Resolution 5 for Senate Joint Resolution 16, now on the calendar.

C. EDWIN GILMOUR.

PROOF OF PUBLICATION

Published copy of Senate File 288 and verified proof of publication of said bill in the Record-Republican, a weekly newspaper published at Bonaparte, Iowa, on February 18, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of the Senate.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R. 24	Legislative redistricting
S. F. 283	Public health
S. F. 284	Manufacturing, commerce and trade
S. F. 285	Compensation of public officers and employees
S. F. 286	Transportation and highway safety
S. F. 287	Judiciary 1

REPORTS OF COMMITTEES

Senator Getting submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 227**, a bill for an act to amend section four hundred sixty-two point twenty-seven (462.27), Code 1958, prescribing the powers and duties of drainage and levee district trustees, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LEROY GETTING, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 228**, a bill for an act to amend section four hundred sixty-one point five (461.5), Code 1958, by providing for improvement of drainage and levee districts with pumping stations, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LEROY GETTING, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **House File 3**, a bill for an act to amend chapter four hundred sixty-seven A (467A), Code 1958, relating to an alternate method of taxation of landowners within subdistricts for the purpose of carrying out watershed protection and flood-prevention programs, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LEROY GETTING, *Chairman.*

Ordered passed on file.

Senator Van Eaton submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 181**, a bill for an act relating to the terms of municipal officers in newly incorporated towns, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 242**, a bill for an act to add a new section to chapter three hundred ninety-four (394), Code 1958, to authorize the issuance by cities and towns of refunding bonds payable only out of the net earnings of municipally owned sewage works and facilities and providing for the sale of such refunding bonds or their exchange for the bonds or obligations to be refunded, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 148**, a bill for an act relating to the issuance of joint municipal sewer bonds, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Senator Elijah submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 99**, a bill for an act to amend section three hundred fifty-nine point thirty-three (359.33), Code 1958, to increase the amount that may be levied to improve or maintain nonowned cemeteries, 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 tax revision to which was referred **Senate File 129**, a bill for an act relating to exemption from personal in-

come tax of members of the National Guard of the United States and the State of Iowa, begs leave to report it has had the same under consideration and recommends the same **be indefinitely postponed.**

EARL ELIJAH, *Chairman.*

Ordered passed on file.

Senator Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 39**, a bill for an act to prohibit the use, possession or control of X-ray machines for the purpose of shoe fitting, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOHN D. SHOEMAN, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend the O'Malley amendment to Senate File 148 filed and found on page 321 of the Senate Journal by striking from line 6 the words "of the Code" and inserting in lieu thereof the following: ", Code 1958".

GEORGE E. O'MALLEY.

Amend Senate File 218 by adding the following as a new section:

"Sec. 2. The proceeds from the sale of this stamp shall be used exclusively to restock the 'trout waters' designated by the conservation commission.".

GEORGE L. SCOTT.
ADOLPH ELVERS.

Amend Senate File 227, section 1, line 3, by inserting after the word "levees" a "comma (,)".

CHARLES F. EPPERS.

Amend Senate File 271 as follows:

1. Amend section 1, lines 3, 5, and 24, by striking the word "community".

2. Amend the title, line 2, by striking the word "community".

MELVIN H. WOLF.

Amend Senate File 185 as follows:

1. Amend section 1, subsection 4, line 28, by inserting after the word "purposes" the following: ", manufacture of biological products".

2. Amend section 1, subsection 4, lines 31, 32, and 33, by striking all of the sentence beginning with the word "Each" and inserting in lieu thereof the following: "Each ear tag shall have the name of the state of origin from which the swine are imported into Iowa, except swine immunized under supervision of United States department of agriculture salaried veterinarians and identified by an ear tag indicating the place of such immunization as the origin of such animals.".

LEROY GETTING.
JOHN A. WALKER.

Amend Senate File 278 by striking all after the comma in line 14 and by inserting in lieu thereof the following:
"or has built up an excess of motor vehicle fuel tax".

CARROLL PRICE.

Amend Senate File 271 by inserting after the word "electors" in line 5 of section 1 the following: ", as determined by the last gubernatorial election."

FRANK M. HOXIE.

Amend Senate File 130 as follows:
1. By inserting after the word "receive" in line 6 the word "an".
2. By inserting after the word "annual" in line 6 the words "joint and combined".
3. By striking from line 7 the words and figure "two thousand five hundred (2,500)" and inserting in lieu thereof the following: "two thousand seven hundred fifty (2,750)".

CHARLES F. EPPERS.

Amend Senate File 103 by striking all after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section one hundred seventy-six A point ten (176A.10), Code 1958, is hereby amended by striking the words "twenty thousand" in line seventeen (17) and inserting in lieu thereof the words "thirty thousand (30,000)".

LAWRENCE PUTNEY.
J. HENRY LUCKEN.
X. T. PRENTIS.
GEORGE L. SCOTT.
JOHN D. SHOEMAN.

On motion of Senator Lynes, the Senate adjourned until 9:45 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 22, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Father William Menster of St. Patrick's Rectory, Monona, Iowa.

PETITIONS

By Senator Mincks, from twelve residents of Wapello County in opposition to proposed legislation relating to unwanted dogs.

By Senator Rigler, from thirty-seven residents of Floyd County favoring proposed legislation relating to Iowa public employees retirement system.

PRESENTATION OF VISITORS

Senator Stuart asked and received unanimous consent to present to the Senate twenty-two students from the Corydon High School who were present in the balcony accompanied by their instructor, L. L. Fay.

Senator Hill asked and received unanimous consent to present to the Senate twenty-five students, members of the junior and senior classes of the Mingo High School, who were present in the balcony accompanied by their instructors, Mr. Darling and Mr. Powell.

Senator Putney asked and received unanimous consent to present to the Senate ten students, members of the junior class of the Wellsburg Community School, who were present in the balcony accompanied by their instructor, Pauline Wentzien.

SENATE FILE 298 WITHDRAWN

Senator Putney asked and received unanimous consent that Senate File 298 be withdrawn from further consideration of the Senate.

INTRODUCTION OF BILLS

Senate File 308, by Senator Wiley, a bill for an act to include the fleet reserve association in the group of organizations which act on memorial halls and monuments.

Read first and second times and passed on file.

Senate File 309, by Senator Phelps, a bill for an act relating to payment of expenses incident to litigation.

Read first and second times and passed on file.

Senate File 310, by Senator Turner, a bill for an act to amend section two hundred thirty-nine point ten (239.10), Code 1958, relating to use and inspection of investigation reports and case records in aid to dependent children cases.

Read first and second times and passed on file.

Senate File 311, by Senator Turner, a bill for an act to amend section seven hundred thirty-one point one (731.1), Code 1958, relating to desertion and abandonment of children.

Read first and second times and passed on file.

Senate File 312, by Senator Turner, a bill for an act to amend section two hundred thirty-nine point five (239.5), Code 1958, relating to cooperation of parent in legal actions, and efforts to obtain support money for children from persons legally responsible for their support.

Read first and second times and passed on file.

Senate File 313, by committee on board of control, a bill for an act relating to application for release of criminal sexual psychopaths.

Read first and second times and placed on the calendar.

Senate File 314, by committee on board of control, a bill for an act relating to the employment and discharge money of prisoners in the men's reformatory and state penitentary and to the visitor's admission fee.

Read first and second times and placed on the calendar.

Senate File 315, by committee on board of control, a bill for an act relating to the transfer of persons from one institution to other institutions.

Read first and second times and placed on the calendar.

Senate File 316, by committee on board of control, a bill for an act relating to consultants for the board of control of state institutions.

Read first and second times and placed on the calendar.

Senate File 317, by Senator Turner, a bill for an act to amend section three hundred forty point nine (340.9), Code 1958, relating to salaries of county attorneys.

Read first and second times and passed on file.

Senate File 318, by Senator Turner, a bill for an act to amend section two hundred thirty-nine point six (239.6), Code 1958, relating to investigation of aid to dependent children cases.

Read first and second times and passed on file.

Senate File 319, by committee on appropriations, a bill for an act to appropriate from the general fund to the Iowa Civil War Centennial Commission to conduct appropriate programs in connection with the approaching centennial of the many important events of the Civil War.

Read first and second times and placed on the calendar.

Senate File 320, by Senators Putney and Buck, a bill for an act relating to tax aid to county and district fairs.

Read first and second times and passed on file.

Senate File 321, by Senator Wiley, a bill for an act relating to joint use of municipal sewers.

Read first and second times and passed on file.

Senate File 322, by Senators Rigler and Wiley, a bill for an act to permit fire insurance companies to write multiple peril insurance policies.

Read first and second times and passed on file.

Senate File 323, by Senators Walker, Butler, Fischer, Schroeder and Coleman, a bill for an act relating to the towing of four-wheel trailers and registration fees thereon.

Read first and second times and passed on file.

Senate File 324, by Senator Turner, a bill for an act to amend section two hundred thirty-nine point two (239.2), Code 1958, relating to suitable family homes in aid to dependent children cases.

Read first and second times and passed on file.

Senate File 325, by Senator Turner, a bill for an act to amend section two hundred thirty-nine point four (239.4), Code 1958, relating to investigation of applications in aid to dependent children cases.

Read first and second times and passed on file.

Senate File 326, by Senators Putney, Prentis and Shoeman, a bill for an act to repeal chapter one hundred eighty-four (184), Code 1958, relating to poultry associations.

Read first and second times and passed on file.

Senate File 327, by committee on public health, a bill for an act to amend chapter three hundred eighty (380), Code 1958, relating to municipal hospitals.

Read first and second times and placed on the calendar.

Senate File 328, by committee on cities and towns, a bill for an act to amend section three hundred sixty-eight point forty-one (368.41), Code 1958, to authorize a revolving fund for the central purchasing of city and town stores, supplies, motor vehicles and other equipment.

Read first and second times and placed on the calendar.

Senate File 329, by Senator Flatt, a bill for an act relating to reorganization of school districts.

Read first and second times and passed on file.

Senate File 330, by Senators Lynes and Shoeman, a bill for an act 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 331, by Senators Lynes and Shoeman, a bill for an act relating to motor vehicle operators' license fees.

Read first and second times and passed on file.

Senate File 332, by Senators Lynes and Shoeman, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1961, and ending June 30, 1963, 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-ninth General Assembly.

Read first and second times and passed on file.

Senate File 333, by Senator Phelps, a bill for an act to amend section three hundred thirty-two point three (332.3), Code 1958, relating to county insurance coverage.

Read first and second times and passed on file.

Senate File 334, by Senator Phelps, a bill for an act relating to egg grading law.

Read first and second times and passed on file.

Senate Joint Resolution 26, by Senator Gilmour, a joint resolution providing for home rule by municipalities.

Read first and second times and passed on file.

Senate File 335, by committee on cities and towns, a bill for an act to define trees infected with Dutch elm disease as a nuisance when located in cities and towns and to provide for the abatement of same.

Read first and second times and placed on the calendar.

Senate File 336, by Senators Mincks and Hoschek, a bill for an act for the creation of an Iowa state labor relations board and the repeal of chapter seven hundred thirty-six A (736A), Code 1958.

Read first and second times and passed on file.

Senate Joint Resolution 27, by Senators Cowden and Nolan, a joint resolution to provide a committee for the study of the problem of mental retardation in Iowa and to make an appropriation therefor.

Read first and second times and passed on file.

Senate File 337, by Senator Wolf, a bill for an act to amend section seven hundred thirty-six A point seven (736A.7), Code 1958, and section seven hundred thirty-six B point five (736B.5), Code 1958, relating to limiting injunctive powers.

Read first and second times and passed on file.

Senate File 338, by Senators Gilmour, Hill, O'Malley, Elijah and Weber, a bill for an act relating to alcoholics and alcoholism, providing for the creation of a state commission to study and disseminate information on alcoholism; to develop a program of prevention and rehabilitation through research, education and treatment in cooperation with existing agencies and facilities; to encourage the formation of alcoholic information centers in the various counties of the state to work with the state commission and to perform such duties at the local level to help carry out the purposes of this act, and to provide for an appropriation.

Read first and second times and passed on file.

Senate File 339, by Senator Gilmour, a bill for an act relating to legislative budget and financial control.

Read first and second times and passed on file.

Senate File 340, by Senators Long, Prentis, Getting, Scott, Fisher, Shaff, Schroeder, Flatt, Van Eaton and Shoeman, a bill for an act to provide for the appointment of assistant attorneys general, counsel and other attorneys to supervise and perform the legal work of the state, its departments, boards and commissions and to provide for the fixing of their compensation by the attorney general.

Read first and second times and passed on file.

Senate File 341, by Senator Nolan, a bill for an act relating to institutional roads.

Read first and second times and passed on file.

Senate File 342, by Senator Rigler, a bill for an act allowing road authorities to take immediate possession of the land under the power of eminent domain.

Read first and second times and passed on file.

Senate File 343, by Senators Wolf, Long, O'Malley, Shoeman and Turner, a bill for an act relating to establishment of integrated health departments.

Read first and second times and passed on file.

Senate File 344, by Senators Flatt, Turner and Wolf, a bill for an act relating to arbitration of disputes between employers and employees.

Read first and second times and passed on file.

Senate File 345, by Senator Hoschek, a bill for an act to amend section one hundred forty-nine point four (149.4), Code 1958, relating to entrance requirements for schools of chiropody.

Read first and second times and passed on file.

Senate File 346, by Senator Hoschek, a bill for an act relating to the change of name of chiropodist to podiatrist and the name of chiropody to podiatry, and amending certain provisions of the Code relating thereto.

Read first and second times and passed on file.

Senate File 347, by Senator Hoschek, a bill for an act to amend chapter five hundred fourteen (514), Code 1958, to provide for participation of chiropodists in hospitals and medical service plans.

Read first and second times and passed on file.

Senate File 348, by Senator Hoschek, a bill for an act to amend section one hundred forty-seven point eighty (147.80), Code 1958, relating to the fee for renewal of license to practice chiropody.

Read first and second times and passed on file.

Senate File 349, by Senators Weber, Eppers and Hoschek, a bill for an act to amend chapter four hundred fifty-five (455), Code 1958, relating to levee and drainage districts.

Read first and second times and passed on file.

Senate File 350, by Senator Lynes, a bill for an act to change the name of the Bureau of Labor to the Department of Labor and Industrial Safety.

Read first and second times and passed on file.

Senate File 351, by Senator Lynes, a bill for an act in relation to the budget and financial control act.

Read first and second times and passed on file.

Senate File 352, by Senator Dykhouse, a bill for an act relating to primary highways.

Read first and second times and passed on file.

Senate File 353, by Senator Vance, a bill for an act relating to controlled access highways.

Read first and second times and passed on file.

Senate File 354, by Senator Wolf, a bill for an act to provide a plan for elimination of the need for viaducts and underpasses through relocating, depressing, elevating or consolidating main line and belt line railroad trackage in cities having a population of fifty thousand (50,000) or more; providing for the allocation and assessment of the cost thereof as between the city and the railroad or railroads involved after hearing; providing for the levy of a tax by the city or cities affected or involved, and providing for enforcement of any determination or order made hereunder by the Iowa state commerce commission through resort to the courts by action in mandamus.

Read first and second times and passed on file.

Senate File 355, by Senators Eppers, Hoschek and Weber, a bill for an act to amend section four hundred sixty-two point thirteen (462.13), Code 1958, relating to voting by agents in drainage or levee districts by providing a method of voting by absentee ballot.

Read first and second times and passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 257, 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 public improvement 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.

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

House Joint Resolution 11, a joint resolution creating a special committee to make a study of the feasibility of conducting tests and locating existing underground water supplies, 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 158, a bill for an act relating to the population of consolidated cities or towns.

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 to appropriate from the general fund of the state to the state board of regents for equipment and moving expense for the law center at the State University of Iowa.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 158, a bill for an act relating to the population of consolidated cities or towns.

Read first and second times and passed on file.

House File 380, a bill for an act to appropriate from the general fund of the state to the state board of regents for equipment and moving expense for the law center at the State University of Iowa.

Read first and second times and passed on file.

House Joint Resolution 11, a joint resolution creating a special committee to make a study of the feasibility of conducting tests and locating existing underground water supplies, and to make an appropriation therefor.

Read first and second times and passed on file.

SPECIAL ORDER

The hour of 10:00 a.m. having arrived, the Chair announced the special order of business for the consideration of Senate Joint Resolution 16.

The Chair announced that the following Call of the Senate had been filed:

CALL OF THE SENATE

We, the undersigned members of the Iowa Senate, request a Call of the

Senate on all roll calls pertaining to the question of passage of Senate Joint Resolution 16.

J. KENDALL LYNES.	LEROY GETTING.
JACOB GRIMSTEAD.	IRVING D. LONG.
CLIFFORD VANCE.	JACK SCHROEDER.
DAVID O. SHAFF.	JOHN D. SHOEMAN.
HOWARD C. BUCK.	JOSEPH FLATT.
EARL ELIJAH.	GEORGE L. SCOTT.
DEWEY PHELPS.	JOHN A. WALKER.
G. W. WEBER.	J. HENRY LUCKEN.

Roll call revealed all members present.

THIRD READING OF BILLS

On the motion of Senator Schroeder, Senate Joint Resolution 16, a joint resolution proposing a constitutional amendment relating to representation in the Senate and House of Representatives and to the apportionment, terms, qualifications, classification, and time and manner of election of members of the Senate and House of Representatives, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Schroeder offered the following amendment and moved its adoption:

Amend Senate Joint Resolution 16, section 1, by adding the following thereto:

"Section 37. When a congressional district shall be composed of two or more counties, it shall not be entirely separated by any county belonging to another district, and no county shall be divided."

The amendment was adopted.

Senator Wearin called up the amendment to Senate Joint Resolution 16 filed by him and found on pages 321, 322 and 323 of the Senate Journal.

Senator Wearin offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the following from lines 13 and 14 of the amendment: "and as nearly equal in population as possible".

The amendment to the amendment was adopted.

Senator Nystrom called up the following amendment to the amendment, filed by him, and moved its adoption:

Amend the amendment filed by Senator Wearin to Senate Joint Resolution 16 by striking lines 12 to 31, inclusive, and insert in lieu thereof the following:

"Section 6. The Senate shall consist of fifty-three (53) members approximately one-half of whom shall be elected every two (2) years. Senators shall be elected from districts established by law so that each district shall

consist of two (2) contiguous counties; except that Black Hawk, Dubuque, Linn, Polk, Pottawattamie, Scott and Woodbury counties shall each comprise one (1) district and no county shall be divided. The terms of all senators elected prior to the adoption of this amendment shall terminate on December 31, 1966. Senators elected at the first general election after the adoption of this amendment shall be elected for four-year terms in even-numbered districts and for two-year terms in odd-numbered districts.

"Section 34. The senatorial districts shall be established by law at the first regular session of the General Assembly held after adoption of this amendment and not oftener than once in each ten-year period thereafter."

Roll call was requested.

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

Ayes, 16:

Coleman	Moore	Potter	Turner
Dykhouse	Nolan	Price	Van Eaton
Frommelt	Nystrom	Shoeman	Wearin
Hoschek	O'Malley	Stuart	Wiley

Nays, 34:

Brown	Flatt	Lucken	Scott
Buck	Getting	Lynes	Shaff
Butler	Gilmour	Mincks	Vance
Cowden	Gray	Phelps	Walker
Curran	Grimstead	Prentis	Walter
Elijah	Hansen	Putney	Weber
Elvers	Hill	Rigler	Wilson
Eppers	Hoxie	Schroeder	Wolf
Fisher	Long		

Absent or not voting, none.

The amendment to the amendment was lost.

Senator Wearin offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from line 15 "district shall be established" and insert in lieu thereof "districts shall be established and numbered consecutively beginning with one (1)".

Further amend by striking from lines 21 and 22 "listed in" and inserting in lieu thereof "in accordance with".

The amendment to the amendment was adopted.

Senator Wearin moved the adoption of the amendment as amended.

Roll call was requested.

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

Ayes, 16:

Brown	Nystrom	Putney	Turner
Dykhouse	O'Malley	Rigler	Van Eaton
Moore	Potter	Shoeman	Wearin
Nolan	Price	Stuart	Wiley

Nays, 84:

Buck	Flatt	Hoxie	Scott
Butler	Frommelt	Long	Shaff
Coleman	Getting	Lucken	Vance
Cowden	Gilmour	Lynes	Walker
Curran	Gray	Mincks	Walter
Elijah	Grimstead	Phelps	Weber
Elvers	Hansen	Prentis	Wilson
Eppers	Hill	Schroeder	Wolf
Fisher	Hoschek		

Absent or not voting, none.

The amendment as amended was lost.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

The Senate resumed consideration of Senate Joint Resolution 16.

Roll call revealed all members present.

Senator Rigler called up the amendment, filed by him, to Senate Senate Joint Resolution 16 and found on pages 323, 324 and 325 of the Senate Journal.

Senator Wolf offered the following amendment to the amendment:

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.....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

Senator Wolf moved the adoption of the amendment to the amendment.

Roll call was requested.

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

Ayes, 14:

Coleman	Gilmour	Nolan	Turner
Dykhouse	Hoschek	O'Malley	Wiley
Eppers	Mincks	Putney	Wolf
Frommelt	Moore		

Nays, 36:

Brown	Getting	Nystrom	Shoeman
Buck	Gray	Phelps	Stuart
Butler	Grimstead	Potter	Vance
Cowden	Hansen	Prentis	Van Eaton
Curran	Hill	Price	Walker
Elijah	Hoxie	Rigler	Walter
Elvers	Long	Schroeder	Wearin
Fisher	Lucken	Scott	Weber
Flatt	Lynes	Shaff	Wilson

Absent or not voting, none.

The amendment to the amendment was lost.

Senator Rigler moved the adoption of the amendment.

Roll call was requested.

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

Ayes, 20:

Brown	Mincks	Potter	Turner
Coleman	Moore	Rigler	Van Eaton
Dykhouse	Nolan	Schroeder	Wearin
Frommelt	Nystrom	Shoeman	Wiley
Hoschek	O'Malley	Stuart	Wolf

Nays, 30:

Buck	Flatt	Long	Scott
Butler	Getting	Lucken	Shaff
Cowden	Gilmour	Lynes	Vance
Curran	Gray	Phelps	Walker
Elijah	Grimstead	Prentis	Walter
Elvers	Hansen	Price	Weber
Eppers	Hill	Putney	Wilson
Fisher	Hoxie		

Absent or not voting, none.

The amendment was lost.

Senator Shaff called up the amendment to Senate Joint Resolution 16 filed by him and found on pages 325, 326 and 327 of the Senate Journal.

Senator Turner raised a point of order on the amendment for the reason that the subject matter contained therein had previously been considered and rejected.

The Chair ruled the point not well taken and the amendment in order.

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of line 39 and inserting in lieu thereof the following: "fifty-eight (58) being allowed.".

The amendment to the amendment was adopted.

Senator Shaff moved the adoption of the amendment as amended.

Roll call was requested.

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

Rule 8 was invoked.

Ayes, 25:

Buck	Flatt	Lucken	Scott
Butler	Getting	Lynes	Shaff
Cowden	Gray	Phelps	Vance
Curran	Grimstead	Prentis	Walker
Elijah	Hoxie	Price	Weber
Elvers	Long	Putney	Wilson
Fisher			

Nays, 25:

Brown	Hill	O'Malley	Turner
Coleman	Hoschek	Potter	Van Eaton
Dykhouse	Mincks	Rigler	Walter
Eppers	Moore	Schroeder	Wearin
Frommelt	Nolan	Shoeman	Wiley
Gilmour	Nystrom	Stuart	Wolf
Hansen			

Absent or not voting, none.

The Chair in announcing the result of the roll call stated that the Senate was equally divided, and in accordance with the constitution of the State of Iowa, he would vote "aye" on the adoption of the amendment as amended, and declared the amendment adopted.

RESIGNATION OF EMPLOYEE

Senator Putney announced the resignation of Joe J. Patrick as head policeman effective February 21, 1961.

APPOINTMENT OF EMPLOYEE

Senator Putney announced the resignation of Reese M. Spaur as policeman and his appointment as head policeman effective March 1, 1961.

MOTION TO SUBSTITUTE

MR. PRESIDENT: I move to substitute Senate Joint Resolution 10 for Senate Joint Resolution 16, now on the calendar.

JOHN A. WALKER.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R. 25 Judiciary 1
S. F. 288 Judiciary 2
S. F. 289 Governmental affairs
S. F. 290 Cities and towns
S. F. 291 Social security
S. F. 293 Cities and towns
S. F. 294 Governmental affairs
S. F. 295 Judiciary 1

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S. F. 296 Cities and towns
S. F. 297 Schools and educational institutions
S. F. 299 Conservation
S. F. 300 Ways and means
S. F. 302 Military affairs
S. F. 303 Military affairs
S. F. 304 Transportation and highway safety
S. F. 305 Public lands and buildings
S. F. 306 Judiciary 1
S. F. 307 Agriculture
H. F. 30 Cities and towns
H. F. 71 Schools and educational institutions
H. F. 87 Judiciary 2
H. F. 106 Highways
H. F. 142 Cities and towns
H. F. 157 Schools and educational institutions
H. F. 268 Judiciary 1

REPORTS OF COMMITTEES

Senator Van Eaton submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 13**, a bill for an act relating to the issuance of sewer bonds by cities and towns, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 191**, a bill for an act to amend, clarify, broaden and improve the laws of the State of Iowa concerning municipalities, especially relating to sanitary sewer systems, by amending chapter three hundred ninety-three (393), Code 1958, relating to sewer rentals, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 156**, a bill for an act relating to civil service preferred lists in cities of one hundred thousand or more population and to amend section three hundred sixty-five point eleven (365.11), Code 1958, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Senator Walker submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 185**, a bill for an act relating to importation of swine into Iowa, begs leave to report it has had the same under consideration nad recommends the same **be amended in accordance with the Walker amendment filed February 10, 1961, found on page 274 of the Senate Journal, and the Getting and Walker amendment filed February 21, 1961, found on page 362 of the Senate Journal and when so amended the bill do pass.**

JOHN A. WALKER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 2**, a bill for an act relating to the appointment of members to the the state soil conservation committee, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOHN A. WALKER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 228**, a bill for an act relating to the state apiarist, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOHN A. WALKER, *Chairman.*

Ordered passed on file.

Senator Flatt submitted the following report:

MR. PRESIDENT: Your committee on military affairs to which was referred **Senate File 35**, a bill for an act relating to the Iowa national guard and the Iowa air national guard and to amend various sections of the Code relating thereto, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOSEPH B. FLATT, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on military affairs to which was referred **Senate File 130**, a bill for an act relating to the Iowa national guard and the Iowa air national guard and to amend various sections of the Code relating thereto, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOSEPH B. FLATT, *Chairman.*

Ordered passed on file.

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 167**, a bill for an act to prohibit all other hunting during shotgun deer season, and to provide for the free licensing of owners and tenants of land to hunt deer on such land, begs leave to report it has had the same under consideration and recommends the same **do pass.**

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **House File 14**, a bill for an act relating to hunting and fishing upon cultivated or inclosed lands, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend section 1 of Senate Joint Resolution 24 as follows:

1. By adding the following after "adjournment." in line 181:

"Section 17. Appropriation bills may be approved in whole or in part by the governor and the part approved shall become law. Any item objected to shall be returned, with his objections, to the house in which it originated in the same manner as provided for other bills.".

2. By striking the figure "17" in line 182 and inserting the figure "18", by striking the figure "18" in line 194 and inserting the figure "19", by striking the figure "19" in line 205 and inserting the figure "20", by striking the figure "20" in line 211 and inserting the figure "21", by striking the figure "21" in line 221 and inserting the figure "22", by striking the figure "22" in line 224 and inserting the figure "23", by striking the figure '23" in line 230 and inserting the figure "24".

C. EDWIN GILMOUR.

Amend Senate File 193 by striking section 1 and substituting in lieu thereof the following:

Section 1. Amend section four hundred fifty point seven (450.7), Code 1958, by striking the word "includable" in line seven (7) and inserting in lieu thereof "which has been reported for taxation".

Strike the figures "1941" in line nine (9) and insert "1951".

CLIFFORD M. VANCE.

Amend Senate File 260 as follows:

By striking all of lines 3, 4, and 5, in section 2, and inserting in lieu thereof the following: "publication in the Daily Record, a newspaper published at Cedar Falls, Iowa, and the Waterloo Daily Courier, a newspaper published at Waterloo, Iowa,".

MELVIN H. WOLF.

Amend Senate File 261 as follows:

By striking all of lines 3, 4, and 5, in section 2, and inserting in lieu thereof the following: "publication in the Daily Record, a newspaper published at Cedar Falls, Iowa, and the Waterloo Daily Courier, a newspaper published at Waterloo, Iowa,".

MELVIN H. WOLF.

Amend Senate File 262 as follows:

By striking all of lines 3 through 6, section 2, and inserting in lieu thereof the following: "publication in the Daily Record, a newspaper published at Cedar Falls, Iowa, and the Waterloo Daily Courier, a newspaper published at Waterloo, Iowa, all without expense to the state.".

MELVIN H. WOLF.

Amend Senate File 341 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend subsection two (2) of section three hundred six point two (306.2), Code 1958, by striking in lines three (3) and four (4) the words 'or adjacent to'.".

D. C. NOLAN.

Amend House File 49 by striking all of section 1 and by inserting in lieu thereof the following:

Section 1. Section five hundred forty-three point one (543.1), subsection seven (7), Code 1958, is hereby amended by striking from lines four (4), five (5), and six (6) thereof the following: "but shall not mean the United States or Iowa state government or any subdivision or agency of either", and inserting in lieu thereof the following:

"and, except with respect to the privilege of operating a warehouse under this chapter, shall include the United States or Iowa state government, or any subdivision or agency of either."

LEROY GETTING.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 23, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Robert Jacobs, pastor of the Evangelical and Reformed Church, Elkader, Iowa.

PETITION

By Senator Hoxie, from thirty residents of Page County favoring proposed liquor legislation and control of key clubs.

PRESENTATION OF VISITORS

Senator Elijah asked and received unanimous consent to present to the Senate twelve students, members of the political science class at Cornell College, who were present in the balcony accompanied by their professor, Mr. Charles Foster.

Senator Prentis asked and received unanimous consent to present to the Senate sixty school boys from the Leon, Garden Grove, Weldon and Grand River area who were present in the balcony. The students, also members of the Boy Scouts, were accompanied by their leader, Forrest Miller.

INTRODUCTION OF BILLS

Senate File 356, by Senator Moore, a bill for an act to legalize and validate the proceedings of the board of directors of the Woodbine Community School District, in the counties of Harrison and 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 357, by Senator Wiley, a bill for an act relating to joint use of municipal sewers.

Read first and second times and passed on file.

Senate File 358, by Senators Lucken, Walker, Potter, Hansen, Gray and Turner, a bill for an act relating to the adoption of rules on standards of value for assessment purposes by the state tax com-

mission, and relating to the creation of an assessors' advisory board in connection therewith.

Read first and second times and passed on file.

Senate File 359, by committee on agriculture, a bill for an act providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture, sale, offering for sale or exposing for sale, or having in possession with intent to sell, meat and meat products that are adulterated or deleterious or not in compliance with this act; regulating labeling and advertising; and prescribing penalties for violations of this act.

Read first and second times and placed on the calendar.

Senate File 360, by Senators Hoschek and Eppers, a bill for an act relating to levee and drainage districts and improvements on petition or by mutual agreement as provided in chapter four hundred fifty-five (455), Code 1958.

Read first and second times and passed on file.

Senate File 361, by Senators Gilmour, Wolf and Coleman, a bill for an act to amend section seven hundred thirty-five point four (735.4), Code 1958, relating to the display of discriminating signs.

Read first and second times and passed on file.

Senate File 362, by Senators Long, Shaff, Schroeder and Wolf, a bill for an act to amend section four hundred twenty-seven point one (427.1) Code 1958, relating to the exemption from taxation of property in the possession of an Iowa bank or trust company pursuant to certain pension, profit sharing, unemployment compensation, stock bonus or other retirement, deferred benefit or employee welfare plans.

Read first and second times and passed on file.

Senate File 363, by Senator Putney, 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 364, by Senator O'Malley, a bill for an act relating to contributions by public employees to nonprofit corporations conducting a nonprofit appeal for support of health, welfare and recreation agencies.

Read first and second times and passed on file.

Senate File 365, by Senators Shaff and Stuart, a bill for an act relating to not for profit 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.

Senate File 366, by Senator Price, a bill for an act relating to the control of motor vehicle truck operators by the commerce commission.

Read first and second times and passed on file.

Senate File 367, by Senator Shaff, a bill for an act to amend section four hundred twenty-two point forty-two (422.42), Code 1958, relating to retail sales tax and to redefine personal property sold for processing.

Read first and second times and passed on file.

Senate Joint Resolution 28, by Senators Gilmour and Shaff, a joint resolution proposing to amend article two (II) of the Constitution of the State of Iowa relating to the right of suffrage, and specifically providing that no person otherwise qualified under article two (II), to be an elector shall be denied the right to vote in presidential or vice presidential elections merely because of the constitutional residence requirements.

Read first and second times and passed on file.

Senate File 368, by Senators Butler and O'Malley, a bill for an act relating to the use of vending machines in the sale of cigarettes.

Read first and second times and passed on file.

Senate File 369, by Senator Schroeder, a bill for an act relating to the compensation of mayors in cities under special charter.

Read first and second times and passed on file.

Senate File 370, by Senator Schroeder, a bill for an act granting to the city of Davenport, Iowa, title to the bed and banks of the Mississippi River and islands and made lands therein, from the old city limits to the now existing city limits.

Read first and second times and passed on file.

Senate File 371, by committee on judiciary 1, a bill for an act to amend section four hundred fifty point twenty-six (450.26), Code 1958, relating to mileage of inheritance tax appraisers.

Read first and second times and placed on the calendar.

Senate File 372, by committee on judiciary 1, a bill for an act to

amend section four hundred fifty point three (450.3), Code 1958, relating to inheritance tax and which will make the Iowa rule and the federal rule the same and will eliminate the present conflict that now exists and will make for better administration of inheritance tax.

Read first and second times and placed on the calendar.

Senate File 373, by committee on judiciary 1, a bill for an act to amend section four hundred fifty point twelve (450.12), Code 1958, relating to inheritance tax deduction of debts.

Read first and second times and placed on the calendar.

Senate File 374, by committee on social security, a bill for an act to amend section eighty-five point fifty-five (85.55), Code 1958, relating to workmen's compensation to provide for a hearing and determination in cases of refusal of employees to sign waivers because of certain physical defects.

Read first and second times and placed on the calendar.

Senate File 375, by Senators Buck, Hill and Frommelt, a bill for an act pertaining to the definition of "total and partial unemployment."

Read first and second times and passed on file.

Senate File 376, by Senators Price and O'Malley, a bill for an act to permit collection of sales tax only on the cash difference in sales of farm equipment where a trade-in is involved.

Read first and second times and passed on file.

Senate File 377, by Senators Gilmour and Wearin, a bill for an act to amend section six hundred thirty-three point three (633.3), Code 1958, relating to limitation on disposal of will.

Read first and second times and passed on file.

Senate File 378, by Senator Mincks, a bill for an act to amend section ninety-six point three (96.3), Code 1958, as amended by subsection three (3), section one (1), chapter one hundred twelve (112), Acts of the Fifty-eighth General Assembly, relating to an extension of duration of employment security benefits.

Read first and second times and passed on file.

Senate File 379, by Senators Vance, Coleman, Dykhouse, Hansen and Brown, a bill for an act to prohibit the obtaining of telecommunications service fraudulently, and providing a penalty therefor.

Read first and second times and passed on file.

Senate File 380, by Senators Hill and Gilmour, a bill for an act to make appropriation to Rock Creek Lake, Jasper County.

Read first and second times and passed on file.

Senate File 381, by Senators Getting, Butler and Walker, a bill for an act to amend section five hundred twenty-eight point eighty-two (528.82), Code 1958, and section five hundred twenty-eight point eighty-four (528.84), Code 1958, to increase penalties for certain violations by staffs in banks and for the making of false statements or entries or diversion of funds.

Read first and second times and passed on file.

Senate File 382, by Senators Potter and Turner, a bill for an act relating to adult probation officers and presentence investigation.

Read first and second times and passed on file.

Senate File 383, by Senator O'Malley, a bill for an act to amend section ninety-seven B point fifty-two (97B.52), Code 1958, relating to the Iowa Public Employees' Retirement System.

Read first and second times and passed on file.

Senate File 384, by Senator O'Malley, a bill for an act to amend chapter four hundred three (403), Code 1958, relating to urban renewal.

Read first and second times and passed on file.

Senator Putney asked and received unanimous consent to take up out of order Senate File 222.

THIRD READING OF BILLS

On motion of Senator Putney, Senate File 222, 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 Putney moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

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

Ayes, 49 :

Brown	Dykhouse	Frommelt	Hoschek
Buck	Elijah	Getting	Hoxie
Butler	Elvers	Gray	Long
Coleman	Eppers	Grimstead	Lucken
Cowden	Fisher	Hansen	Lynes
Curran	Flatt	Hill	Mincks

Moore	Price	Shoeman	Walter
Nolan	Putney	Stuart	Wearin
Nystorm	Rigler	Turner	Weber
O'Malley	Schroeder	Vance	Wiley
Phelps	Scott	Van Eaton	Wilson
Potter	Shaff	Walker	Wolf
Prentis			

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.

RECONSIDERATION OF HOUSE FILE 49

Senator Getting asked and received unanimous consent to reconsider the vote by which the report of the committee on enrolled bills on House File 49 was adopted.

Senator Getting moved to reconsider the vote by which House File 49 passed the Senate, which motion prevailed.

Senator Getting moved to reconsider the vote by which House File 49 went to its third reading, which motion prevailed.

On motion of Senator Getting, House File 49, a bill for an act relating to the definition of "person" as defined in chapter five hundred forty-three (543), Code 1958, relating to bonded warehouses for agricultural products, was taken up for further consideration.

Senator Getting offered the following amendment and moved its its adoption:

Amend House File 49 by striking all of section 1 and by inserting in lieu thereof the following:

Section 1. Section five hundred forty-three point one (543.1), subsection seven (7), Code 1958, is hereby amended by striking from lines four (4), five (5), and six (6) thereof the following: "but shall not mean the United States or Iowa state government or any subdivision or agency of either", and inserting in lieu thereof the following:

"and, except with respect to the privilege of operating a warehouse under this chapter, shall include the United States or Iowa state government, or any subdivision or agency of either."

The amendment was adopted.

Senator Getting asked and received unanimous consent to withdraw the amendment filed by him and found on page 339 of the Senate Journal.

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

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

Ayes, 47:

Brown	Gilmour	Nolan	Stuart
Buck	Gray	Nystrom	Turner
Butler	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Getting	Moore	Shoeman	

Nays, 1:

O'Malley

Absent or not voting, 2:

Coleman 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 adopted the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 12, a joint resolution creating a joint, bipartisan committee to study the public school system and laws in Iowa, and to make a report to the Sixtieth 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 147, a bill for an act relating to creeper lanes on certain roads.

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

Senate Concurrent Resolution 14, authorizing the state comptroller to pay legislative bills.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 147, a bill for an act relating to creeper lanes on certain roads.

Read first and second times and passed on file.

House Joint Resolution 12, a joint resolution creating a joint, bipartisan committee to study the public school system and laws in Iowa,

and to make a report to the Sixtieth General Assembly, and to make an appropriation therefor.

Read first and second times and passed on file.

SPECIAL ORDER

The Chair announced that the Senate would return to the "Special Order" for the consideration of Senate Joint Resolution 16, under the Call of the Senate filed on same.

Roll call revealed all members present.

On motion of Senator Shaff, Senate Joint Resolution 16 was taken up for further consideration.

Senator Coleman offered the following amendment and moved its adoption:

Amend Senate Joint Resolution 16 by striking the period in line 46 and adding thereto the following:

"except that counties shall not be divided that fall within the ten (10) per cent deviation."

Roll call was requested.

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

Ayes, 11:

Brown	Eppers	Hoschek	Potter
Coleman	Gilmour	Mincks	Walter
Elvers	Hill	Nolan	

Nays, 38:

Buck	Gray	Phelps	Stuart
Butler	Grimstead	Prentis	Turner
Cowden	Hansen	Price	Vance
Curran	Hoxie	Putney	Van Eaton
Dykhouse	Long	Rigler	Walker
Elijah	Lucken	Schroeder	Wearin
Fisher	Lynes	Scott	Weber
Flatt	Moore	Shaff	Wiley
Frommelt	Nystrom	Shoeman	Wilson
Getting	O'Malley		

Not voting, 1:

Wolf

The amendment was lost.

Senator Buck moved the previous question on the resolution, which motion was lost.

POINT OF ORDER

Senator Schroeder raised a point of order and requested a ruling by the Chair as to whether or not a motion to reconsider the vote by

which the amendment by Senator Rigler failed of adoption was in order.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

SPECIAL ORDER (CONTINUED)

Roll call revealed all members present.

The Senate resumed consideration of Senate Joint Resolution 16.

On the point of order raised by Senator Schroeder, the Chair ruled that a motion to reconsider the vote by which the Rigler amendment failed of adoption was in order, provided reconsideration has already been had on the main question.

In this particular case a motion can be made in the following manner: "I move to reconsider the vote by which the Rigler amendment failed of adoption and also move the reconsideration of the vote by which the Shaff amendment was adopted."

The above motion may be made by anyone who voted on the prevailing side of the Rigler amendment.

In accordance with Rule 13, a division of the question may be called for. If such a division is requested the Chair rules that two separate motions must be filed—one motion to reconsider the Rigler amendment by anyone who voted on the prevailing side, and a second motion to reconsider the Shaff amendment by anyone voting on the prevailing side of the latter amendment.

MOTION TO RECONSIDER

Senator Hill called up the following "Motion to Reconsider" filed by him and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which the Rigler amendment failed of adoption and also move the reconsideration of the vote by which the Shaff amendment was adopted.

Division was called for.

The Chair, in accordance with Senate Rule 13, requested the filing of individual motions.

No motions being filed, the Senate proceeded with the main question.

ANNOUNCEMENT BY CHAIR

Under Robert's Rules of Order, the remaining amendments and motions to substitute are out of order since they seek to amend the substitute resolution.

Senator Shaff offered the following amendment and moved its adoption:

Amend the title to Senate Joint Resolution 16 by striking all after "Resolution 16" in line 1 and inserting in lieu thereof the following: "proposing a constitutional amendment to the Constitution of the State of Iowa relating to the composition of the general assembly, the basis of representation of the members thereof, and to amend such Constitution by repeal of section six (6), article three (III) thereof, section thirty-four (34) of such article three (III) thereof and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of such article three (III), and the 1904 amendment to each such section, and section thirty-seven (37) of said article three (III), and proposing substitutes in lieu thereof."

The amendment was adopted.

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

Senate Joint Resolution 16, a joint resolution proposing a constitutional amendment to the Constitution of the State of Iowa relating to the composition of the general assembly, the basis of representation of the members thereof, and to amend such Constitution by repeal of section six (6), Article three (III) thereof, section thirty-four (34) of such Article three (III) thereof and the 1904 and 1928 amendments thereto, Sections thirty-five (35) and thirty-six (36) of such Article three (III), and the 1904 amendment to each such section, and section thirty-seven (37) of said Article three (III), and proposing substitutes in lieu thereof.

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), section thirty-four (34) of Article three (III) and the 1904 and 1928 amendments thereto, Sections thirty-five (35) and thirty-six (36) of Article three (III) and the 1904 amendment to each such section, and Section thirty-seven (37) of Article three (III) are hereby repealed and the following proposed in lieu thereof:

"Section 6. The senate shall consist of fifty-eight (58) senators, one (1) senator elected from each senatorial district. For each redistricting, changed senatorial districts shall be so classified by lot

by the redistricting authority so that as nearly as possible one-half of the senators shall be elected every two (2) years.

"If a senatorial district is unchanged or is reduced in size and no new territory is added to it, and the incumbent senator resides in the district of reduced size or the unchanged district, he shall be permitted to complete the term for which he was elected, and the senatorial district shall remain in the same class of districts.

"The redistricting authority shall provide in its redistricting statement, law, or court order for the cutting short of terms of senators, where necessary. Any senator whose term is cut short by a redistricting shall not be compensated for the uncompleted part of his term.

"Section 34. The house of representatives shall consist of ninety-nine (99) members, one (1) elected from each county as county lines existed on January 1, 1961.

"Section 35. Senatorial districts shall meet the following requirements:

"1. Each shall have a population, as shown by the most recent decennial United States census, equal to that of every other district, a deviation of no more than ten (10) percent from the population unit (the state population divided by fifty-eight (58)) being allowed.

"2. Each shall consist of compact and contiguous territory; areas joined only at the point of a corner shall not be regarded as contiguous.

"3. So far as practicable, a county shall not be divided unless it is entitled to more than one (1) district, and senatorial district lines shall conform to township and voting district boundaries.

"Section 36. In 1965 and in the year ending in three (3) of each decade thereafter, the senatorial districts shall be redistricted.

"By November fifteen (15) in 1964 and in the year ending in two (2) of each decade thereafter, a ten (10) member redistricting commission shall be appointed to redistrict senatorial districts. The state central committee of the two (2) political parties casting the largest number of votes for governor in the last preceding election shall each appoint five (5) qualified voters. If a party fails to submit such names to the secretary of state by November fifteen (15), the supreme court shall promptly appoint the members from such party. Compensation for members of the commission shall be established by law.

"By February one (1) of the year following its appointment, the redistricting commission shall file with the secretary of state a statement of its action, including the boundaries and classification of senatorial districts. To be valid, this statement must be signed by seven

(7) members. The general assembly may amend this statement or enact a substitute, but such action must be taken by May one (1) of such year.

"If the redistricting commission does not file its redistricting statement by February one (1) of the year following its appointment, the general assembly shall redistrict the senatorial districts in a single legislative enactment by May one (1) of such year.

"If the commission and the general assembly fail to redistrict within the time allotted, the supreme court shall redistrict by October one (1) of such year. The action of the court shall be entered and certified to the secretary of state by court order, which shall be final.

"Before June one (1) of such year, any ten (10) members of the general assembly may petition the supreme court to determine whether the redistricting of the commission or the general assembly substantially complies with the redistricting provisions of the constitution. If the redistricting substantially complies, the court shall so notify the secretary of state, and the decision shall be final. If the court determines that the redistricting does not substantially comply, it shall redistrict as provided in the preceding paragraph of this section.

"Section 37. Redistricting shall take effect beginning for the nomination and election of senators for the next regular session of the general assembly following the adoption of the redistricting statement, law, or court order. When a congressional or senatorial district shall be composed of two (2) or more counties, it shall not be entirely separated by any county belonging to another district, and no county shall be divided in forming a congressional district.".

Sec. 2. The foregoing proposed amendment to the Constitution of the State of Iowa is hereby referred to the legislature 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 (3) months previous to the time of making such choice.

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

Yeas, 27:

Buck	Fisher	Lucken	Scott
Butler	Flatt	Lynes	Shaff
Coleman	Getting	Phelps	Vance
Cowden	Gray	Prentis	Walker
Curran	Grimstead	Price	Weber
Eljah	Hoxie	Putney	Wilson
Elvers	Long	Rigler	

Nays, 23:

Brown	Eppers	Gilmour	Hill
Dykhouse	Frommelt	Hansen	Hoschek

Mincks	O'Malley	Stuart	Wearin
Moore	Potter	Turner	Wiley
Nolan	Schroeder	Van Eaton	Wolf
Nystrom	Shoeman	Walter	

Absent or not voting, none.

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

Senator Shaff asked unanimous consent that Senate Joint Resolution 16 be immediately messaged to the House.

Objection was raised.

Senator Shaff moved that Senate Joint Resolution 16 be immediately messaged to the House.

Roll call was requested.

On the question "Shall Senate Joint Resolution 16 be immediately messaged to the House?" the vote was:

Ayes, 24:

Buck	Fisher	Long	Scott
Butler	Flatt	Lucken	Shaff
Cowden	Getting	Lynes	Vance
Curran	Gray	Phelps	Walker
Elijah	Grimstead	Prentis	Weber
Elvers	Hoxie	Price	Wilson

Nays, 26:

Brown	Hill	Potter	Turner
Coleman	Hoschek	Putney	Van Eaton
Dykhouse	Mincks	Rigler	Walter
Eppers	Moore	Schroeder	Wearin
Frommelt	Nolan	Shoeman	Wiley
Gilmour	Nystrom	Stuart	Wolf
Hansen	O'Malley		

Absent or not voting, none.

The motion having failed to receive a constitutional and two-thirds majority was declared to have failed of adoption.

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.

Roll call was requested.

On the question "Shall the vote by which the resolution passed the Senate be reconsidered and the motion to reconsider laid on the table?" the vote was:

Ayes, 24:

Buck	Flatt	Lucken	Scott
Butler	Getting	Lynes	Shaff
Cowden	Gray	Phelps	Vance
Curran	Grimstead	Prentis	Walker
Elijah	Hoxie	Price	Weber
Fisher	Long	Putney	Wilson

Nays, 26:

Brown	Hansen	O'Malley	Turner
Coleman	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Rigler	Walter
Elvers	Mincks	Schroeder	Wearin
Eppers	Moore	Shoeman	Wiley
Frommelt	Nolan	Stuart	Wolf
Gilmour	Nystrom		

Absent or not voting, none.

The motion was lost.

EXPLANATION OF VOTE ON SENATE JOINT RESOLUTION 16

MR. PRESIDENT, MEMBERS OF THE SENATE:

Yesterday I used a great deal of the time of the Senate opposing the Shaff plan for the following reasons: first, with this plan the Senate loses its role as the stabilizing chamber set up to protect areas; second, the Shaff plan creates division, the city versus the small town and farm.

I do not believe in the Shaff plan; my district does. Yesterday I spoke as a person; but today I plan to vote for the district.

There has been no improper pressure on me here nor at home; no letters, no telegrams. I have had four friendly calls; two this morning, one from my neighbor three miles away. I also had my two farm bureau legislative committees here last Thursday. They knew then I was opposing this plan.

Today the score is 27,500 to 1 in my district. I am in the minority.

Since we have to pass this plan in identical form in two years, I hope we see our error, if we pass the plan today, and save the Senate for the good of all Iowa. I plan to work with my district, and to change its position in the interim. I make no pledges to support the Shaff plan in 1963.

Today I plan to vote "No" for my district and for Iowa.

EDWARD A. WEARIN.

EXPLANATION OF VOTE ON SENATE JOINT RESOLUTION 16

I have always felt that a reapportionment bill should provide for a Senate based on area and a House based on population. I still feel this way. But I am dedicated to the passage this session of a decent reapportionment bill, as is the Republican party. My reason for voting in favor of Senate Joint Resolution 16, the Shaff plan, is that I am now convinced this offers the last hope this session of passing any kind of workable plan. We in the Senate who have opposed the Shaff plan up to now had our chance February 22 to adopt any one of several plans basing the Senate on area. Each of them failed, twenty votes being the most support in favor of any of our alternatives; this was the amendment filed by myself and was basically the Stuart plan. While I feel the Shaff plan has many weaknesses, its passage will give the people of Iowa an opportunity to study it in the months ahead; their views will, of course, be expressed and carefully considered by the Sixtieth General Assembly.

ROBERT R. RIGLER.

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

The Senate reconvened, President Mooty presiding.

INTRODUCTION OF BILLS

Senate File 385, by Senators Long, Prentis, Lynes, Flatt, Getting, Scott, Price, Nolan, Gray, Fisher, Phelps, Wilson, Elijah, Vance, Stuart, Dykhouse, Weber, Butler, Buck and Nystrom, a bill for an act to create a school property tax replacement fund, to provide for the revenue for its establishment and to prescribe the method for making distributions from such fund.

Read first and second times and passed on file.

Senate File 386, by Senator Lynes, a bill for an act relating to the giving of bond by the commissioner of public safety.

Read first and second times and passed on file.

Senate File 387, by Senators Hoxie and Shoeman, a bill for an act relating to congressional districts.

Read first and second times and passed on file.

Senate File 388, by Senators Scott, Wiley, Long, Price, Putney, Fisher and Prentis, a bill for an act to repeal section forty point one (40.1), Code 1958, and to enact a substitute therefor, redistricting the state into seven (7) congressional districts.

Read first and second times and passed on file.

Senate File 389, by Senator O'Malley, a bill for an act to provide for the reservation of right-of-way for future streets in cities and towns and providing for relief in case of undue hardships caused by right-of-way reservation.

Read first and second times and passed on file.

Senate File 390, by Senators Schroeder and Long, a bill for an act to amend chapter ninety-six (96), Code 1958, as amended by chapter one hundred twelve (112), Acts of the Fifty-eighth General Assembly, relating to employment security, the determination and payment of unemployment compensation benefits, disqualification for benefits, joint employers' accounts, and the definition of terms.

Read first and second times and passed on file.

Senate File 391, by Senator Potter, a bill for an act to amend section seven hundred seventy-eight point nine (778.9), Code 1958, relating to the right of change of venue.

Read first and second times and passed on file.

Senate File 392, by Senators Flatt, Vance, Walker, Coleman and Frommelt, a bill for an act relating to the powers of the bureau of labor.

Read first and second times and passed on file.

Senate File 393, by Senator Flatt, a bill for an act to levy and provide for the collection of a severance tax on certain natural mineral products and to allocate the tax so collected.

Read first and second times and passed on file.

Senate File 394, by Senators Buck, Rigler, Nolan and Shaff, a bill for an act relating to the power of cities and counties to jointly undertake the erection of government buildings and to lease a portion thereof to the general public and to finance such undertakings by the issuance of revenue bonds.

Read first and second times and passed on file.

Senate File 395, by Senators Gilmour and Mincks, a bill for an act to amend chapter five hundred thirty-five (535), Code 1958, relating to compelling all persons who charge interest to provide an itemized list of all interest, charges, or other fees.

Read first and second times and passed on file.

Senate File 396, by Senator O'Malley, a bill for an act to amend chapter three hundred thirty-two (332), Code 1958, relating to the power of boards of supervisors to adopt electrical codes and to regulate and inspect electrical installations.

Read first and second times and passed on file.

Senate File 397, by Senator Hoschek, a bill for an act to amend section ninety-one point four (91.4), Code 1958, and section seventy-three point three (73.3), Code 1958, relating to compiling and promulgation of prevailing wage rates for public contracts.

Read first and second times and passed on file.

Senate File 398, by Senators Elijah and Weber, a bill for an act relating to the sale of checks, money orders, and other written instruments for the transmission or payment of money.

Read first and second times and passed on file.

Senate File 399, by Senators Buck, Walker, Flatt, Price and Fisher, a bill for an act pertaining to residents in an institution under old-age assistance.

Read first and second times and passed on file.

Senate File 400, by Senator Putney, a bill for an act relating to the cost of tiling across public highways.

Read first and second times and passed on file.

Senate File 401, by Senators Frommelt and Schroeder, 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 402, by Senators Schroeder and Shaff, a bill for an act to provide that any release of liability for personal injury which is obtained while the injured party is confined in a hospital shall be void.

Read first and second times and passed on file.

Senate File 403, by Senators Nolan, Dykhouse, Buck, O'Malley, Van Eaton, Shaff, and Frommelt, a bill for an act relating to revenue bonds for highway construction.

Read first and second times and passed on file.

Senate File 404, by Senator Schroeder, a bill for an act relating to proposed expenditures of county funds by county conservation boards.

Read first and second times and passed on file.

Senate File 405, by Senators Lucken, Lynes, Shaff, Gilmour and Coleman, a bill for an act to provide for the election of the members of the budget and financial control committee by the members of the House of Representatives and the Senate.

Read first and second times and passed on file.

Senate File 406, by Senators Lucken, Lynes, Shaff, Gilmour and Coleman, a bill for an act to provide for committees in the House and Senate to judge all election contests.

Read first and second times and passed on file.

Senate File 407, by Senator Shaff, a bill for an act relating to territory annexed by a city at the request of the owner.

Read first and second times and passed on file.

Senate File 408, by Senators Turner, Lucken, Nolan, Shoeman, Nystrom, Vance and Butler, a bill for an act to amend chapter one hundred thirty-five D (135D), Code 1958, relating to the licensing,

registration and identification of mobile homes, and providing for an increase in the monthly fees thereon.

Read first and second times and passed on file.

Senate File 409, by Senator Mincks, a bill for an act to amend section eighty-five point fifty-five (85.55), Code 1958, relating to waivers of workmen's compensation.

Read first and second times and passed on file.

Senate File 410, by Senators Buck, Elijah and Long, a bill for an act relating to liens on personal property.

Read first and second times and passed on file.

Senate File 411, by Senators Shaff and Stuart, a bill for an act to amend chapter three hundred twenty-one (321), Acts of the Fifty-eighth General Assembly, relating to corporations for profit.

Read first and second times and passed on file.

Senate File 412, by Senator Coleman, a bill for an act to amend chapter two hundred seventy-nine (279), Code 1958, and chapter two hundred ninety (290), Code 1958, relating to creating a teacher tenure law and an Iowa teacher tenure board.

Read first and second times and passed on file.

Senate File 413, by Senators Hoxie, Coleman and Moore, a bill for an act to create a state agricultural products utilization committee and to make an appropriation therefor.

Read first and second times and passed on file.

Senate File 414, by Senator Hoxie, a bill for an act to make appropriations to the members of the Iowa-Nebraska boundary study committee, namely: Frank M. Hoxie, J. T. Dykhouse, Robert G. Moore, William E. Darrington, Lester Kluever, Willard M. Freed and Fred M. Jarvis.

Read first and second times and passed on file.

Senate File 415, by Senators Stuart and Shaff, a bill for an act relating to the term of office of supreme and district court judges.

Read first and second times and passed on file.

Senate File 416, by Senator Hoxie, a bill for an act to amend chapter one hundred ninety-two (192), Acts of the Fifty-eighth General Assembly, relating to the reorganization of school districts.

Read first and second times and passed on file.

Senate File 417, by Senators Hoxie and Wolf, a bill for an act to amend section four hundred ninety-one point twenty-eight (491.28), Code 1958, relating to corporations.

Read first and second times and passed on file.

Senate File 418, by Senator Prentis, a bill for an act relating to the inclusion of retail sales tax in the retail sales price.

Read first and second times and passed on file.

Senate Joint Resolution 29, by Senators Lucken, Lynes, Shaff, Gilmour and Coleman, 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 passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 257 and House File 292.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 257 and House File 292.

BILL SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate File 257.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R. 26 Cities and towns
S.J.R. 27 Social security
S. F. 308 Military affairs
S. F. 309 Judiciary 1
S. F. 310 Social security
S. F. 311 Social security
S. F. 312 Social security
S. F. 317 Compensation of public officers and employees
S. F. 318 Social security
S. F. 320 Tax revision
S. F. 321 Cities and towns
S. F. 322 Insurance
S. F. 323 Transportation and highway safety
S. F. 324 Social security
S. F. 325 Social security
S. F. 326 Agriculture
S. F. 329 Schools and educational institutions
S. F. 330 Transportation and highway safety
S. F. 331 Transportation and highway safety
S. F. 332 Transportation and highway safety
S. F. 333 Insurance
S. F. 334 Agriculture
S. F. 336 Industrial relations
S. F. 337 Judiciary 2
S. F. 338 Judiciary 1
S. F. 339 Judiciary 2
S. F. 340 Judiciary 1
S. F. 341 Highways
S. F. 342 Highways
S. F. 343 Public health
S. F. 344 Industrial relations
S. F. 345 Public health
S. F. 346 Public health
S. F. 347 Public health
S. F. 348 Public health
S. F. 349 Water rights
S. F. 350 Industrial relations
S. F. 351 Highways
S. F. 352 Highways
S. F. 353 Highways
S. F. 354 Transportation and highway safety
S. F. 355 Water rights
H.J.R. 11 Water rights
H. F. 158 Cities and towns
H. F. 380 Appropriations
S.J.R. 28 Judiciary 1
S. F. 356 Judiciary 2
S. F. 357 Cities and towns
S. F. 358 Tax revision
S. F. 360 Water rights

S. F. 361 Judiciary 2
S. F. 362 Banks, building and loan
S. F. 363 Tax revision
S. F. 364 Social security
S. F. 365 Judiciary 1
S. F. 366 Transportation and highway safety

MOTIONS TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate Joint Resolution 16 passed the Senate.

IRVING D. LONG.

MR. PRESIDENT: I move to reconsider the vote by which Senate Joint Resolution 16 passed the Senate.

C. JOSEPH COLEMAN.

ADDITIONAL COPIES

Senator Potter asked and received unanimous consent that 500 additional copies of Senate File 58 be printed.

Senator Putney asked and received unanimous consent that 500 additional copies of Senate File 44 be printed.

CALL OF THE SENATE

MR. PRESIDENT: We, the undersigned, wish to place a Call of the Senate on all motions pertaining to Senate Joint Resolution 16.

ANDREW FROMMELT.
CHARLES EPPERS.
EDWARD WEARIN.
JOSEPH COLEMAN.
RICHARD TURNER.
LYNN POTTER.
MARTIN WILEY.
PETER F. HANSEN.
JAKE B. MINCKS.
R. G. MOORE.
EUGENE M. HILL.
D. C. NOLAN.
C. EDWIN GILMOUR.

REPORT OF COMMITTEES

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 11**, a bill for an act to amend chapter two hundred four (204), Code 1958, to increase the penalties for narcotic violations and to authorize the state chemists to analyze drugs and devices, 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 235**, a bill for an act to provide that it shall be a crime to give intentional false reports concerning bombs or other explosives, 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 11**, a bill for an act to amend the law relating to registration as a professional engineer and land surveyor, 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 11 as follows:

1. Amend paragraph (a) of subsection 1 of section 3 by striking the word "ten" in line 5 and by inserting in lieu thereof the word "eight".

2. Amend paragraph (a) of subsection 2 of section 3 by striking from line 5 the word "ten" and inserting in lieu thereof the word "eight".

3. Add the following new section:

'Sec. 5. No provisions of this Act shall affect any litigation pending at the time of its enactment.".

W. C. STUART, *Chairman.*

Ordered passed on file.

Senator Wearin submitted the following report:

MR. PRESIDENT: Your committee on Iowa development to which was referred **House Joint Resolution 10**, a joint resolution to designate "The Oak" 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.**

EDWARD A. WEARIN, *Chairman.*

Ordered passed on file.

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 165**, a bill for an act relating to the salaries of judges, clerks and bailiffs of municipal court, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 288**, a bill for an act to legalize and validate the proceedings of the board of directors of the Harmony Community School District, in the counties of Van Buren, Lee and Henry, 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, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 243**, a bill for an act to legalize and validate proceedings of board of directors of Reinbeck Community School District authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring bonds issued pursuant to said pro-

ceedings 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.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 244**, a bill for an act to legalize proceedings for organization and establishment of boundaries of Reinbeck Community School District, 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.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Senator Price submitted the following report:

MR. PRESIDENT: Your committee on transportation and highway safety to which was referred **Senate File 152**, a bill for an act to amend section three hundred twenty-one point two hundred sixty-six (321.266), Code 1958, to provide that a motor vehicle accident involving property damage of one hundred fifty dollars shall be reported, 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 and highway safety to which was referred **Senate File 207**, a bill for an act relating to the safety of pupils while entering or leaving public or private school busses in cities and towns, 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 and highway safety to which was referred **Senate File 223**, a bill for an act relating to motor vehicle speed limits upon bridges located within the corporate limits of cities and towns, 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 and highway safety to which was referred **Senate File 366**, a bill for an act relating to the control of motor vehicle truck operators by the 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.

Senator Grimstead submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 42**, a bill for an act to legalize recording fees charged in certain counties, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 105**, a bill for an act relating to the rules and regulations promulgated by the various state agencies, 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 Nolan and found on page 321 of the Senate Journal, and when so amended the bill do pass.**

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 13 by inserting immediately following the word "improving" in line 6 of section 1 the words "off-street parking facilities,".

GEORGE E. O'MALLEY.

Amend Senate File 210 as follows:

1. Amend section 3, line 8, by inserting after the word "days" the following: "and no dog lawfully licensed at the time of its seizure shall be so tendered unless its owner shall so consent in writing".

2. Further amend section 3, line 8, by inserting after the word "dogs" the following: ", except those actually sick or injured or those lawfully licensed at the time of seizure,".

R. G. MOORE.

Amend Senate File 133 as follows:

1. Amend section five (5), line four (4), by striking the word "associations" and inserting in lieu thereof the word "corporations".

2. Amend section seven (7), line four (4), by striking the period (.) following the word "time" and adding the words "as provided in the articles or bylaws."

3. Amend section fourteen (14), line fifteen (15), by striking the words "shall be as specified in the articles but".

4. Amend section seventeen (17), line twenty-four (24), by inserting after the word "shall" and before the word "be" the following: ", unless otherwise provided in the articles,".

5. Amend section thirty-two (32), lines thirteen (13) and fourteen (14), by striking the words "may at their discretion" and inserting in lieu thereof the words "shall upon receiving official notice". Amend line fifteen (15) by striking the following: ", and members who become ineligible," and inserting

in lieu thereof the words "within one year".

6. Amend section thirty-three (33), subsection seven (7), line eighteen (18) by striking the word "member" and inserting in lieu thereof the word "members".

7. Amend section thirty-seven (37), line four (4), by adding the words "or corporation" after the word "association". Amend line five (5) by inserting the words "or any other" after the word "this" and before the word "chapter".

8. Amend section thirty-nine (39) by striking lines thirteen (13) through twenty-six (26) inclusively.

LEROY GETTING.

Amend Senate File 275 as follows:

By inserting in line 16 of section 1 after the word "owners," the following: "telephone companies having less than two thousand (2,000) stations,".

RICHARD C. TURNER.

On motion of Senator Lynes, the Senate adjourned until 9:45 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 24, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend L. W. Steffen, pastor of the First English Lutheran Church, Spencer, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Shaff for the day on request of Senator Putney; Senator Dykhouse for the day on request of Senator Walker.

PETITION

By Senator Weber, from twenty-five residents of Louisa County in opposition to proposed legislation relating to unwanted dogs.

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

EXECUTIVE SESSION

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

Robert Beebe of Sioux City, Woodbury County, Iowa, as a member of the Conservation Commission for the term ending June 30, 1967.

R. K. Belt of Red Oak, Montgomery County, Iowa, as a member of the Aeronautics Commission for the term ending June 30, 1967.

Marvin R. Selden, Jr., of Des Moines, Polk County, Iowa, as State Comptroller, to begin March 2, 1961, and to serve at the pleasure of the Governor.

The Senate arose from executive session and resumed regular session, President pro tempore Long presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Joint Resolution 14, a joint resolution 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; 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.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 31, 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.

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 to legalize the sale of lots one, four, five, eight and nine in block two in the original town of Walcott, Scott County, Iowa.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 31, 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.

House File 345, a bill for an act to legalize the sale of lots one (1), four (4), five (5), eight (8) and nine (9) in block (2) in the original town of Walcott, Scott County, Iowa.

Read first and second times and passed on file.

PROOF OF PUBLICATION

Published copy of House File 345 and verified proof of publication of said bill in The Daily Times, a newspaper published at Davenport, Iowa, on February 21, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of the Senate.

THIRD READING OF BILLS

On motion of Senator O'Malley, Senate File 191, a bill for an act to amend, clarify, broaden and improve the laws of the State of Iowa concerning municipalities; especially relating to sanitary sewer systems, by amending chapter three hundred ninety-three (393), Code 1958, relating to sewer rentals, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley offered the following amendment and moved its adoption:

Amend Senate File 191, section 3, line 3, by striking "enaced" and inserting in lieu thereof "enacted".

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, 42:

Brown	Frommelt	Lynes	Turner
Buck	Getting	Mincks	Vance
Butler	Gilmour	Nystrom	Van Eaton
Coleman	Gray	O'Malley	Walker
Cowden	Grimstead	Phelps	Walter
Curran	Hansen	Prentis	Wearin
Elijah	Hill	Putney	Weber
Elvers	Hoschek	Rigler	Wiley
Eppers	Hoxie	Scott	Wilson
Fisher	Long	Stuart	Wolf
Flatt	Lucken		

Nays, none.

Absent or not voting, 8:

Dykhouse	Nolan	Price	Shaff
Moore	Potter	Schroeder	Shoeman

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 to take up House File 345.

On motion of Senator Elijah, House File 345, a bill for an act to legalize the sale of lots one (1), four (4), five (5), eight (8), and nine (9) in block two (2) in the original town of Walcott, Scott County, Iowa, 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, 37:

Buck	Grimstead	O'Malley	Vance
Butler	Hansen	Phelps	Van Eaton
Coleman	Hill	Potter	Walker
Cowden	Hoschek	Prentis	Walter
Curran	Hoxie	Putney	Wearin
Elijah	Long	Rigler	Weber
Elvers	Lucken	Scott	Wiley
Eppers	Lynes	Stuart	Wilson
Getting	Mincks	Turner	Wolf
Gray			

Nays, none.

Absent or not voting, 13:

Brown	Frommelt	Nolan	Schroeder
Dykhouse	Gilmour	Nystrom	Shaff
Fisher	Moore	Price	Shoeman
Flatt			

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

Senator Phelps asked and received unanimous consent to take up for consideration Senate File 288, a bill for an act to legalize and validate the proceedings of the board of directors of the Harmony Community School District, in the counties of Van Buren, Lee and Henry, 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.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Phelps moved that the bill be read a third 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	Getting	Lynes	Turner
Butler	Gilmour	Mincks	Vance
Coleman	Gray	O'Malley	Van Eaton
Cowden	Grimstead	Phelps	Walker
Curran	Hansen	Potter	Walter
Elijah	Hill	Prentis	Wearin
Elvers	Hoschek	Putney	Weber
Eppers	Hoxie	Rigler	Wiley
Fisher	Long	Scott	Wilson
Flatt	Lucken	Stuart	Wolf

Nays, none.

Absent or not voting, 10:

Brown	Moore	Price	Shaff
Dykhouse	Nolan	Schroeder	Shoeman
Frommelt	Nystrom		

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

Senator Phelps asked and received unanimous consent that Senate File 288 be immediately messaged to the House, which request was complied with.

On motion of Senator Putney, House File 243, a bill for an act to legalize and validate the proceedings of the board of directors of the Reinbeck Community School District, in the Counties of Grundy, Black Hawk and Tama, 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 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:

Buck	Gray	Nolan	Turner
Butler	Grimstead	Nystrom	Vance
Coleman	Hansen	O'Malley	Van Eaton
Cowden	Hill	Phelps	Walker
Curran	Hoschek	Potter	Walter
Elijah	Hoxie	Prentis	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wiley
Flatt	Lynes	Scott	Wilson
Getting	Mincks	Stuart	Wolf
Gilmour	Moore		

Nays, none.

Absent or not voting, 8:

Brown	Fisher	Price	Shaff
Dykhouse	Frommelt	Schroeder	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 Vance, Senate File 193, a bill for an act relating to liens for inheritance tax, amending section four hundred fifty point seven (450.7), Code 1958, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Vance offered the following amendment and moved its adoption:

Amend Senate File 193 by striking section 1 and substituting in lieu thereof the following:

Section 1. Amend section four hundred fifty point seven (450.7), Code 1958, by striking the word "includable" in line seven (7) and inserting in lieu thereof "which has been reported for taxation".

Strike the figures "1941" in line nine (9) and insert "1951".

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, 42:

Buck	Cowden	Elvers	Flatt
Butler	Curran	Eppers	Getting
Coleman	Elijah	Fisher	Gilmour

Gray	Lynes	Putney	Walker
Grimstead	Mincks	Rigler	Walter
Hansen	Nystrom	Scott	Wearin
Hill	O'Malley	Stuart	Weber
Hoschek	Phelps	Turner	Wiley
Hoxie	Potter	Vance	Wilson
Long	Prentis	Van Eaton	Wolf
Lucken	Price		

Nays, none.

Absent or not voting, 8:

Brown	Frommelt	Nolan	Shaff
Dykhouse	Moore	Schroeder	Shoeman

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 193 be immediately messaged to the House, which request was complied with.

On motion of Senator Van Eaton, Senate File 242, a bill for an act to add a new section to chapter three hundred ninety-four (394), Code 1958, to authorize the issuance by cities and towns of refunding bonds payable only out of the net earnings of municipally owned sewage works and facilities and providing for the sale of such refunding bonds or their exchange for the bonds or obligations to be refunded, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Van Eaton moved that the bill be read a third 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	Gilmour	Nystrom	Turner
Butler	Gray	O'Malley	Vance
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Walker
Curran	Hill	Prentis	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Lynes	Stuart	Wolf
Getting	Mincks		

Nays, none.

Absent or not voting, 8:

Brown	Frommelt	Nolan	Shaff
Dykhouse	Moore	Schroeder	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 Wolf, House File 148, a bill for an act relating to the issuance of joint municipal sewer bonds, with the report of committee recommending passage, was taken up, considered, and the report of the committee 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, 42:

Buck	Gilmour	Nystrom	Turner
Butler	Gray	O'Malley	Vance
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Walker
Curran	Hill	Prentis	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Lynes	Stuart	Wolf
Getting	Mincks		

Nays, none.

Absent or not voting, 8:

Brown	Frommelt	Nolan	Shaff
Dykhouse	Moore	Schroeder	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 236, a bill for an act to amend chapter five hundred ninety (590), Code 1958, relating to "wills—legalizing acts," 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:

Buck	Gilmour	Nystrom	Turner
Butler	Gray	O'Malley	Vance
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Walker
Curran	Hill	Prentis	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Lynes	Stuart	Wolf
Getting	Mincks		

Nays, none.

Absent or not voting, 8:

Brown	Frommelt	Nolan	Shaff
Dykhouse	Moore	Schroeder	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 237, a bill for an act to amend section five hundred eighty-six point one (586.1), Code 1958, relating to the legalizing acts of notaries public and acknowledgments, 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:

Buck	Gilmour	Nystrom	Turner
Butler	Gray	O'Malley	Vance
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Walker
Curran	Hill	Prentis	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Lynes	Stuart	Wolf
Getting	Mincks		

Nays, none.

Absent or not voting, 8:

Brown	Frommelt	Nolan	Shaff
Dykhouse	Moore	Schroeder	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 Vance, House File 238, a bill for an act relating to the special fund on fees for admission to practice law, 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, 42:

Buck	Elijah	Getting	Hill
Butler	Elvers	Gilmour	Hoschek
Coleman	Eppers	Gray	Hoxie
Cowden	Fisher	Grimstead	Long
Curran	Flatt	Hansen	Lucken

Lynes	Prentis	Turner	Wearin
Mincks	Price	Vance	Weber
Nystrom	Putney	Van Eaton	Wiley
O'Malley	Rigler	Walker	Wilson
Phelps	Scott	Walter	Wolf
Potter	Stuart		

Nays, none.

Absent or not voting, 8:

Brown	Frommelt	Nolan	Shaff
Dykhouse	Moore	Schroeder	Shoeman

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

President Mooty took the chair at 11:40 a.m.

Senator Price asked and received unanimous consent to take up for consideration Senate File 366, a bill for an act relating to the control of motor vehicle truck operators by the commerce commission.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 42:

Buck	Gilmour	Nystrom	Turner
Butler	Gray	O'Malley	Vance
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Walker
Curran	Hill	Prentis	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Lynes	Stuart	Wolf
Getting	Mincks		

Nays, none.

Absent or not voting, 8:

Brown	Frommelt	Nolan	Shaff
Dykhouse	Moore	Schroeder	Shoeman

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 to take up for consideration Senate File 59, a bill for an act to include sunflowers, except the garden variety, in the category of secondary noxious weeds.

The 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, 40:

Buck	Getting	Nystrom	Turner
Butler	Gilmour	O'Malley	Vance
Coleman	Gray	Phelps	Van Eaton
Cowden	Grimstead	Potter	Walker
Curran	Hansen	Prentis	Walter
Elijah	Hill	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Lynes	Stuart	Wolf

Nays, 2:

Hoschek	Mincks

Absent or not voting, 8:

Brown	Frommelt	Nolan	Shaff
Dykhouse	Moore	Schroeder	Shoeman

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

APPOINTMENT OF SIFTING COMMITTEE

In accordance with Senate Rule 37, President Mooty announced the appointment of the following Senators as members of the sifting committee: Lynes, chairman; Long, ranking member; Vance, Shaff, Nolan, Prentis, Price, Walker, Shoeman, Van Eaton, O'Malley, Elvers and Hoschek.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S.J.R. 29	Judiciary 1
S. F. 367	Tax revision
S. F. 368	Manufacturing, commerce and trade
S. F. 369	Cities and towns
S. F. 370	Judiciary 2
S. F. 375	Social security
S. F. 376	Tax revision
S. F. 377	Judiciary 1
S. F. 378	Social security
S. F. 379	Judiciary 1
S. F. 380	Conservation
S. F. 381	Banks, building and loan
S. F. 382	Judiciary 1
S. F. 383	Social security
S. F. 384	Cities and towns

S. F. 385 Ways and means
S. F. 386 Judiciary 1
S. F. 387 Legislative redistricting
S. F. 388 Legislative redistricting
S. F. 389 Cities and towns
S. F. 390 Social security
S. F. 391 Judiciary 1
S. F. 392 Industrial relations
S. F. 393 Tax revision
S. F. 394 Cities and towns
S. F. 395 Banks, building and loan
S. F. 396 Public utilities
S. F. 397 Industrial relations
S. F. 398 Banks, building and loan
S. F. 399 Social security
S. F. 400 Highways
S. F. 401 Industrial relations
S. F. 402 Judiciary 1
S. F. 403 Highways
S. F. 404 Conservation
S. F. 405 Judiciary 1
S. F. 406 Judiciary 1
S. F. 407 Schools and educational institutions
S. F. 408 Cities and towns
S. F. 409 Social security
S. F. 410 Judiciary 1
S. F. 411 Judiciary 1
S. F. 412 Schools and educational institutions
S. F. 413 Agriculture
S. F. 414 Appropriations
S. F. 415 Judiciary 1
S. F. 416 Schools and educational institutions
S. F. 417 Judiciary 1
S. F. 418 Tax revision
H.J.R. 12 Schools and educational institutions
H. F. 147 Highways

REPORTS OF COMMITTEES

Senator Scott submitted the following report:

MR. PRESIDENT: Your committee on public utilities to which was referred **Senate File 143**, a bill for an act relating to management of public utility plants, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Shoeman amendment filed on February 9 and found on page 265 of the Senate Journal; and when so amended the bill do pass.**

GEORGE L. SCOTT, *Chairman.*

Ordered passed on file.

Senator Gray submitted the following report:

MR. PRESIDENT: Your committee on manufacturing and trade to which was referred **House File 240**, a bill for an act to amend chapter eighty-two

(82), Code 1958, relating to mines and mining, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOHN GRAY, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 42 as follows:

1. Amend section 1, lines 5 and 6, by striking the words "during the biennium July 1, 1959 to June 30, 1961, are hereby legalized.", and inserting in lieu thereof the words "after July 1, 1959, are hereby legalized.".

RICHARD C. TURNER.

Amend Senate File 43 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 publication in the Davenport Daily Times, a newspaper published at Davenport, Iowa, and the Waterloo Courier, a newspaper published at Waterloo, Iowa.

RICHARD C. TURNER.

Amend Senate File 126 by adding the following sections:

Section seven (7) of chapter one hundred forty-nine (149), Acts of the Fifty-eighth General Assembly, is amended by adding the following:

"1. all milk purchased from Iowa producers for manufacture of dairy products shall be subjected to an organoleptic examination and an examination for extraneous matter by a licensed milk grader within the State of Iowa. All purchasers of milk from Iowa producers for manufacture of dairy products shall submit such reports of bacterial estimate as may be required by the Iowa department of agriculture to determine whether said milk is acceptable for use in processing and manufacturing of dairy products for human consumption. Milk offered by Iowa producers which does not comply with standards set forth in the laws of the State of Iowa or the rules and regulations of the Iowa department of agriculture shall be rejected as unfit for human consumption."

Chapter one hundred forty-nine (149), Acts of the Fifty-eighth General Assembly, is amended by adding the following:

"2. the provisions of section one hundred eighty-nine point twenty-six (189.26) shall not apply to milk for manufacture of dairy products."

ADOLPH ELVERS.
EARL ELIJAH.

Amend Senate File 282 by adding at the end thereof the following paragraph:

"The provisions of this Act shall not apply to persons who are regularly employed as engineers, firemen or operators of steam boilers, refrigerating or air conditioning systems in the plant of a manufacturer or industrial concern.

RICHARD C. TURNER.

On motion of Senator Lynes and in accordance with Senate Concurrent Resolution 6, the Senate adjourned until 11:00 a.m., Monday, March 6, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 6, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by the Reverend Robert L. Gillian, vicar of St. Stephen's Episcopal Church, Newton, Iowa, and St. Paul's Episcopal Chapel, Grinnell, Iowa.

PETITIONS

By Senator Cowden, from thirty-nine residents of Guthrie County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Curran, from ten members of the Wilson School faculty of Mason City favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Rigler, from one hundred fifteen residents of Jackson County favoring proposed legislation for a moratorium on school district reorganization.

By Senator Frommelt, from two hundred twenty-three residents of Dubuque County favoring the recommendations of The Automotive Safety Foundation, The Public Administrative Service, and the Iowa Highway Study Committee.

By Senator Mincks, from eight residents of Wapello County in opposition to proposed legislation relating to unwanted dogs.

By Senator Moore, from eighty-two residents of Harrison County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator O'Malley, from two hundred twenty-six residents of Polk County in opposition to proposed legislation relating to unwanted dogs.

By Senator O'Malley, from one hundred one residents of Polk County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Price, from twelve residents of Marion County in opposition to proposed legislation relating to unwanted dogs.

By Senator Rigler, from nineteen residents of Floyd County favor-

ing proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Scott, from thirty-six students at Upper Iowa University favoring ratification of proposed amendment to the constitution of the United States of America relating to granting representation in the electoral college to the District of Columbia.

UNFINISHED BUSINESS

On motion of Senator Wolf, Senate File 202, a bill for an act to repeal sections six hundred twenty-two point twenty-eight (622.28) and six hundred twenty-two point twenty-nine (622.29), Code 1958, relating to admissibility of records as evidence and to enact a substitute therefor, was taken up for further consideration.

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, 44:

Brown	Frommelt	Mincks	Stuart
Buck	Gilmour	Moore	Turner
Butler	Gray	Nystrom	Vance
Coleman	Grimstead	O'Malley	Van Eaton
Cowden	Hansen	Phelps	Walker
Curran	Hill	Prentis	Walter
Dykhouse	Hoschek	Price	Wearin
Elijah	Hoxie	Putney	Weber
Elvers	Long	Rigler	Wiley
Eppers	Lucken	Scott	Wilson
Fisher	Lynes	Shoeman	Wolf

Nays, none.

Absent or not voting, 6:

Flatt	Nolan	Schroeder	Shaff
Getting	Potter		

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 Flatt, Senate File 66, a bill for an act relating to the Iowa national guard and the Iowa air national guard and to amend various sections of the Code relating thereto, 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:

By striking the word "five (5)" and inserting in lieu thereof the words "seven point fifty (7.50)".

Senator Lynes asked and received unanimous consent that action on Senate File 66 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Stuart, House File 234, a bill for an act to amend chapter five hundred eighty-seven (587), Code 1958, relating to legalizing judgments and decrees, 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, 46:

Brown	Frommelt	Minck	Stuart
Buck	Getting	Moore	Turner
Butler	Gilmour	Nystrom	Vance
Coleman	Gray	O'Malley	Van Eaton
Cowden	Grimstead	Phelps	Walker
Curran	Hansen	Prentis	Walter
Dykhouse	Hill	Price	Wearin
Elijah	Hoschek	Putney	Weber
Elvers	Hoxie	Rigler	Wiley
Eppers	Long	Scott	Wilson
Fisher	Lucken	Shoeman	Wolf
Flatt	Lynes		

Nays, none.

Absent or not voting, 4:

Nolan	Potter	Schroeder	Shaff

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

On motion of Senator Grimstead, Senate File 205, a bill for an act to amend section fifteen point twenty-nine (15.29), Code 1958, relating to special or emergency contracts by the state printing board, 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, 42:

Brown	Elvers	Hansen	Moore
Buck	Eppers	Hill	O'Malley
Butler	Fisher	Hoschek	Phelps
Coleman	Flatt	Hoxie	Prentis
Cowden	Getting	Long	Rigler
Curran	Gilmour	Lucken	Scott
Dykhouse	Gray	Lynes	Shoeman
Elijah	Grimstead	Mincks	Stuart

Turner	Walker	Weber	Wilson
Vance	Walter	Wiley	Wolf
Van Eaton	Wearin		

Nays, 2:

Frommelt	Price

Absent or not voting, 6:

Nolan	Potter	Schroeder	Shaff
Nystrom	Putney		

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 288, a bill for an act to legalize and validate the proceedings of the board of directors of the Harmony Community School District, in the counties of Van Buren, Lee and Henry, 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.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 50, a bill for an act to allow benefited fire districts, townships, and cities and towns to provide for or furnish services outside of the territorial jurisdiction and boundary limits of the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 241, a bill for an act relating to the terms of office of bridge commissioners.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 50, a bill for an act to allow benefited districts, townships, and cities and towns to provide for or furnish services outside of the territorial jurisdiction and boundary limits of the State of Iowa.

Read first and second times and passed on file.

House File 241, a bill for an act relating to the terms of office of bridge commissioners.

Read first and second times and passed on file.

MOTIONS TO RECONSIDER

MR. PRESIDENT: I move that the vote by which Senate File 366 passed the Senate be reconsidered.

C. EDWIN GILMOUR.

MR. PRESIDENT: I move to reconsider the vote by which Senate File 366 passed the Senate.

GEORGE E. O'MALLEY.

MR. PRESIDENT: I move to reconsider the vote by which Senate File 202 passed the Senate.

C. JOSEPH COLEMAN.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 14 and House Files 49, 148, 236, 237, 238, 243 and 345.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 14 and House Files 49, 148, 236, 237, 238, 243 and 345.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 23, 1961, the Governor had approved the following bill:

Senate File 257, relating to public improvement bonds for the City of Bettendorf in Scott County, Iowa.

REPORTS OF COMMITTEES

Senator Butler submitted the following report:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **Senate File 381**, a bill for an act to amend section five hundred twenty-eight point eighty-two (528.82), Code 1598, and section five hundred twenty-eight point eighty-four (528.84), Code 1958, to increase penalties for certain violations by staffs in banks and for the making of false statements or entries or diversion of funds, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend Senate File 381 as follows:

By striking from lines 5 and 6 of section 2 the words: "or by both fine and imprisonment".

Amend the title by striking from line 3 the words "to increase" and substituting the words "relating to" therefor.

Further amend the title by inserting the word "for" before the word "diversion" in line 5.

GUY G. BUTLER, *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 136**, a bill for an act to amend section two hundred ninety-seven point twenty-two (297.22), Code 1958, to permit the board of directors of school districts located in whole or in part within cities having a population of more than one hundred twenty-five thousand (125,000) to lease or sell school houses, school sites or other property acquired for school purposes, 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 182**, a bill for an act to authorize school districts to purchase annuity contracts for 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 Hoxie submitted the following report:

MR. PRESIDENT: Your committee on board of control to which was referred **Senate File 230**, a bill for an act relating to the composition of the state board of control, 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 board of control to which was referred **Senate File 254**, a bill for an act relating to the inspection of hospitals for the mentally ill, 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.

AMENDMENTS FILED

Amend Senate File 201 by striking all of lines 3, 4 and 5 in section 2 and inserting in lieu thereof the following:

"Highland Park News, a newspaper published at Des Moines, Iowa, and in The Evening Sentinel, a newspaper published at Shenandoah, Iowa.".

FRANK M. HOXIE.

Amend Senate File 210, section 4, line 4 by striking the words "five dollars" and inserting in lieu thereof "not to exceed the actual expense incurred".

C. S. VAN EATON.

Amend the amendment filed by Senator Van Eaton to Senate File 210, found on page 292 of the Senate Journal,

by adding in line 4 after the word "societies" the following: "receiving no support in any form from tax funds".

J. HENRY LUCKEN.

Amend Senate File 278 by striking the word, "vehicle" in line 14 and by inserting in lieu thereof the following: "motor vehicle fuel".

CARROLL L. PRICE.

Amend Senate File 398, Section 3, line 3, by inserting after the comma (,) the following: "or to private banks of this state,".

GUY G. BUTLER.

Amend Senate File 417 as follows:

Amend section 1, line 4, by inserting the word "not" after the word "has".

FRANK M. HOXIE.

Amend House File 48 by adding the following section:

"No female cattle over eighteen months of age may be imported into Iowa without first having met all breeding cattle requirements."

JOHN A. WALKER.

Amend House File 235 by adding a new section as follows:

Sec. 7. Nothing in this Act shall be construed to revive any cause of action, previously barred by the provisions of sections herein amended, prior to the effective date of this Act.

IRVING D. LONG.

Amend Senate File 340 by adding thereto the following section:

"Sec. 8. Section two hundred fifty-seven point twenty-one (257.21), Code 1958, is hereby amended by adding at the end thereof the following:

'Provided, however, that nothing in this section shall apply to assistant attorneys general, counsel or other attorneys performing legal work for said department.'"

IRVING D. LONG.

Amend Senate File 85 as follows:

By striking sections 2 and 3 and by re-numbering the remaining sections.

JOSEPH B. FLATT.

Amend Senate File 66 by adding a new section as follows:

Sec. 2. Amend section twenty-nine point twenty-seven (29.27), Code 1958, by striking from the fifth (5th) paragraph the words "by warrant drawn against any state funds not otherwise appropriated." and inserting in lieu thereof the following "from the contingent fund of the national guard and state guard. In the event, there be not sufficient funds to pay the cost of the emergency existing under this section, the budget and financial

control committee shall provide the necessary funds from its appropriation."

X. T. PRENTIS.
JOSEPH B. FLATT.

Amend the amendment to Senate File 185, filed by Getting and Walker on February 21, 1961, as follows:

By striking the period in line 4 and by adding a period after the quotation marks in line 4.

JOHN A. WALKER.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 7, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend W. E. Wicklund, pastor of St. John's Lutheran Church, Council Bluffs, Iowa.

PETITIONS

By Senator Dykhouse, from one hundred three residents of Black Hawk County favoring proposed legislation relating to deer hunting season.

By Senator Hansen, from thirty-five residents of Sac County favoring the recommendations of The Automotive Safety Foundation, the Public Administrative Service, and the Iowa Highway Study Committee.

By Senator Hoxie, from thirty-one residents of Page County favoring proposed legislation relating to operation of a motor vehicle while intoxicated.

By Senator Hoxie, from seventeen residents of Fremont County favoring legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Lynes, from twenty-one residents of Bremer County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Lynes, from twenty-three residents of Bremer County favoring proposed legislation relating to possession of alcoholic beverages by minors.

By Senator Lynes, from twenty-one residents of Franklin County favoring control of billboard advertising on interstate highways.

By Senator O'Malley, from twenty-seven residents of Polk County favoring control of billboard advertising on interstate highways.

By Senator O'Malley, from one hundred ninety-eight residents of Polk County in opposition to proposed legislation relating to unwanted dogs.

PRESENTATION OF VISITORS

Senator Elijah rose on a point of personal privilege and presented to the Senate the Honorable La Mar F. Foster, former Speaker of the

House of Representatives from Cedar County, who was present in the Senate chamber.

Senator Vance rose on a point of personal privilege and presented to the Senate the Honorable Harlan C. Foster, former member of the Senate from Henry County, who was present in the Senate chamber.

Senator Flatt asked and received unanimous consent to present to the Senate twenty-seven students, members of the American problems class of the Truro High School, who were present in the balcony accompanied by their instructor, Ken Johnson.

INTRODUCTION OF BILLS

Senate File 419, by committee on board of control, a bill for an act relating to commitment and discharge of neglected, dependent and delinquent children.

Read first and second times and placed on the calendar.

Senate File 420, by committee on board of control, a bill for an act relating to the powers and duties of the director of industries under the board of control.

Read first and second times and placed on the calendar.

Senate File 421, by committee on schools and educational institutions, a bill for an act to amend section two hundred ninety-eight point one (298.1), Code 1958, relating to school taxes.

Read first and second times and placed on the calendar.

Senate File 422, by committee on social security, a bill for an act relating to guardianship under aid to the blind.

Read first and second times and placed on the calendar.

Senate File 423, by committee on social security, a bill for an act relating to procedure on reports and records of recipients receiving assistance under aid for the blind.

Read first and second times and placed on the calendar.

Senate File 424, by committee on social security, a bill for an act relating to application forms for aid to the blind.

Read first and second times and placed on the calendar.

Senate File 425, by committee on social security, a bill for an act relating to applications for assistance for aid to dependent children.

Read first and second times and placed on the calendar.

Senate File 426, by committee on social security, a bill for an act relating to reports of recipients of aid to dependent children.

Read first and second times and placed on the calendar.

UNFINISHED BUSINESS

On motion of Senator Coleman, Senate File 103, a bill for an act to amend section one hundred seventy-six A point ten (176A.10), Code 1958, relating to county agricultural extension education tax, was taken up for further consideration.

Senator Coleman called up the following amendment and moved its adoption:

Amend Senate File 103 by striking the word "sixty" in line 10, by striking all of lines 11 and 12, by striking all of line 13 up to and including the figures "(60,000)" and by inserting in lieu thereof the following:

"fifty-five thousand (55,000) or more, in excess of twenty-five thousand (25,000) dollars in districts having a population of twenty thousand (20,000) but not more than fifty-five thousand (55,000) population, in excess of seventeen thousand five hundred (17,500) dollars in districts having a population of not more than twenty thousand (20,000)".

Roll call was requested.

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

Ayes, 36:

Brown	Frommelt	Long	Rigler
Buck	Getting	Lynes	Shaff
Coleman	Gilmour	Mincks	Turner
Cowden	Gray	Moore	Walter
Curran	Grimstead	Nolan	Wearin
Elijah	Hansen	Nystrom	Weber
Elvers	Hill	O'Malley	Wiley
Fisher	Hoschek	Phelps	Wilson
Flatt	Hoxie	Price	Wolf

Nays, 13:

Butler	Prentis	Scott	Vance
Dykhouse	Putney	Shoeman	Van Eaton
Eppers	Schroeder	Stuart	Walker
Lucken			

Absent or not voting, 1:

Potter

The amendment was adopted.

Senator Putney called up the following amendment, filed by Senators Putney, Lucken, Prentis, Scott and Shoeman:

Amend Senate File 103 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section one hundred seventy-six A point ten (176A.10), Code 1958, is hereby amended by striking the words "twenty thousand" in

line seventeen (17) and inserting in lieu thereof the words "thirty thousand (30,000)".

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding the following:

"Sec. 2. Section one hundred seventy-six A point ten (176A.10), Code 1958, is hereby further amended by striking the word 'sixty' in line eighteen (18) and inserting in lieu thereof the word 'forty'."

The amendment to the amendment was adopted.

Senator Putney moved the adoption of the amendment as amended.

Roll call was requested.

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

Ayes, 19:

Cowden	Moore	Putney	Turner
Dykhouse	Nolan	Schroeder	Van Eaton
Eppers	Potter	Scott	Walker
Long	Prentis	Shoeman	Weber
Lucken	Price	Stuart	

Nays, 31:

Brown	Flatt	Hoschek	Shaff
Buck	Frommelt	Hoxie	Vance
Butler	Getting	Lynes	Walter
Coleman	Gilmour	Mincks	Wearin
Curran	Gray	Nystrom	Wiley
Elijah	Grimstead	O'Malley	Wilson
Elvers	Hansen	Phelps	Wolf
Fisher	Hill	Rigler	

Absent or not voting, none.

The amendment was lost.

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:

Brown	Getting	Moore	Stuart
Buck	Gilmour	Nolan	Turner
Butler	Gray	Nystrom	Vance
Coleman	Grimstead	O'Malley	Van Eaton
Cowden	Hansen	Phelps	Walker
Curran	Hill	Potter	Walter
Dykhouse	Hoschek	Prentis	Wearin
Elijah	Hoxie	Price	Weber
Elvers	Long	Rigler	Wiley
Fisher	Lynes	Schroeder	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt			

Nays, 5:

Eppers	Putney	Scott	Shoeman
Lucken			

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 Rigler, Senate File 148, a bill for an act to amend chapter three hundred forty-seven (347), Code 1958, and chapter two hundred sixty-two (262) and chapter two hundred eighty-four (284), Acts of the Fifty-eighth General Assembly, relating to county hospitals, was taken up for further consideration.

Senator Gilmour offered the following amendment and moved its adoption:

Amend Senate File 148 as follows:

1. By striking all of section 4 and inserting in lieu thereof the following:

"Sec. 4. Section three hundred forty-seven point nine (347.9), Code 1958, is hereby amended by striking all of said section after the period (.) in line nine (9), and inserting in lieu thereof the following:

'Such trustees shall be appointed for a term of six (6) years, in such a manner that the terms are staggered. No trustee shall be a physician or licensed practitioner.'."

Senator Gilmour asked and received unanimous consent to withdraw the amendment filed by him and found on page 309 of the Senate Journal.

Roll call was requested.

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

Ayes, 30:

Brown	Flatt	Mincks	Shaff
Buck	Frommelt	Nystrom	Turner
Coleman	Gilmour	O'Malley	Vance
Dykhouse	Grimstead	Potter	Walter
Elijah	Hansen	Putney	Wearin
Elvers	Hill	Schroeder	Wilson
Eppers	Hoschek	Scott	Wolf
Fisher	Hoxie		

Nays, 20:

Butler	Long	Phelps	Stuart
Cowden	Lucken	Prentis	Van Eaton
Curran	Lynes	Price	Walker
Getting	Moore	Rigler	Weber
Gray	Nolan	Shoeman	Wiley

Absent or not voting, none.

The amendment was adopted.

Senator O'Malley asked and received unanimous consent to with-

draw the amendments to Senate File 148 filed by him and found on pages 321 and 362 of the Senate Journal.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 161, a bill for an act relating to 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 420, a bill for an act to make appropriations to members of the committee on public assistance study.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 161, a bill for an act relating to water navigation and the regulation of speed limits of boats.

Read first and second times and passed on file.

House File 420, a bill for an act to make appropriations to members of the committee on public assistance study, namely: Jake B. Mincks, Jack Schroeder, Walter Edelen, Guy G. Butler, J. Louis Fisher, George E. O'Malley, Riley Dietz, Robert Fulton, Kenneth Owen, Hillman H. Sersland, A. L. Mensing and Robert Dodds.

Read first and second times and passed on file.

SENATE CONCURRENT RESOLUTION 16

By Nystrom

Whereas, July 2, 1962, marks the centennial of legislation providing for the establishment of the national system of land-grant colleges and universities; and

Whereas, this system of land-grant colleges and universities has fully justified the hope of its founders, now contributes annually more than half of the nation's trained scientists and nearly half of the regular and reserve officers for its defense forces, awards approximately forty per cent of all doctoral degrees, and enrolls approximately one-fifth of all students in degree-granting colleges and universities of the nation; and

Whereas, the land-grant idea has been widely accepted throughout the world as one of America's great contributions to education and to the enrichment of the lives of men everywhere; and

Whereas, the State of Iowa, on September 11, 1862, became the first state in the nation to accept the principles and the terms of the historic Land-Grant Act; and

Whereas, Iowa State University of Science and Technology throughout the century of land-grant history has been ever among the leaders of these institutions which now number 63 in every state and Puerto Rico; and

Whereas, land-grant education as exemplified by Iowa State University of Science and Technology has been of inestimable value to the agricultural and industrial interests of Iowa and to each of her citizens; and

Whereas, the land-grant philosophy which extends through teaching, research and service to all people, promises even more to the next century;

Now Therefore, Be It Resolved by the Senate, the House Concurring, That it is deemed fitting and proper to commemorate the one hundredth anniversary of the establishment of the land-grant system by the first Morrill Act, approved July 2, 1862, granting public lands to the States and Territories in support of colleges to emphasize branches of learning relating to agriculture and mechanic arts without excluding other scientific and classical studies and including military tactics.

Be It Further Resolved, that the Fifty-ninth General Assembly extends its felicitations and good wishes to the distinguished faculties of the land-grant colleges and universities who have so successfully carried to new frontiers the vision of the pioneers in molding institutions admirably suited to the needs of our times and to our great nation.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 288.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 288.

BILL SENT TO THE GOVERNOR

Senator Cowden, 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 March, 1961, sent to the Governor for his approval: Senate File 288.

HARRY L. COWDEN, *Chairman.*

Passed on file.

JOINT RESOLUTION SENT TO THE SECRETARY OF STATE

Senator Cowden, 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 March, 1961, sent to the Secretary of State: Senate Joint Resolution 14.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

H. F. 31 Social security
H. F. 50 Cities and towns
H. F. 241 Cities and towns

REPORTS OF COMMITTEES

Senator Getting submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **House Joint Resolution 11**, a joint resolution creating a special committee to make a study of the feasibility of conducting tests and locating existing underground water supplies, 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 11 by striking section five (5) and inserting in lieu thereof the following:

"Sec. 5. Each member of the committee shall be reimbursed for the actual and necessary expenses incurred by them in the discharge of their duties, and no member of the committee in full-time employment of any other public body shall receive any per diem compensation. Members representing the House and Senate may receive such compensation as granted by the Sixtieth General Assembly."

LEROY GETTING, *Chairman.*

Ordered passed on file.

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 305**, a bill for an act relating to the income, corporation and sales tax including the distribution thereof and making a transfer of funds for the manufacture of registration plates for motor vehicles, 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 tax revision to which was referred **Senate File 320**, a bill for an act relating to tax aid to county and district fairs, 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 Van Eaton submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 123**, a bill for an act to amend sections three hundred sixty-five point thirteen (365.13) and three hundred sixty-five point seventeen

(365.17), Code 1958, relating to the selection of the chiefs of fire departments in cities and towns from the active membership thereof, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 357,** a bill for an act relating to joint use of municipal sewers, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 369,** a bill for an act relating to the compensation of mayors in cities under special charter, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 13 by striking lines 3, 4, 5 and 6 in section 2 and by inserting in lieu thereof the following:

"after its passage and publication in The Clinton Herald, a newspaper published in Clinton, Iowa, and in The Cedar Rapids Gazette, a newspaper published in Cedar Rapids, Iowa.".

DAVID O. SHAFF.

Amend Senate File 45 by striking therefrom all of section 1 thereof, and by renumbering the remaining sections.

RICHARD C. TURNER.

Amend Senate File 66 as follows:

Amend Prentis and Flatt amendment of March 6, 1961, by striking all after the word "fund" in line 6, and adding in lieu thereof the words "of the executive council.".

JOSEPH B. FLATT.

Amend Senate File 98 as follows:

1. By striking from line 4 of section 5 the first period (.) and the word "The" and inserting in lieu thereof the following: "which shall be equal to the cost of the stamp to the person giving it with merchandise, and the".

EUGENE M. HILL.

Amend the Nolan amendment to Senate File 105 filed February 16, 1961, as follows:

By inserting after the word "inclusive" in line 2 the following: ", section 1".

D. C. NOLAN.

Amend Senate File 126 by adding the following sections:

1. "Section seven (7) of chapter one hundred forty-nine (149), Acts of the Fifty-eighth General Assembly, is amended by adding the following:

'All milk purchased from Iowa producers for manufacture of dairy products shall be subjected to an organoleptic examination and an examination for extraneous matter by a licensed milk grader within the State of Iowa. All purchasers of milk from Iowa producers for manufacture of dairy products shall submit such reports of bacterial estimate as may be required by the Iowa department of agriculture to determine whether said milk is acceptable for use in processing and manufacturing of dairy products for human consumption. Milk offered by Iowa producers which does not comply with standards set forth in the laws of the State of Iowa or the rules and regulations of the Iowa department of agriculture shall be rejected as unfit for human consumption.'".

2. "Chapter one hundred forty-nine (149), Acts of the Fifty-eighth General Assembly, is amended by adding the following:

'The provisions of section one hundred eighty-nine point twenty-six (189.26) shall not apply to milk for manufacture of dairy products.'".

ADOLPH ELVERS.

Amend Senate File 148 by striking all of lines 19 to 21 inclusive of Section 9.

D. C. NOLAN.

Amend Senate File 167 as follows:

By adding quotation marks after the period in line 16 of section 4.

ADOLPH ELVERS.

Amend section 4 of Senate File 210 by striking the period in line 6 and adding ", plus one dollar per day to cover the cost of care while the animal is impounded.".

HOWARD C. BUCK.

Amend the Van Eaton amendment to Senate File 210, filed February 15, and found on page 309 of the Senate Journal, by striking the period after the word "injured" in line 4, and adding "and animals brought to the pound by their owners for disposition.".

HOWARD C. BUCK.

Amend Senate File 263 by striking lines 5 through 10 inclusive, and substituting in lieu thereof the following:

"However, an individual who has left his employment without good cause attributable to his employer, except as provided in paragraphs 'a' through 'f' hereof, shall forfeit any credits acquired by him during that period of employment."

JACK SCHROEDER.

Amend Senate File 105 by striking lines 3, 4 and 5 of section 4 by inserting in lieu thereof the following:

"The Lamoni Chronicle, a newspaper published at

Lamoni, Iowa, and in the Creston News Advertiser, a newspaper published at Creston, Iowa.".

X. T. PRENTIS.

Amend Senate File 280 as follows:

1. By adding a new section as follows:

"Section five hundred nine point one (509.1), subsection three (3), Code 1958, is hereby amended by adding the following new paragraph:

'Any premium or commission received by a creditor in connection with a group life, accident or health insurance policy insuring debtors of a creditor shall not be construed as interest or charges for extending credit, and shall not be deemed a violation of any law of this state.' ".

2. Further amend Senate File 280 by striking the period in line 2 of the title and inserting in lieu thereof the following:

"and providing that any premium or commission received by a creditor from group insurance on debtors shall not be construed as interest and shall not be deemed in violation of any law.".

IRVING D. LONG.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 8, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Fred A. Smith, retired Methodist minister of Des Moines, Iowa.

PETITIONS

By Senator Brown from sixty-seven residents of Kossuth County favoring the recommendations of the Public Administrative Service and the Iowa Highway Study Committee.

By Senator O'Malley from one thousand sixty-four residents of Polk County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Stuart from twenty-one residents of Wayne County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Wearin from the Mills County Board of Supervisors opposing any change in the distribution of road tax funds by which the share of the county's receipts would be reduced.

PRESENTATION OF VISITORS

Senator Fisher rose on a point of personal privilege and presented to the Senate the Honorable Francis A. Turner, a former member of the Senate from Adams County, who was present in the Senate chamber.

INTRODUCTION OF BILLS

Senate File 427, by committee on printing, a bill for an act relating to proceedings of Iowa academy of science.

Read first and second times and placed on the calendar.

Senate File 428, by committee on water rights, a bill for an act to establish the boundary line between Iowa and Nebraska by agreement; to cede to Nebraska and to relinquish jurisdiction over lands now in Iowa but lying westerly of said boundary line and contiguous to lands in Nebraska; to provide that the provisions of this act become effective upon the enactment of a similar and reciprocal law

by Nebraska and the approval of and consent to the compact thereby effected by the Congress of the United States of America and to declare an emergency.

Read first and second times and placed on the calendar.

Senate File 429, by committee on social security, a bill for an act relating to granting of assistance, and the amount thereof, for aid to dependent children.

Read first and second times and placed on the calendar.

Senate File 430, by committee on social security, a bill for an act relating to the procedure for reimbursement to the state from the fund for aid to dependent children.

Read first and second times and placed on the calendar.

Senate File 431, by committee on social security, a bill for an act relating to the removal from the county of recipients of aid to dependent children.

Read first and second times and placed on the calendar.

MOTION TO RECONSIDER

Senator Putney called up the following motion filed by Senators Putney, Grimstead, Buck, Vance, Nystrom, Elijah and Hoxie and moved its adoption:

MR. PRESIDENT: We move to reconsider the vote by which the Gilmour amendment filed February 17, 1961, to Senate File 148 was adopted.

Roll call was requested.

On the question "Shall the motion to reconsider be adopted?" the vote was:

Ayes, 33:

Buck	Gray	Nystrom	Scott
Butler	Grimstead	O'Malley	Shaff
Cowden	Hoxie	Phelps	Shoeman
Curran	Long	Prentis	Stuart
Dykhouse	Lucken	Price	Vance
Elijah	Lynes	Putney	Van Eaton
Fisher	Moore	Rigler	Walker
Flatt	Nolan	Schroeder	Wiley
Getting			

Nays, 17:

Brown	Gilmour	Mincks	Wearin
Coleman	Hansen	Potter	Weber
Elvers	Hill	Turner	Wilson
Eppers	Hoschek	Walter	Wolf
Frommelt			

Absent or not voting, none.

The motion prevailed.

UNFINISHED BUSINESS

On motion of Senator Rigler, Senate File 148, a bill for an act to amend chapter three hundred forty-seven (347), Code 1958, and chapter two hundred sixty-two (262) and chapter two hundred eighty-four (284), Acts of the Fifty-eighth General Assembly, relating to county hospitals, was taken up for further consideration.

Senator Gilmour again moved the adoption of his amendment.

Roll call was requested.

On the question "Shall the amendment be adopted?" the vote was: Rule 8 was invoked.

Ayes, 19:

Brown	Frommelt	Mincks	Wearin
Coleman	Gilmour	O'Malley	Weber
Elvers	Hansen	Potter	Wilson
Eppers	Hill	Turner	Wolf
Flatt	Hoschek	Walter	

Nays, 31:

Buck	Gray	Nystrom	Shaff
Butler	Grimstead	Phelps	Shoeman
Cowden	Hoxie	Prentis	Stuart
Curran	Long	Price	Vance
Dykhouse	Lucken	Putney	Van Eaton
Elijah	Lynes	Rigler	Walker
Fisher	Moore	Schroeder	Wiley
Getting	Nolan	Scott	

Absent or not voting, none.

The amendment was lost.

CALL OF THE SENATE

Senator Long called up the motion filed by him to reconsider the vote by which Senate Joint Resolution 16, a joint resolution proposing a constitutional amendment to the Constitution of the State of Iowa relating to the composition of the general assembly, the basis of representation of the members thereof, and to amend such Constitution by repeal of section six (6), article three (III) thereof, section thirty-four (34) of such article three (III) thereof and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of such article three (III), and the 1904 amendment to each such section, and section thirty-seven of said article three (III), and proposing substitutes in lieu thereof, passed the Senate, and moved its adoption.

The Chair announced the Call of the Senate on all roll calls per-

taining to the question of passage on Senate Joint Resolution 16, filed on February 22, 1961, and directed the Secretary to call the roll of the Senate.

Roll call revealed all members present.

Senator Grimstead moved the previous question on the motion, which motion prevailed.

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

AFTERNOON SESSION

(Call of the Senate continued)

The Senate reconvened, President Mooty presiding.

Roll call revealed all members present.

The Senate resumed consideration of the motion to reconsider the vote by which Senate Joint Resolution 16 passed the Senate.

On the adoption of the motion by Senator Long, roll call was requested.

On the question "Shall the Senate reconsider the vote by which Senate Joint Resolution 16 passed the Senate?" the vote was:

Ayes, 28:

Brown	Hansen	Nystrom	Van Eaton
Coleman	Hill	O'Malley	Walter
Dykhouse	Hoschek	Potter	Wearin
Eppers	Mineks	Schroeder	Wiley
Frommelt	Moore	Shoeman	Wolf
Gilmour	Nolan	Turner	

Nays, 27:

Buck	Flatt	Lynes	Shaff
Butler	Getting	Phelps	Stuart
Cowden	Gray	Prentis	Vance
Curran	Grimstead	Price	Walker
Elijah	Hoxie	Putney	Weber
Elvers	Long	Rigler	Wilson
Fisher	Lucken	Scott	

Absent or not voting, none.

The motion to reconsider was lost.

Senator Coleman asked and received unanimous consent to withdraw the motion to reconsider filed by him and found on page 402 of the Senate Journal.

UNFINISHED BUSINESS

The Senate resumed consideration of Senate File 148, a bill for an act to amend chapter three hundred forty-seven (347), Code 1958, and

chapter two hundred sixty-two (262) and chapter two hundred eighty-four (284), Acts of the Fifty-eighth General Assembly, relating to county hospitals.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 148, section 9, line 18, by inserting a quotation mark after the period. Further amend section 9 by striking all of lines 19 through 24.

The amendment was adopted.

Senator Nolan asked and received unanimous consent to withdraw the amendment filed by him to Senate File 148 and found on page 436 of the Senate Journal.

Senator O'Malley offered the following amendment and moved its adoption:

Amend Senate File 148 by striking section 4 and inserting in lieu thereof the following :

"Sec. 4. The election of hospital trustees shall take place at the general election on ballots which shall not reflect a nominee's political affiliation. Nomination shall be made by petition in accordance with chapter forty-five (45), Code 1958. The petition form shall be furnished by the county auditor, signed by qualified electors of the county equal in number to one per cent of the vote cast for governor by both political parties in the last previous general election, which nomination petition shall be filed at least fifty-five days with the county auditor prior to the date of said general election. A plurality shall be sufficient to elect hospital trustees, it being the intent that there be no primary election.

"If any of the provisions of this Act shall be in conflict with any of the laws of this state, then the provisions of this Act shall prevail."

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, 42:

Brown	Flatt	Nystrom	Stuart
Buck	Frommelt	Phelps	Turner
Butler	Gilmour	Potter	Vance
Coleman	Grimstead	Price	Van Eaton
Cowden	Hansen	Putney	Walker
Curran	Hoxie	Rigler	Walter
Dykhouse	Long	Schroeder	Wearin
Elijah	Lynes	Scott	Wiley
Elvers	Mincks	Shaff	Wilson
Eppers	Moore	Shoeman	Wolf
Fisher	Nolan		

Nays, 5:

Hill	Lucken	Prentis	Weber
Hoschek			

Absent or not voting, 3:

Getting	Gray	O'Malley

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

ADDITIONAL COPIES

Senator Price asked and received unanimous consent that 300 additional copies of Senate File 234 be printed.

Senator Weber submitted the following report and moved its adoption:

SUPPLEMENTAL REPORT OF THE COMMITTEE ON MEMORIAL RESOLUTIONS

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that a committee should be appointed to prepare suitable memorial resolution for the following deceased member of the Senate:

Denver L. Wilson, Page County.

GEORGE W. WEBER, *Chairman.*
HARRY L. COWDEN.
O. C. WALTER.

The motion prevailed and the report was adopted.

President Mooty announced the appointment of the following committee:

SENATOR	MEMORIAL RESOLUTION COMMITTEE
Denver L. Wilson	FRANK M. HOXIE
	EDWARD A. WEARIN
	RICHARD C. TURNER

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 234.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 234.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

H.J.R. 11 Appropriations (under Senate Rule 21)
H. F. 161 Conservation
H. F. 420 Appropriations

REPORTS OF COMMITTEES

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 356**, a bill for an act to legalize and validate the proceedings of the board of directors of the Woodbine Community School District, in the counties of Harrison and 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, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 370**, a bill for an act granting to the city of Davenport, Iowa, title to the bed and banks of the Mississippi River and islands and made lands therein, from the old city limits to the now existing city limits, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 166**, a bill for an act to prohibit use of artificial lights for hunting, begs leave to report it has had the same under consideration and recommends the same **do pass.**

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 180**, a bill for an act to amend section one hundred nine point seventy-two (109.72), Code 1958, relating to the number of fishing hooks on a line, begs leave to report it has had the same under consideration and recommends the same **do pass.**

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 299**, a bill for an act to amend chapter three hundred fifty (350), Code 1958, relating to bounties on wild animals, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 299, section 1, line 11, by striking the word "ten" and inserting the word "twenty-five". Further amend section 1, line 15, by striking the words "fifty cents" and inserting the words "one dollar".

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **House File 233,** a bill for an act to provide for control of sewage disposal from boats and watercraft operated upon the state-owned waters of this 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.

AMENDMENTS FILED

Amend Senate File 4, section 3, by striking from line 14 the words "Should any county fail to levy a tax sufficient" and inserting in lieu thereof the words "Should the fees be insufficient".

IRVING D. LONG.

Amend Senate File 42 by striking lines 3, 4 and 5 of section 3 and by inserting in lieu thereof the following:

"The Daily Times, a newspaper published at Davenport, Iowa and the Waterloo Daily Courier, a newspaper published at Waterloo, Iowa.".

JACK SCHROEDER.

Amend Senate File 120 as follows:

1. By adding after the words, "and approved by" in line 6, the following:

"the county board of supervisors and".

EDWARD A. WEARIN.

Amend Senate File 130 as follows:

By striking everything after the period following the word "request" in line 9, and inserting in lieu thereof the words "This fund shall be administered by the office of the adjutant general".

JOSEPH B. FLATT.

Amend Senate File 248 as follows:

1. Amend section 1 by inserting after the word "estimated" in line 3, the word "total"; also by inserting immediately before the word "alteration" in line 4, the following: "demolition,"; and also strike from lines 5, 6 and 7 the following: "and the contracting procedure for the doing of the work is not otherwise provided for in another provision of law".

2. Further amend Senate File 248 by adding the following paragraph to section 1:

"This section shall not apply to the construction, erection, demolition, alteration or repair of any public improvement when the contracting procedure for the doing of the work is provided for in another provision of law."

W. C. STUART.

Amend Senate File 314 as follows:

1. By striking "four (4)" from line 3 of section 2 and by inserting in lieu thereof "three (3)".

2. By striking "seven (7) and eight (8)" from line 5 of section 2 and by inserting in lieu thereof "six (6) and seven (7)".

FRANK M. HOXIE.

Amend Senate File 357 by adding thereto the following section:

"This Act being deemed of immediate importance shall take effect and be in force from and after its passage and publication in The Marion Sentinel & Linn County Farmer, a newspaper published at Marion, Iowa, and in The Cedar Rapids Gazette, a newspaper published at Cedar Rapids, Iowa."

MARTIN WILEY.

Amend Senate File 366 as follows:

1. By striking from line 6, section 1, the words "five (5) motor vehicles" and inserting in lieu thereof the words "one (1) motor vehicle".

2. By striking from line 6, section 2, the words "five (5) motor vehicles" and inserting in lieu thereof the words "one (1) motor vehicle".

EUGENE M. HILL.

Amend House File 66 by adding the following new section:

"Section eleven point eighteen (11.18), Code 1958, is hereby amended by inserting in line eight (8) after the word "year" the words ". The examination of school offices shall include an audit of activity funds." and by striking from lines eight (8) and nine (9) the words "and such examination" and inserting in lieu thereof the word "Examinations".

JOSEPH B. FLATT.

Amend House File 134 as follows:

By striking lines 10 to 13, inclusive, and inserting in lieu thereof the following:

"4. By adding after the word 'person' in line twenty-one (21), the following: 'or such greater amounts of coverage as may be deemed reasonable and proper.' ".

ROBERT R. RIGLER.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 9, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Doctor Owen Wilson, pastor of the First Presbyterian Church, Mt. Pleasant, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Mincks for the day on request of Senator Hoschek.

PETITIONS

By Senator Coleman, from thirty-five residents of Webster County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Eppers, from fifteen residents of Lee County in opposition to proposed legislation relating to the inspection of hospitals for the mentally ill.

By Senator Eppers, from members of the city council of Fort Madison favoring the recommendations of the Automotive Safety Foundation, the Public Administration Service and the majority report of the Iowa Highway Study Committee that the road use tax fund allotment be set at fifteen percent.

By Senator Van Eaton, from members of the city council of Sioux City favoring the recommendations of the Highway Study Committee.

INTRODUCTION OF BILLS

Senate File 432, by committee on board of control, a bill for an act relating to the industry revolving funds at the state penitentiary and the men's reformatory.

Read first and second times and placed on the calendar.

Senate File 433, by committee on board of control, a bill for an act relating to the board of control of state institutions, its organization and necessary traveling expenses.

Read first and second times and placed on the calendar.

Senate File 434, by committee on judiciary 2, a bill for an act to legalize and validate the proceedings of the board of directors of the Lewis Consolidated School District, in the County of Cass, 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 placed on the calendar.

Senate File 435, by committee on judiciary 2, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Community School District of Atlantic in the Counties of Cass, Pottawattamie and Audubon, State of Iowa, and fixing the boundaries thereof and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and placed on the calendar.

Senate File 436, by committee on social security, a bill for an act to amend sections ninety-six point seven (96.7) and ninety-six point fourteen (96.14), Code 1958, relating to the rate of contributions by employers and providing penalties for failure to timely pay contributions and to make certain reports.

Read first and second times and placed on the calendar.

Senate File 437, by committee on social security, a bill for an act to amend section eighty-five point fifty-five (85.55), Code 1958, relating to workmen's compensation to provide for a hearing and determination in cases of refusal of employees to sign waivers because of certain physical defects.

Read first and second times and placed on the calendar.

Senate File 438, 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 placed on the calendar.

Senate Joint Resolution 30, by committee on judiciary 2, a joint resolution recognizing Yamanashi Prefecture as Iowa's sister state in Japan.

Read first and second times and placed on the calendar.

EXCUSED FROM VOTING

Senator Frommelt asked and received unanimous consent that Senator Potter be excused from voting since he was in the building but engaged in other legislative matters.

MOTION TO RECONSIDER WITHDRAWN

Senator Coleman asked and received unanimous consent to withdraw his motion to reconsider relative to Senate File 202, filed by him and found on page 423 of the Senate Journal.

UNFINISHED BUSINESS

On motion of Senator Flatt, Senate File 66, a bill for an act relating to the Iowa national guard and the Iowa air national guard and to amend various sections of the Code relating thereto, with report of the committee recommending amendment and passage, was taken up for further consideration.

Senator Flatt asked and received unanimous consent to withdraw the committee amendment to Senate File 66 and also the amendment filed by him and found on page 280 of the Senate Journal.

Senator Flatt offered the following amendment, filed by Senators Prentis and Flatt:

Amend Senate File 66 by adding a new section as follows:

Sec. 2. Amend section twenty-nine point twenty-seven (29.27), Code 1958, by striking from the fifth (5th) paragraph the words "by warrant drawn against any state funds not otherwise appropriated." and inserting in lieu thereof the following "from the contingent fund of the national guard and state guard. In the event, there be not sufficient funds to pay the cost of the emergency existing under this section, the budget and financial control committee shall provide the necessary funds from its appropriation."

Senator Flatt offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all after the word "fund" in line 6, and adding in lieu thereof the words "of the executive council.".

The amendment to the amendment was adopted.

On motion of Senator Flatt, the amendment as amended was adopted.

Senator Flatt moved that the bill be read a third 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:

Brown	Frommelt	Nolan	Stuart
Buck	Getting	Nystrom	Turner
Butler	Gilmour	O'Malley	Vance
Coleman	Gray	Phelps	Van Eaton
Cowden	Grimstead	Prentis	Walker
Curran	Hansen	Price	Walter
Dykhouse	Hill	Putney	Wearin
Elijah	Hoxie	Rigler	Weber
Elvers	Long	Schroeder	Wiley
Eppers	Lucken	Scott	Wilson
Fisher	Lynes	Shaff	Wolf
Flatt	Moore	Shoeman	

Nays, 1:

Hoschek

Absent or not voting, 2:

Mincks	Potter

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

On the motion of Senator Rigler, Senate File 149, a bill for an act to amend chapter thirty-seven (37), Code 1958, relating to memorial hospitals, was taken up for further consideration.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 149, section 2, line 2, inserting after "'Code'" the following: "in line eleven (11)".

The amendment was adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 149 as follows:

1. Amend Senate File 149 by inserting in line 8 of section 4 after the word "in" the following: "chapter three hundred forty-seven (347) and particularly".

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, 44:

Buck	Frommelt	Nolan	Stuart
Butler	Getting	Nystrom	Turner
Coleman	Gilmour	O'Malley	Vance
Cowden	Gray	Phelps	Van Eaton
Curran	Grimstead	Price	Walker
Dykhouse	Hansen	Putney	Walter
Elijah	Hoschek	Rigler	Wearin
Elvers	Hoxie	Schroeder	Weber
Eppers	Lucken	Scott	Wiley
Fisher	Lynes	Shaff	Wilson
Flatt	Moore	Shoeman	Wolf

Nays, 3:

Brown	Hill	Prentis

Absent or not voting, 3:

Long	Mincks	Potter

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 Shoeman asked and received unanimous consent to take up

out of order Senate File 327, a bill for an act to amend chapter three hundred eighty (380), Code 1958, relating to municipal hospitals.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 327 by adding as section 2 the following:

"Sec. 2. Amend section three hundred eighty point six (380.6), Code 1958, by adding after the word 'thereof' in line six (6) the following: 'and shall annually prepare a condensed statement of the total receipts and expenditures for said hospital and cause the same to be published in a newspaper of general circulation in the city or town in which said hospital is located'."

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, 32:

Buck	Flatt	Lynes	Schroeder
Butler	Frommelt	Moore	Shaff
Cowden	Getting	Nolan	Shoeman
Curran	Gilmour	Nystrom	Stuart
Dykhouse	Gray	Phelps	Vance
Elijah	Hansen	Price	Wearin
Elvers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wolf

Nays, 16:

Brown	Hill	Prentis	Walker
Coleman	Hoschek	Scott	Walter
Eppers	Hoxie	Turner	Weber
Grimstead	O'Malley	Van Eaton	Wilson

Absent or not voting, 2:

Mincks	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 Shaff, House File 24, a bill for an act to amend section five hundred sixty-two point seven (562.7), Code 1958, regarding notice of termination of farm tenancies, 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 action on House File 24 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Stuart, House File 235, a bill for an act to amend certain sections of the Code 1958, relating to special limitations of actions in regard to the recovery of interests in real estate, with

report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Long offered the following amendment and moved its adoption:

Amend House File 235 by adding a new section as follows:

Sec. 7. Nothing in this Act shall be construed to revive any cause of action, previously barred by the provisions of sections herein amended, prior to the effective date of this Act.

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, 48:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gilmour	Nystrom	Turner
Coleman	Gray	O'Malley	Vance
Cowden	Grimstead	Phelps	Van Eaton
Curran	Hansen	Prentis	Walker
Dvkhouse	Hill	Price	Walter
Elijah	Hoschek	Putney	Wearin
Elvers	Hoxie	Rigler	Weber
Eppers	Long	Schroeder	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Lynes	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

Mincks	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 Shoeman, Senate File 210, a bill for an act to make available for scientific research unclaimed and unwanted dogs and to amend various sections of the Code relating to dogs, was taken up and considered.

Senator Van Eaton offered the following amendment:

Amend Senate File 210 as follows:

1. Amend section 1, line 12, by striking "society," and taking out the period after the word "state" in line 14, and adding ", except humane societies.".

2. Amend section 3, line 7, by striking the word "two" and inserting in lieu thereof the word "ten".

3. Further amend section 3, line 8, by striking the word "fifteen" and inserting in lieu thereof the word "thirty".

Senator Lucken offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding in line 4 after the word "societies" the following: "receiving no support in any form from tax funds".

The amendment to the amendment was adopted.

The amendment as amended was lost.

Senator Moore offered the following amendment and moved its adoption:

Amend Senate File 210 as follows:

1. Amend section 3, line 8, by inserting after the word "days" the following: "and no dog lawfully licensed at the time of its seizure shall be so tendered unless its owner shall so consent in writing".

2. Further amend section 3, line 8, by inserting after the word "dogs" the following: ", except those actually sick or injured or those lawfully licensed at the time of seizure,".

The amendment was adopted.

Senator Van Eaton asked and received unanimous consent to withdraw the amendment filed by him and found on page 309 of the Senate Journal.

Senator Van Eaton offered the following amendment and moved its adoption:

Amend Senate File 210, section 4, line 4, by striking the words "five dollars" and inserting in lieu thereof "not to exceed the actual expense incurred".

The amendment was lost.

Senator Buck asked and received unanimous consent to withdraw the amendments to Senate File 210 filed by him and found on page 436 of the Senate Journal.

Senator Elijah moved the previous question on the bill.

Rolled call was requested.

On the question "Shall the previous question be now put?" the vote was:

Ayes, 37:

Buck	Flatt	Moore	Shoeman
Butler	Getting	Nystrom	Stuart
Coleman	Gray	Phelps	Turner
Cowden	Grimstead	Prentis	Vance
Curran	Hansen	Price	Walker
Dykhouse	Hoxie	Putney	Walter
Elijah	Long	Schroeder	Wearin
Elvers	Lucken	Scott	Wiley
Eppers	Lynes	Shaff	Wilson
Fisher			

Nays, 9:

Frommelt	Hoschek	Rigler	Weber
Gilmour	Nolan	Van Eaton	Wolf
Hill			

Absent or not voting, 4:

Brown	Mincks	O'Malley	Potter

The motion prevailed.

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

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

Ayes, 42:

Brown	Flatt	Moore	Scott
Buck	Getting	Nolan	Shaff
Butler	Gilmour	Nystrom	Shoeman
Coleman	Gray	O'Malley	Stuart
Cowden	Grimstead	Phelps	Turner
Curran	Hansen	Prentis	Vance
Dykhouse	Hill	Price	Walker
Elijah	Hoxie	Putney	Walter
Elvers	Long	Rigler	Wearin
Eppers	Lucken	Schroeder	Wilson
Fisher	Lynes		

Nays, 6:

Frommelt	Van Eaton	Wiley	Wolf
Hoschek	Weber		

Absent or not voting, 2:

Mincks	Potter

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 today be immediately messaged to the House.

SENATE CONCURRENT RESOLUTION 17

By Cowden

Whereas, it has been the policy of the United States to assist its veterans by granting them a pension, in consideration of their services in the Armed Forces of their country in time of war; and

Whereas, there has been no general pension granted to veterans of World War I;

Now Therefore, Be It Resolved, by the Senate, the House Concurring, That the General Assembly of the State of Iowa hereby urges the Congress of the United States to enact legislation granting veterans of World War I pensions comparable to those granted to veterans of wars prior to World War I; and be it further

Resolved, That copies of these resolutions be sent forthwith by the Secretary of State to the President of the United States, to the presiding officer of each branch of Congress, to each member thereof from this state, and to each member of the Veterans' Affairs committee of the House of Representatives of the United States.

REQUEST GRANTED

Senator Flatt asked and received unanimous consent that the following remarks by Harold Russell of Wayland, Massachusetts, National Commander of the AMVETS, who addressed the Senate on February 14, 1961, be printed in the Senate Journal:

MR. PRESIDENT AND MEMBERS OF THE IOWA SENATE:

AMVETS are greatly concerned about complacent awareness of the American people toward the great strength between Communism and Democracy throughout the world. This complacency is quite evident and one of the most important of these is Civil Defense. The Soviet Union has today actively working in the field of Civil Defense, twenty-five million people, while we in the United States are fortunate to have at least one million persons concerned with this problem.

I believe that if responsible organizations of State and National leadership would do everything within their power to make sure that the United States has the strength possible in defense posture, regardless of cost, we could overcome our present handicaps. It is quite evident that the greatest consideration of the Soviet's budget is placed in the field of military affairs.

We should all be aware from past experience that the one reason the Soviets clearly and unmistakenly understand this situation is due to their strength; military strength, political strength, and eocnomical strength. We should strive in every way possible to build the greatest strongest national defense mechanism, and clearly understand in the event of an attack on our nation, or that of our allies, that this striking force will be used.

We have not, nor will we ever, strike the first blow but a prepared force should be available in case of an attack. If we are fully prepared for that attack, affliction will never be greatly visited upon us. Operating from behind this umbrella of protection and strength, we must prepare to make our goal both in the materialistic and economic fields.

Our Nation has great national and human resources, and great imagination. I am firmly convinced with these great resources in the defense of political, economic, and psychological warfare, and truly carry what the nation, America, and democracy should be, to the uncommitted nations of Asia and Africa.

I am also firmly convinced through personal visitations what the facts of basic defense are toward our nation and that of the Soviet Union and how they are firmly presented to these people. There is no question as to what side they will support. These, I believe, are the challenges we face during these trying days. The Soviet Union has moved so close that only ninety miles from the tip of southern Florida, they have established sufficient ground for a strong strategic command.

I am firmly convinced that with the help of God and with our national determent for survival and democracy throughout the world, we will be able to meet any crisis.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 7, 1961, the Governor had approved the following bill:

Senate File 288, relating to proceedings of the Board of Directors of the Harmony Community School District, in the counties of Van Buren, Lee and Henry, State of Iowa.

REPORTS OF COMMITTEES

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 37**, 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, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Gilmour amendment filed January 25, 1961, found on page 117 of the Senate Journal, and when so amended the bill do pass.**

W. C. STUART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 306**, a bill for an act relating to a lien for care and storage of airplanes, 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 415**, a bill for an act relating to the term of office of supreme and district court judges, 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 highways to which was referred **Senate File 14**, a bill for an act to provide for optional audit of the state highway commission by certified public accountants, 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 Grimstead submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **House File 9**, a bill for an act relating to the Iowa commission for the blind, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend House File 9 as follows:

1. Amend section 1, line 11, following the word "blind" by inserting ", with the approval of the Executive Council,".

2. Further amend by striking all of lines 8, 9, 10 and 11 of section 2. Further amend section 2, by inserting a quotation mark at the end of line 7.

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 43 by striking from line 13 the words "two dollars" and inserting in lieu thereof the words "one dollar and fifty cents.".

DAVID O. SHAFF.

Amend Senate File 136 by striking all of lines 3 through 6 inclusive of section 2 and inserting in lieu thereof the following:

"and publication in the Highland Park News, a newspaper published at Des Moines, Iowa, and the Algona Kossuth County Advance, a newspaper published at Algona, Iowa.".

GEORGE E. O'MALLEY.

Amend the Turner amendment to Senate File 43 filed February 24, 1961, by striking therefrom lines 4, 5 and 6 and inserting in lieu thereof the following:

"in The Daily Times, a newspaper published at Davenport, Iowa and the Waterloo Daily Courier, a newspaper published at Waterloo, Iowa.".

RICHARD C. TURNER.

Amend Senate File 425 by adding after the words "striking all" in line 2 the following: "of the section".

HOWARD C. BUCK.

Amend Senate File 58 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section four hundred twenty-eight point seventeen (428.17), Code 1958, is hereby amended by adding thereto the following:

"All retail merchants as included in, and defined by, the provisions of this Act shall be assessed on their stock of merchandise under the provisions of this Act.

"1. A retail merchant is defined as a merchant selling goods and merchandise at retail on which a retail sales tax is imposed by chapter four hundred twenty-two (422), Code 1958, or a merchant selling goods and merchandise which are exempted by law from the sales tax. If a merchant be a manufacturer, wholesaler, processor or fabricator, the merchandise of such merchant shall not be subject to the provisions of this Act with respect to such manufacture, processing, fabrication, or wholesale activity only. If a merchant engage in sale of merchandise at retail in addition to carrying on activities as a manufacturer, processor, fabricator, or wholesaler as herein defined, then only such merchandise as is properly assigned for sale, or is sold, at retail shall be subject to the provisions of this Act; provided that this Act shall not be construed to in any way interfere with the operation of section three hundred twenty-one point one hundred thirty (321.130), Code 1958, relating to registered vehicles, or section four hundred twenty-eight point thirty-five (428.35), Code 1958, as amended, relating to grain.

"2. The 'gross sales of merchandise' shall be the sum of all sales of merchandise only, accomplished during the year or accounting period.

"3. 'Opening inventory' is defined as the cost value of merchandise on hand at the beginning of the year or as otherwise shown as the closing inventory for the preceding year, whichever is less.

"4. The cost of 'merchandise purchased during the year' shall be the cost of such merchandise charged by the supplier thereof less all discounts realized in settlement of such charges.

"5. The value of 'closing inventory' shall be the cost of such merchandise at time of purchase as defined in subsection four (4) hereof, less any allowable reduction in value attributable to obsolescence, depletion, or other factors reflecting acquisition value.

"6. The total 'annual active inventory' shall be determined by subtracting the value of the closing inventory from the sum of the value of the opening inventory and the cost of goods purchased during the year.

"7. 'Gross profits' shall be determined by subtracting the total annual active inventory from the gross sale of merchandise.

"8. The 'percentage of gross profit' shall be determined by dividing the gross profit by the gross sales of merchandise.

"9. 'Year' shall be defined as an accounting period of twelve (12) months ending next preceding or the end of the calendar year next preceding the year for which the assessment is determined.

"10. 'Inventory level' shall be defined as the computed average of inventory of merchandise determined in the following manner: the sum of the average of all inventories taken in the four (4) separate calendar quarters of the year divided by four (4) shall be taken and considered to be the level of inventory, except that in cases where inventories are not taken in each calendar quarter of the year level of inventory may be determined by the assessor in accordance with section four hundred twenty-eight point seventeen (428.17).

"11. 'Stock turnover' shall be defined as the number of times the annual active inventory is divisible by the inventory level.

"The assessed value of such stocks of merchandise for the purpose of taxation shall be determined as follows:

"The product of one-third of the total annual active inventory and the percentage of gross profit shall constitute the assessed valuation of such stocks of merchandise for purposes of taxation, provided, however, that if such retail merchant shall show a stock turnover of four or more times per year the following scale of adjustment of the fractional portions of the annual active inventory to be multiplied by the percent of gross profit shall be used in determining assessed valuation of such stocks for purposes of taxation:

Turnover numbering as many as:	but less than:	the fraction shall be:
4	7	1/4
7	10	1/5
10	13	1/6
13	16	1/7
16	19	1/8
19	22	1/9
22	25	1/10
25	28	1/11
28	31	1/12

31	34	1/13
34	37	1/14
37	40	1/15
40	43	1/16
43	46	1/17
46	49	1/18

and for turnover numbering 49 or more 1/19

"A showing of stock turnovers may be had by a showing of the books and records of such merchant relating to inventory level and a showing of the number of times the annual active inventory is divisible by the inventory level."

Sec. 2. Further amend section four hundred twenty-eight point seventeen (428.17), Code 1958, by adding thereto the following:

"For purposes of assessment each taxpayer shall provide the assessor of the taxing district or districts in which his retail enterprise or enterprises may be located with a statement certifying the total sales of merchandise accomplished within the taxing district or districts, the value of his opening inventory, the cost of merchandise purchased during the year, and the value of his closing inventory. Such certification shall declare that the figures thus submitted are the exact figures which are submitted on his state income tax report for the year next preceding the year in which such certification is made.

"The tax commission shall, upon request of any assessor with respect to any merchant, as defined herein, operating a retail unit within such taxing district, certify to such assessor the exact figures referred to in section two (2) of this Act, as shown upon such merchant's state income tax report for any year with respect to which such assessor requests such information, notwithstanding the provisions of section four hundred twenty-two point sixty-five (422.65), Code 1958.

"When a merchant, as defined herein, operates an enterprise involving retail outlets in more than one (1) taxing district, and uses a central accounting system which includes the records of more than one (1) retail outlet, then such merchant shall certify to each assessor of the several taxing districts all of the figures required by this section. He shall further certify to each assessor the proportionate share of the total gross sales accomplished by each retail outlet located in the taxing district of each assessor. Such assessor shall determine the assessment of inventory for taxation applied to such separate outlet by taking the same proportion of the total assessed value for such merchant as the total sales of such outlet bears to the total sales of the entire enterprise.

Sec. 3. Section twenty-one (21), of chapter two hundred ninety-one (291), Acts of the Fifty-eighth General Assembly is hereby amended by adding thereto the following:

"This section shall not apply with respect to assessed value of merchandise inventories of retail merchants as defined by this Act."

Sec. 4. If any merchant as defined herein fails to provide the assessor or assessors with the information required under section two (2) of this Act, then the assessor or assessors shall determine the assessed valuation of the inventory of such merchant

from information provided by the tax commission in accordance with section two (2) of this Act, and may add thereto an additional assessment value equal to fifty (50) percent of the assessment value as determined hereinunder; and if the valuation of such inventory for taxation be changed by any board of review, or any appeal therefrom, a like penalty shall be added to the valuation thus fixed.

LYNN POTTER.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 10, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Paul V. Clements, pastor of the First Methodist Church, New Hampton, Iowa.

PRESENTATION OF VISITORS

Senator Butler asked and received unanimous consent to present to the Senate twelve students, members of the girls' basketball squad from the Pocahontas High School, who were present in the balcony accompanied by their coach, Charles Weatherwax, and assistant coach, Dallas Pals.

Senator Butler also presented Miss Betty Sexe, captain of the team and "Queen of the 1961 Tournament," who was present in the Senate chamber accompanied by their chaperon, Mrs. Eral, and Superintendent Mick.

Senator Stuart asked and received unanimous consent to present to the Senate twenty-eight students, members of the fifth grade class of the Garfield School of Chariton, who were present in the balcony accompanied by their instructor, Ellen Edwards.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty students, members of the civics class of Roosevelt High School, who were present in the balcony accompanied by their instructor, Corwin Walden.

Senator Cowden asked and received unanimous consent to present to the Senate seventeen students, members of the girls' basketball squad of the Guthrie Center High School, who were present in the balcony accompanied by their instructor, Mr. Smiley.

INTRODUCTION OF BILLS

Senate File 439, by committee on governmental affairs, a bill for an act to establish a state employees' incentive award program.

Read first and second times and placed on the calendar.

PROOF OF PUBLICATION

Published copy of Senate File 356 and verified proof of publication of said bill in The Woodbine Twiner, a newspaper published at Woodbine, Iowa,

on March 9, 1961, 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 434 and verified proof of publication of said bill in the Atlantic News-Telegraph, a newspaper published at Atlantic, Iowa, on March 9, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE, *Secretary of the Senate.*

THIRD READING OF BILLS

On motion of Senator Turner, Senate File 42, a bill for an act to legalize recording fees charged in certain counties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Turner offered the following amendment and moved its adoption:

Amend Senate File 42 as follows:

1. Amend section 1, lines 5 and 6, by striking the words "during the biennium July 1, 1959 to June 30, 1961, are hereby legalized.", and inserting in lieu thereof the words "after July 1, 1959, are hereby legalized.".

The amendment was adopted.

On motion of Senator Turner, the following amendment filed by Senator Schroeder was adopted:

Amend Senate File 42 by striking lines 3, 4 and 5 of section 3 and by inserting in lieu thereof the following:

"The Daily Times, a newspaper published at Davenport, Iowa and the Waterloo Daily Courier, a newspaper published at Waterloo, Iowa.".

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, 44:

Butler	Gilmour	Moore	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Scott	Wilson
Frommelt	Mincks	Shoeman	Wolf

Nays, none.

Absent or not voting, 6:

Brown	Getting	Schroeder	Shaff
Buck	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 Turner, Senate File 43, a bill for an act relating to the recording of instruments, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Turner offered the following amendment:

Amend Senate File 43 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 publication in the Davenport Daily Times, a newspaper published at Davenport, Iowa, and the Waterloo Courier, a newspaper published at Waterloo, Iowa.

Senator Turner offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking lines 4, 5, and 6 and inserting in lieu thereof the following:

"in The Daily Times, a newspaper published at Davenport, Iowa, and the Waterloo Daily Courier, a newspaper published at Waterloo, Iowa.".

The amendment to the amendment was adopted.

On motion of Senator Turner, the amendment as amended was adopted.

On motion of Senator Turner, the following amendment filed by Senator Shaff was adopted:

Amend Senate File 43 by striking from line 13 the words "two dollars" and inserting in lieu thereof the words "one dollar and fifty cents.".

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, 44:

Butler	Gilmour	Moore	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Scott	Wilson
Frommelt	Mincks	Shoeman	Wolf

Nays, none.

Absent or not voting, 6:

Brown	Getting	Schroeder	Shaff
Buck	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 O'Malley, Senate File 136, a bill for an act to amend section two hundred ninety-seven point twenty-two (297.22), Code 1958, to permit the board of directors of school districts located in whole or in part within cities having a population of more than one hundred twenty-five thousand (125,000) to lease or sell school houses, school sites or other property acquired for school purposes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley offered the following amendment and moved its adoption:

Amend Senate File 136 by striking all of lines 3 through 6 inclusive of section 2 and inserting in lieu thereof the following:

"and publication in the Highland Park News, a newspaper published at Des Moines, Iowa, and the Algona Kossuth County Advance, a newspaper published at Algona, 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, 45:

Buck	Gilmour	Moore	Stuart
Butler	Gray	Nystrom	Turner
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shoeman	Wolf
Frommelt			

Nays, none.

Absent or not voting, 5:

Brown	Nolan	Schroeder	Shaff
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 Shoeman, Senate File 143, a bill for an act relating to management of public utility plants, with report of committee recommending amendment in accordance with the amendment filed by Senator Shoeman, was taken up, considered, and the report of the committee adopted.

Senator Shoeman offered the following amendment and moved its adoption:

Amend Senate File 143 by inserting a period (.) after the word "trustees" in line 13 and striking the remainder of the line.

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:

Buck	Getting	Moore	Stuart
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Vance
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks	Shoeman	

Nays, none.

Absent or not voting, 3:

Brown	Schroeder	Shaff

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

On motion of Senator Hoschek, Senate File 207, a bill for an act relating to the safety of pupils while entering or leaving public or private school buses in cities and towns, 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, 47:

Buck	Getting	Moore	Stuart
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Vance
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks	Shoeman	

Nays, none.

Absent or not voting, 3:

Brown	Schroeder	Shaff

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

On motion of Senator Eppers, Senate File 227, a bill for an act to amend section four hundred sixty-two point twenty-seven (462.27), Code 1958, prescribing the powers and duties of drainage and levee district trustees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Eppers offered the following amendment and moved its adoption:

Amend Senate File 227, section 1, line 3, by inserting after the word "levees" a "comma (,)".

The amendment was adopted.

Senator Hoschek offered the following amendment, filed by Senators Hoschek, Weber and Eppers, and moved its adoption:

Amend Senate File 227, by adding the following as a new section:

"Sec. 2. Section four hundred sixty-two point twenty-seven (462.27), Code 1958, is amended by inserting after the word 'lands' in line nine (9) the word 'by conveyance, lease, or by the exercise of the power of eminent domain as provided for in chapter four hundred seventy-two (472)'.".

The amendment was 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, 47:

Buck	Getting	Moore	Stuart
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Vance
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks	Shoeman	

Nays, none.

Absent or not voting, 3:

Brown	Schroeder	Shaff

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

On motion of Senator Eppers, Senate File 228, a bill for an act to

amend section four hundred sixty-one point five (461.5), Code 1958, by providing for improvement of drainage and levee districts with pumping stations, 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, 47:

Buck	Getting	Moore	Stuart
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Vance
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks	Shoeman	

Nays, none.

Absent or not voting, 3:

Brown	Schroeder	Shaff

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

On motion of Senator Weber, Senate File 229, a bill for an act to amend section five hundred twenty-six point twenty-five (526.25), Code 1958, subsection four (4), relating to investment of funds by savings banks, 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, 47:

Buck	Getting	Moore	Stuart
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Vance
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks	Shoeman	

Nays, none.

Absent or not voting, 3:

Brown	Schroeder	Shaff

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

On motion of Senator Wolf, Senate File 260, a bill for an act to legalize and validate the special election and the proceedings relative thereto with reference to the placing of the management and control of the Municipal Gas Utility of the city of Cedar Falls, Iowa, in the hands of a board of trustees and to validate and legalize the acts of said board of trustees and its members in acting pursuant to said appointment, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wolf offered the following amendment and moved its adoption:

Amend Senate File 260 as follows:

By striking all of lines 3, 4, and 5, in section 2, and inserting in lieu thereof the following: "publication in the Daily Record, a newspaper published at Cedar Falls, Iowa, and the Waterloo Daily Courier, a newspaper published at Waterloo, Iowa,".

The amendment 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, 47:

Buck	Getting	Moore	Stuart
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Vance
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks	Shoeman	

Nays, none.

Absent or not voting, 3:

Brown	Schroeder	Shaff

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

On motion of Senator Wolf, Senate File 261, a bill for an act to legalize and validate the special election and the proceedings relative thereto with reference to the placing of the management and control

of the Municipal Water Utility of the city of Cedar Falls, Iowa, in the hands of a board of trustees and to validate and legalize the acts of said board of trustees and its members in acting pursuant to said appointment, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wolf offered the following amendment and moved its adoption:

Amend Senate File 261 as follows:

By striking all of lines 3, 4, and 5, in section 2, and inserting in lieu thereof the following: "publication in the Daily Record, a newspaper published at Cedar Falls, Iowa, and the Waterloo Daily Courier, a newspaper published at Waterloo, Iowa,".

The amendment 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, 47:

Buck	**Getting**	**Moore**	**Stuart**
Butler	**Gilmour**	**Nolan**	**Turner**
Coleman	**Gray**	**Nystrom**	**Vance**
Cowden	**Grimstead**	**O'Malley**	**Van Eaton**
Curran	**Hansen**	**Phelps**	**Walker**
Dykhouse	**Hill**	**Potter**	**Walter**
Elijah	**Hoschek**	**Prentis**	**Wearin**
Elvers	**Hoxie**	**Price**	**Weber**
Eppers	**Long**	**Putney**	**Wiley**
Fisher	**Lucken**	**Rigler**	**Wilson**
Flatt	**Lynes**	**Scott**	**Wolf**
Frommelt	**Mincks**	**Shoeman**	

Nays, none.

Absent or not voting, 3:

Brown	**Schroeder**	**Shaff**

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

On motion of Senator Wolf, Senate File 262, a bill for an act to legalize and validate the special election and the proceedings relative thereto with reference to the placing of the management and control of the Municipal Electric Utility of the city of Cedar Falls, Iowa, in the hands of a board of trustees and to validate and legalize the acts of said board of trustees and its members in acting pursuant to said appointment, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wolf offered the following amendment and moved its adoption:

Amend Senate File 262 as follows:

By striking all of lines 3 through 6, section 2, and inserting in lieu thereof the following: "publication in the Daily Record, a newspaper published at Cedar Falls, Iowa, and the Waterloo Daily Courier, a newspaper published at Waterloo, Iowa, all without expense to the state.".

The motion prevailed and the amendment 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, 47:

Buck	Getting	Moore	Stuart
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Vance
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks	Shoeman	

Nays, none.

Absent or not voting, 3:

Brown	Schroeder	Shaff

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

On motion of Senator Wiley, Senate File 357, a bill for an act relating to joint use of municipal sewers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wiley offered the following amendment and moved its adoption:

Amend Senate File 357 by adding thereto the following section:

"This Act being deemed of immediate importance shall take effect and be in force from and after its passage and publication in The Marion Sentinel & Linn County Farmer, a newspaper published at Marion, Iowa, and in The Cedar Rapids Gazette, a newspaper published at Cedar Rapids, Iowa."

The amendment was adopted.

Senator Wiley moved that the bill be read a third 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:

Buck	Getting	Moore	Stuart
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Vance
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks	Shoeman	

Nays, none.

Absent or not voting, 3:

Brown	Schroeder	Shaff

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

Senator Wiley asked and received unanimous consent that Senate File 357 be immediately messaged to the House, which request was complied with.

On motion of Senator Getting, Senate File 381, a bill for an act to amend section five hundred twenty-eight point eighty-two (528.82), Code 1958, and section five hundred twenty-eight point eighty-four (528.84), Code 1958, to increase penalties for certain violations by staffs in banks and for the making of false statements or entries or diversion of funds, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were considered:

Amend by striking from line 5 and 6 of section 2 the words: "or by both fine and imprisonment".

Amend the title by striking from line 3 the words "to increase" and substituting the words "relating to" therefor.

Further amend the title by inserting the word "for" before the word "diversion" in line 5.

On motion of Senator Butler, the committee amendments were adopted.

Senator Lynes asked and received unanimous consent that action on Senate File 381 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Wearin, House Joint Resolution 10, a joint resolution to designate "The Oak" as the official state tree for 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 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:

Buck	Getting	Moore	Stuart
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Vance
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks	Shoeman	

Nays, none.

Absent or not voting, 3:

Brown	Schroeder	Shaff

The resolution 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 2, a bill for an act relating to the appointment of members to the state soil conservation committee, 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, 47:

Buck	Getting	Moore	Stuart
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Vance
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks	Shoeman	

Nays, none.

Absent or not voting, 3:

Brown	Schroeder	Shaff

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

SENATE FILE 140 WITHDRAWN

Senator Walker asked and received unanimous consent that Senate File 140 be withdrawn from further consideration of the Senate.

On motion of Senator Flatt, House File 43, a bill for an act relating to the maximum cost of markers on graves of war veterans, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 46:

Buck	Getting	Moore	Shoeman
Butler	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Scott	Wilson
Frommelt	Mincks		

Nays, none.

Absent or not voting, 4:

Brown	Schroeder	Shaff	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 Putney, House File 149, a bill for an act relating to the limit of campaign expense of a member of the General Assembly, 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, 45:

Buck	Fisher	Hoschek	Phelps
Butler	Flatt	Hoxie	Potter
Coleman	Frommelt	Long	Prentis
Cowden	Getting	Lucken	Price
Curran	Gilmour	Lynes	Putney
Dykhouse	Gray	Moore	Rigler
Elijah	Grimstead	Nolan	Scott
Elvers	Hansen	Nystrom	Shoeman
Eppers	Hill	O'Malley	Stuart

Turner	Walker	Wearin	Wiley
Vance	Walter	Weber	Wilson
Van Eaton			

Nays, none.

Absent or not voting, 5:

Brown	Schroeder	Shaff	Wolf
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 Putney, House File 244, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Reinbeck Community School District, in the Counties of Grundy, Black Hawk and Tama, 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 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, 45:

Buck	Getting	Moore	Shoeman
Butler	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Scott	Wilson
Frommelt			

Nays, none.

Absent or not voting, 5:

Brown	Schroeder	Shaff	Wolf
Mincks			

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 out of order Senate File 434, a bill for an act to legalize and validate the proceedings of the board of directors of the Lewis Consolidated School District, in the County of Cass, 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 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	Getting	Mincks	Scott
Butler	Gilmour	Moore	Shoeman
Coleman	Gray	Nolan	Stuart
Cowden	Grimstead	Nystrom	Vance
Curran	Hansen	O'Malley	Van Eaton
Dykhouse	Hill	Phelps	Walker
Elijah	Hoschek	Potter	Walter
Elvers	Hoxie	Prentis	Wearin
Eppers	Long	Price	Weber
Fisher	Lucken	Putney	Wiley
Flatt	Lynes	Rigler	Wilson
Frommelt			

Nays, none.

Absent or not voting, 5:

Brown	Shaff	Turner	Wolf
Schroeder			

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 Senate File 356, a bill for an act to legalize and validate the proceedings of the board of directors of the Woodbine Community School District, in the counties of Harrison and 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.

On motion of Senator Moore, the 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 356, section 2, line 3, by striking the word "the" and inserting in lieu thereof "The". Further amend section 2, line 4, by striking the word "the" and inserting in lieu thereof "The".

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, 46:

Buck	Getting	Moore	Shoeman
Butler	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Scott	Wilson
Frommelt	Mincks		

Nays, none.

Absent or not voting, 4:

Brown	Schroeder	Shaff	Wolf

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 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 Senate is asked:

House File 6, 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.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 145, a bill for an act relating to compensation and expense of shorthand reporters of district court and compensation of shorthand reporters of the municipal court 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 216, a bill for an act relating to the definition of fireworks.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 218, a bill for an act relating to tips and tipping.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 459, a bill for an act to repeal section forty point one (40.1), Code 1958, relating to congressional districts, and to enact a substitute therefor.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 6, 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.

House File 145, a bill for an act relating to the compensation and expense of shorthand reporters of the district court and compensation of shorthand reporters of the municipal court and to amend various sections of the Code relating thereto.

Read first and second times and passed on file.

House File 216, a bill for an act relating to the definition of fireworks.

Read first and second times and passed on file.

House File 218, a bill for an act relating to tips and tipping.

Read first and second times and passed on file.

House File 459, a bill for an act to repeal section forty point one (40.1), Code 1958, relating to congressional districts, and to enact a substitute therefor.

Read first and second times and passed on file.

REPORTS OF COMMITTEES

Senator Grimstead submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 265**, a bill for an act relating to election of county supervisors, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 289**, a bill for an act relating to the assessment expense fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 294**, a bill for an act relating to the authorization of public corporations to retain and pay for the services of experienced personnel in financing or refinancing public operations or undertakings, begs

leave to report it has had the same under consideration and **returns the bill without recommendation.**

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

Senator Gray submitted the following report:

MR. PRESIDENT: Your committee on manufacturing, commerce and trade to which was referred **Senate File 240**, a bill for an act relating to the boiler laws of the State of Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOHN GRAY, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 294 by adding the following sections:

"Sec. 2. All bonds or other evidence of indebtedness issued as provided in section one (1) hereof shall be advertised and sold at public sale as provided in chapter seventy-five (75), Code 1958.

Sec. 3. No person, firm or corporation retained, engaged or employed under section one (1) hereof shall purchase, directly or indirectly, any bonds or other evidence of indebtedness as referred to in section one (1) hereof."

COMMITTEE ON GOVERNMENTAL AFFAIRS,
JACOB GRIMSTEAD, *Chairman.*

Amend Senate File 376 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section four hundred twenty-two point forty-five (422.45), Code 1958, is hereby amended by inserting in subsection four (4) line two (2) after the word "property" the words "except implements of husbandry as defined in section four hundred twenty-two point forty-two (422.42) of the Code as amended by section three (3) of this Act".

Sec. 2. Section four hundred twenty-two point forty-five (422.45), Code 1958, is hereby amended by adding thereto the following subsection:

"That part of the gross receipts from the sale of new or used implements of husbandry which represents trade-in allowances to purchasers of implements of husbandry in sales in Iowa."

Sec. 3. Section four hundred twenty-two point forty-two (422.42), Code 1958, is hereby amended by adding thereto the following new subsection:

" 'Implements of husbandry' means every device which is primarily designed for agricultural purposes and exclusively used in the conduct of agricultural operations. Implements of husbandry shall not include automobile, motor truck, light panel or pickup truck, truck tractor, road tractor or semitrailer as defined in chapter three hundred twenty-one (321) of the Code."

Sec. 4. Section four hundred twenty-three point four (423.4), subsection six (6), Code 1958, is hereby amended by striking the period in line four (4) and adding the following:

", except that nothing in section four hundred twenty-two point forty-five (422.45), Code 1958, as amended, shall exempt implements of husbandry from use tax."

CARROLL PRICE.

Amend Senate File 421 by striking subsection 3 of section 1 and inserting in lieu thereof the following:

3. Repeal subsection three (3) and insert in lieu thereof the following: "All other school corporations three hundred twenty-five (325) dollars except corporations not maintaining an approved high school such an additional amount as will be necessary to pay the cost of tuition for pupils attending high schools; provided, however, that compliance with chapter 24 shall be observed.

C. EDWIN GILMOUR.

On motion of Senator Lynes, the Senate adjourned until 10:00 a.m., Monday, March 13, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 13, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend John M. Latta, pastor of the Methodist Church, Orient, Iowa.

PETITIONS

By Senator Brown from members of the Fenton Community Club, the Emmetsburg Chamber of Commerce, and town councils of the following: Bancroft, Fenton, Graettinger, Lone Rock, LuVerne, Swea City, Titonka, and West Bend, favoring the recommendations of the Automotive Safety Foundation, the Public Administrative Service, and the Iowa Highway Study Committee.

By Senator Hansen from twenty-three residents of Carroll County favoring control of billboard advertising on interstate highways.

By Senator Hoxie from twenty-two residents of Page County favoring proposed legislation relating to operation of a motor vehicle while intoxicated and the regulation of key clubs.

By Senator Nystrom from twenty-two residents of Story County favoring proposed legislation for control of billbard advertising on interstate highways.

By Senator O'Malley from twenty-six residents of Polk County favoring proposed legislation for control of billboard advertising on interstate highways.

THIRD READING OF BILLS

On motion of Senator Buck, Senate File 48, a bill for an act to require presidential electors to cast their ballots for the candidates of the political party which they represent, 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, 41:

Brown	Frommelt	Lynes	Stuart
Buck	Getting	Mincks	Turner
Butler	Gilmour	Moore	Vance
Cowden	Gray	Phelps	Van Eaton
Curran	Grimstead	Potter	Walter
Dykhouse	Hansen	Prentis	Wearin
Elijah	Hoschek	Rigler	Weber
Elvers	Hoxie	Schroeder	Wiley
Eppers	Long	Shaff	Wilson
Fisher	Lucken	Shoeman	Wolf
Flatt			

Nays, 4:

Coleman	Hill	Nolan	Walker

Absent or not voting, 5:

Nystrom	Price	Putney	Scott
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 Wiley, Senate File 49, a bill for an act to amend section fifty-two point three (52.3), Code 1958, relating to voting machines, with report of committee recommending amendment in accordance with the amendments filed by Senators Wiley and Hansen and passage, was taken up, considered, and the report of the committee adopted.

Senator Wiley offered the following amendment and moved its adoption:

Amend Senate File 49 by striking the word "annually" in line 4 thereof.

The amendment was adopted.

Senator Hansen asked and received unanimous consent to withdraw the following amendment:

Amend Senate File 49 by adding a new section as follows:

"Sec. 2. Section fifty-two point two (52.2), Code 1958, is hereby amended by striking from line three (3) the word 'two-thirds' and inserting in lieu thereof the word 'majority'."

Senator Potter offered the following amendment filed by Senators Prentis and Potter:

Amend Senate File 49, line 7, by striking all after "town," and insert in lieu thereof the following: "any such funds collected under this Act shall be held in a separate account in the municipal enterprises fund and shall be used for no other purpose than the purchase of voting machines.".

Senator Potter offered the following amendment to the amendment and moved its adoption:

Amend the amendment by inserting after the word "after" the words "the second word".

The amendment to the amendment was adopted.

On motion of Senator Potter, the amendment as amended was adopted.

Senator Wiley moved that the bill be read a third 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:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Turner
Butler	Gray	O'Malley	Vance
Cowden	Grimstead	Phelps	Van Eaton
Curran	Hansen	Potter	Walter
Dykhouse	Hoschek	Prentis	Wearin
Elijah	Hoxie	Price	Weber
Elvers	Lucken	Putney	Wiley
Eppers	Lynes	Rigler	Wilson
Fisher	Mincks	Scott	Wolf
Frommelt	Moore	Schroeder	

Nays, 2:

Coleman	Long

Absent or not voting, 5:

Flatt	Shaff	Stuart	Walker
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 Elijah, Senate File 4, 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, 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 6 be substituted for Senate File 4.

On motion of Senator Elijah, House File 6, 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, was taken up and considered.

Senator Long offered the following amendment and moved its adoption:

Amend House File 6, section 3, by striking all after the period (.) in line 5.

Senator Elijah raised a point of order on the amendment for the

reason that the same subject matter had been considered and failed of adoption in the House.

The Chair ruled the point well taken and declared the amendment out of order.

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, 16:

Curran	Getting	Lucken	Potter
Elijah	Gilmour	Mincks	Rigler
Elvers	Grimstead	Moore	Weber
Fisher	Hansen	O'Malley	Wiley

Nays, 31:

Brown	Gray	Phelps	Turner
Buck	Hill	Prentis	Vance
Butler	Hoschek	Price	Van Eaton
Cowden	Hoxie	Putney	Walker
Dykhouse	Long	Schroeder	Walter
Eppers	Lynes	Scott	Wearin
Flatt	Nolan	Shoeman	Wilson
Frommelt	Nystrom	Stuart	

Absent or not voting, 3:

Coleman	Shaff	Wolf

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

SENATE FILE 4 WITHDRAWN

Senator Elijah asked and received unanimous consent that Senate File 4 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 House was asked:

Senate File 3, a bill for an act relating to an increase in the number of judges in the tenth and fourteenth judicial districts.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 19, a bill for an act to create a "Youth Honor Day."

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 106, a bill for an act to authorize and directing the issuance of a patent to certain real estate to Dale F. Rupe and Sylvia C. Rupe, by the Governor and Secretary of State.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 160, a bill for an act to provide a method for the construction, reconstruction and repair of sidewalks alternate to that provided in chapter two hundred eighty-six (286), Acts of the Fifty-eighth General Assembly, by reenacting certain sections of the 1958 Code of Iowa which were therein repealed.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 434, a bill for an act to legalize and validate the proceedings of the Board of Directors of the Lewis Consolidated School District, in the County of Cass, 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.

Also: That the House has concurred in Senate amendments to and passed House File 235, a bill for an act relating to special limitations of actions in regard to the recovery of interests in real estate.

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 relating to the fee for renewal of licenses to practice chiropody.

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 change of name of chiropodist to podiatrist and the name of chiropody to podiatry.

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 to amend chapter three hundred twelve (312), Code 1958, in relation to the payment and use of the road use tax fund for certain unincorporated villages.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 169, a bill for an act to legalize and validate proceedings of the organization and establishment of the Corning Community School District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 278, 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 300, a bill for an act relating to the boiler laws of the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 330, a bill for an act to authorize the treasurer of state to issue memoranda of credit and refunds of excess payments of motor vehicle fuel tax to operators of motor vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 346, a bill for an act relating to use-tax exemptions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 372, a bill for an act to define the phrase "qualified voter".

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 373, a bill for an act relating to implied warranties of titles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 390, a bill for an act to amend chapter one hundred seventeen (117), Code 1958, relating to the powers and duties of the real estate commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 408, a bill for an act relating to assistant 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 446, a bill for an act to require a special license to fish for trout and prescribing the fee therefor.

HOUSE AMENDMENT TO SENATE FILE 160

Amend Senate File 160, section 1, by striking from line 14 the word "therefore" and inserting in lieu thereof the word "therefor".

HOUSE MESSAGES CONSIDERED

House File 120, a bill for an act to amend section one hundred forty-seven point eighty (147.80), Code 1958, relating to the fee for renewal of license to practice chiropody.

Read first and second times and passed on file.

House File 121, a bill for an act relating to the change of name of chiropodist to podiatrist and the name of chiropody to podiatry, and amending certain provisions of the Code relating thereto.

Read first and second times and passed on file.

House File 127, a bill for an act to amend chapter three hundred twelve (312), Code 1958, in relation to the payment and use of the road use tax fund for certain unincorporated villages.

Read first and second times and passed on file.

House File 169, a bill for an act to legalize and validate the proceedings of the organization and establishment of the Corning Community School District in the Counties of Adams and Taylor, State

of Iowa, declaring said district a duly and legally organized corporate body.

Read first and second times and passed on file.

House File 278, 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 300, a bill for an act relating to the boiler laws of the State of Iowa.

Read first and second times and passed on file.

House File 330, a bill for an act to authorize the Treasurer of State to issue memoranda of credit and refunds of excess payments of motor vehicle fuel tax to operators of motor vehicles.

Read first and second times and passed on file.

House File 346, a bill for an act to amend section four hundred twenty-three point four (423.4), Code 1958, relating to use-tax exemptions.

Read first and second times and passed on file.

House File 372, a bill for an act to define the phrase "qualified voter."

Read first and second times and passed on file.

House File 373, a bill for an act to amend section five hundred fifty-four point fourteen (554.14), Code 1958, relating to implied warranties of titles.

Read first and second times and passed on file.

House File 390, a bill for an act to amend chapter one hundred seventeen (117), Code 1958, relating to the powers and duties of the real estate commission.

Read first and second times and passed on file.

House File 408, a bill for an act relating to assistant county attorneys in certain counties.

Read first and second times and passed on file.

House File 446, a bill for an act to require a special license to fish for trout, and prescribing the fee therefor.

Read first and second times and passed on file.

HOUSE AMENDMENT CONSIDERED

Senator Van Eaton called up for consideration Senate File 160, a bill for an act to provide a method for the construction, reconstruction and repair of sidewalks alternate to that provided in chapter two hundred eighty-six (286), Acts of the Fifty-eighth General Assembly, by reenacting certain sections of the 1958 Code of Iowa which were therein repealed, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 160, section 1, by striking from line 14 the word "therefore" and inserting in lieu thereof the word "therefor".

The Senate concurred in the House amendment.

Senator Van Eaton 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:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shoeman
Butler	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson

Nays, none.

Absent or not voting, 2:

Shaff	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 Wiley, Senate File 96, a bill for an act relating to absent voter's affidavit, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wiley offered the following amendment and moved its adoption:

Amend Senate File 96 by striking all after the enacting clause and by adding the following:

"Section 1. Section fifty-three point thirteen (53.13), Code 1958, is

hereby amended by inserting in line three (3), after the word 'affidavit' the following:

', which shall be completed by all absent voters, excepting voters residing in precincts having permanent registration shall not be required to answer questions relating to qualifications,' ".

The amendment was adopted.

Senator Wiley moved that the bill be read a third 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:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt			

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.

On motion of Senator Wiley, Senate File 97, a bill for an act relating to mailing of absent voters' applications and ballots, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wiley moved that the bill be read a third 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:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Wilson, Senate File 120, a bill for an act to allow counties to take private property by condemnation for county conservation purposes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wearin offered the following amendment:

Amend Senate File 120 as follows:
1. By adding after the words, "and approved by" in line 6, the following: "the county board of supervisors and".

Senator Wearin asked and received unanimous consent to withdraw the amendment.

Senator Wilson moved that the bill be read a third 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	Frommelt	Moore	Stuart
Butler	Getting	Nystrom	Turner
Coleman	Gilmour	Phelps	Van Eaton
Cowden	Gray	Potter	Walker
Curran	Grimstead	Prentis	Walter
Dykhouse	Hansen	Price	Wearin
Elijah	Hoschek	Rigler	Weber
Elvers	Long	Schroeder	Wiley
Eppers	Lucken	Scott	Wilson
Fisher	Lynes	Shaff	Wolf
Flatt	Mincks		

Nays, 5:

Hill	Nolan	Putney	Shoeman
Hoxie			

Absent or not voting, 3:

Brown	O'Malley	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 Eppers, Senate File 240, a bill for an act relating to the boiler laws of the State of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Eppers asked and received unanimous consent that House File 300 be substituted for Senate File 240.

ADDITIONAL COPIES

Senator Prentis asked and received unanimous consent that 1,000 additional copies of Senate File 385 be printed.

PROOF OF PUBLICATION

Published copy of House File 169 and verifed proof of publication of said bill in The Adams County Free Press, a newspaper published at Corning, Iowa, on February 2, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of the Senate.

MOTION TO RECONSIDER

MR. PRESIDENT: We move to reconsider the vote by which House File 6 failed to pass the Senate.

D. C. NOLAN.
EDWARD A. WEARIN.
HOWARD BUCK.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 2, 43, 149, 235, 244 and House Joint Resolution 10.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 2, 43, 149, 235, 244, and House Joint Resolution 10.

REPORTS OF COMMITTEES

Senator Butler submitted the following report:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **Senate File 213**, a bill for an act to amend section five hundred twenty-eight point twenty-two (528.22), Code 1958, relating to reports of bank statements of condition to the superintendent of banking, begs leave to report it has had the same under consideration and recommends the same **do pass.**

GUY G. BUTLER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **Senate File 398**, a bill for an act relating to the sale of checks, money orders, and other written instruments for the transmission or payment of money, 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 398 as follows:

1. By striking from section 1, line 5, the words and figures "fifty thousand dollars ($50,000)" and inserting in lieu thereof the words and figures "twenty-five thousand dollars ($25,000)".

GUY G. BUTLER, *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 297**, 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, 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 board of control to which was referred **Senate File 155**, a bill for an act authorizing mental and physical examination and treatment of prisoners, 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 Nolan submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 341**, a bill for an act relating to institutional roads, 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.

Also:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 342**, a bill for an act allowing road authorities to take immediate possession of the land under the power of eminent domain, 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 342 by striking the words "for highway purposes" in line 4 and inserting in lieu thereof the following: "for interstate and national defense highway system purposes."

D. C. NOLAN, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred

Senate File 351, a bill for an act in relation to the budget and financial control act, 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.

Also:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 353**, a bill for an act relating to controlled access highways, 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 353 by adding after the word "chapter" in line 11 the following: "or except when the right to restrict, limit or control such right of access has been heretofore acquired by purchase, gift or condemnation."

D. C. NOLAN, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 152 as follows:

1. By adding the following new section:

"Section three hundred twenty-one A point five (321A.5), Code 1958, is hereby amended by striking from line six (6) the word 'fifty' and inserting in lieu thereof the words 'one hundred and fifty'.".

2. Further amend Senate File 152 by striking the first comma in line 2 of the title and by inserting in lieu thereof the following: "and section three hundred twenty-one A point five (322A.5),".

JOHN J. BROWN.

Amend Senate File 219 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Amend Chapter one hundred thirty (130), Acts of the Fifty-eighth General Assembly, by striking the period "." and quotation marks " " " in line seven (7) and by inserting in lieu thereof the following: ', providing, however, that there is one licensed adult accompanying each person under sixteen (16) years of age' ".

2. Amend the title to Senate File 219 by striking the word "repeal" in line one (1) and by inserting in lieu thereof the word "amend".

JAKE B. MINCKS.

Amend Senate File 398 by striking from section 1 all of line 10 after the period, also all of lines 11, 12 and 13, and inserting in lieu thereof the following: "However, the superintendent of banking may at his option accept a surety bond in the sum of fifty thousand dollars ($50,000) in the form satisfactory to him and issued by a surety company acceptable to him in lieu of such deposit."

EARL ELIJAH.

Amend Senate File 435, line 3 of the third paragraph of the

preamble by striking the word "impended" and inserting in lieu thereof "intended".

JOHN D. SHOEMAN.

Amend House File 446 by adding the following as a new section:

"Sec. 2. The proceeds from the sale of this stamp shall be used exclusively to restock the 'trout waters' designated by the conservation commission.".

GEORGE L. SCOTT.
ADOLPH ELVERS.

Amend House File 459 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section forty point one (40.1), Code 1958, is hereby repealed and the following enacted in lieu thereof:

The State of Iowa is hereby organized and divided into seven (7) congressional districts, which shall be composed, respectively, of the following counties:

First district shall consist of the counties of Iowa, Johnson, Cedar, Scott, Muscatine, Washington, Louisa, Jefferson, Henry, Des Moines, Van Buren and Lee.

Second district shall consist of the counties of Winneshiek, Allamakee, Fayette, Clayton, Buchanan, Delaware, Dubuque, Linn, Benton, Jones, Jackson and Cinton.

Third district shall consist of the counties of Winnebago, Worth, Mitchell, Howard, Hancock, Cerro Gordo, Floyd, Chickasaw, Wright, Franklin, Butler, Bremer, Hamilton, Hardin, Grundy, Black Hawk, Marshall and Tama.

Fourth district shall consist of the counties of Story, Jasper, Poweshiek, Mahaska, Keokuk, Marion, Warren, Madison, Union, Clarke, Lucas, Monroe, Wapello, Ringgold, Decatur, Wayne, Appanoose and Davis.

Fifth district shall consist of the counties of Kossuth, Humboldt, Webster, Boone and Polk.

Sixth district shall consist of the counties of Lyon, Osceola, Dickinson, Emmet, Sioux, O'Brien, Clay, Palo Alto, Plymouth, Cherokee, Buena Vista, Pocahontas, Woodbury, Ida, Sac and Calhoun.

Seventh district shall consist of the counties of Monona, Crawford, Carroll, Greene, Harrison, Shelby, Audubon, Guthrie, Dallas, Pottawattamie, Cass, Adair, Mills, Montgomery, Adams, Fremont, Page and Taylor.".

"Sec. 2. This act shall be effective as to the nomination and election of representatives in congress for this state in 1962 and succeeding years. Nothing herein contained shall affect the law concerning the filling of vacancies, should any occur in the eighty-seventh (87th) congress.".

"Sec. 3. Nothing herein contained shall affect the the terms of office of officials now holding certificates of election from the various congressional districts of Iowa.".

D. C. NOLAN.
HARRY L. COWDEN.
LAWRENCE PUTNEY.

Amend Senate File 381 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section five hundred twenty-eight point eighty-two (528.82), Code 1958, is hereby amended by striking the period (.) at the end thereof and substituting in lieu thereof a comma (,), and by adding thereto the following: 'provided that in any act of major fraud occurring under the provisions of this section in an amount of more than twenty-five thousand dollars ($25,000), or which act results in insolvency of any bank, shall be punished by a fine of not to exceed ten thousand dollars ($10,000) or by imprisonment in the penitentiary for a term of not more than twenty (20) years, or by both fine and imprisonment.'

"Sec. 2. Section five hundred twenty-eight point eighty-four (528.84), Code 1958, is hereby amended by inserting after the comma (,) in line fourteen (14) thereof, the following: 'provided that in any act of major embezzlement occuring under the provisions of this section in an amount of more than twenty-five thousand dollars ($25,000), or which results in insolvency of any bank, shall be punished by a fine of not to exceed ten thousand dollars ($10,000) and be imprisoned in the penitentiary for a term of not less than fifteen (15) years,' ".

COMMITTEE ON BANKS,
BUILDING AND LOAN,
GUY G. BUTLER, *Chairman.*

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 14, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Wayne Gehman, pastor of the First Presbyterian Church, Aplington, Iowa.

ANNOUNCEMENT

President Mooty directed the Secretary to present the following communications:

March 14, 1961.

Lieutenant Governor William L. Mooty,
The Senate,
Local.
Dear Sir:

Enclosed is the photostatic copy of the official document informing the Governor of the State of Iowa that Iowa is entitled to only seven Representatives beginning with the Eighty-eighth Congress.

This is for your official notification of the necessity for congressional redistricting.

Yours very truly,
/s/ NORMAN A. ERBE, *Governor.*

Office of the Clerk
HOUSE OF REPRESENTATIVES
Washington, D. C.

January 12, 1961.

The Honorable,
The Governor of Iowa,
Des Moines.
Sir:

I have the honor to transmit herewith, pursuant to the Act of Congress of the United States entitled "An Act to provide for the fifteenth and subsequent decenival censuses and to provide for the apportionment of Representatives in Congress," approved June 18, 1929, as amended, my certificate, attested by the Seal of the House of Representatives, showing the number of Representatives to which your State shall be entitled in the Eighty-eighth Congress and in each Congress thereafter until the taking effect of a reapportionment under said Act, as amended, or subsequent statute.

Your attention is directed to Section 22 of the Act of Congress herewith, relating to apportionment of Representatives, and a copy of the message of the President of the United States of January 10, 1961, transmitting to Congress the population basis of apportionment, and the apportionment of Representatives by the method of equal proportions, pursuant to the provisions of the said Act.

I have the honor to be, Sir,

Your obedient servant,
/s/ RALPH R. ROBERTS,
Clerk, U. S. House of Representatives.

HOUSE OF REPRESENTATIVES
Office of the Clerk
Washington, D. C.

I, Ralph R. Roberts, Clerk of the House of Representatives of the United States, Hereby Certify, pursuant to Section 22, Subdivision (B), of the Act of the Congress of the United States of America, entitled "An Act to provide for the fifteenth and subsequent decennial censuses and to provide for apportionment of Representatives in Congress". Approved June 18, 1929, as amended by Public, Numbered 481, Seventy-sixth Congress, approved April 25, 1940, and Public, Numbered 291, Seventy-seventh Congress, approved November 15, 1941, that the State of

IOWA

shall be entitled, in the Eighty-eighth Congress and in each Congress thereafter until the taking effect of a reapportionment under said Act, as amended, or subsequent statute, to

SEVEN REPRESENTATIVES

in the House of Representatives of the Congress of the United States.

IN WITNESS WHEREOF I hereto affix my name and the Seal of the House of Representatives of the United States of America this twelfth day of January, Anno Domini 1961, in the City of Washington, District of Columbia.

(Seal)

/s/ RALPH R. ROBERTS,
Clerk of the House of Representatives of the United States.

PETITIONS

By Senator Elijah, from fourteen residents of Jackson County favoring a moratorium on school district reorganizations.

By Senator Eppers, from the members of the Fort Madison Chamber of Commerce favoring the recommendations of the Automotive Safety Foundation, the Public Administrative Service, and the Iowa Highway Study Committee.

By Senator Eppers, from twenty-three members of the Lee County Citizens Association in opposition to the curtailment of psychiatric visits to the county homes.

PRESENTATION OF VISITORS

The Chair announced the presence of a guest in the Senate chamber and requested Senator Flatt, chairman of the committee on military affairs, to make the presentation.

Senator Flatt presented to the Senate John D. Holland, Mayor of the City of Vicksburg, Mississippi, State Chairman of the Mississippi Commission on the War Between the States, who addressed the Senate and extended an invitation to all Iowans to attend the 100th anniversary observance of the war during the week of April 30 to May 8. He said this period has been set aside as "Iowa Week" in the State of Mississippi.

Senator Lucken asked and received unanimous consent to present to the Senate forty-six students, members of the government class of the Ida Grove High School, who were present in the balcony accompanied by their instructor, Clara Bekman.

Senator Cowden asked and received unanimous consent to present to the Senate forty-five students from the Dallas Center Community School, who were present in the balcony accompanied by their instructor, Harold Isely.

Senator O'Malley asked and received unanimous consent to present to the Senate one hundred eighty students from the Dowling High School, who were present in the balcony accompanied by their instructors, Father Bacon, Father Pfeffer, Mr. Dimarco and Mr. Cordero.

Senator O'Malley asked and received unanimous consent to present to the Senate fifty-five students from the Ankeny High School, who were present in the balcony accompanied by their instructor, Robert Vanderlinden.

INTRODUCTION OF BILLS

Senate File 440, by committee on banks, building and loan, a bill for an act raising the amount of an unsecured loan on which the superintendent of banking may require a financial statement.

Read first and second times and placed on the calendar.

Senate File 441, by committee on schools and educational institutions, a bill for an act relating to the reorganization of certain school districts.

Read first and second times and placed on the calendar.

Senate File 442, by committee on board of control, a bill for an act relating to cooperative efforts of various departments.

Read first and second times and placed on the calendar.

UNFINISHED BUSINESS

On motion of Senator Getting, Senate File 381, a bill for an act to amend section five hundred twenty-eight point eighty-two (528.82), Code 1958, and section five hundred twenty-eight point eighty-four (528.84), Code 1958, to increase penalties for certain violations by staffs in banks and for the making of false statements or entries or diversion of funds, was taken up for further consideration.

Senator Butler called up the following committee amendment:

Amend Senate File 381 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section five hundred twenty-eight point eighty-two (528.82), Code 1958, is hereby amended by striking the period (.) at the end thereof and substituting in lieu thereof a comma (,), and by adding thereto the following: 'provided that in any act of major fraud occurring under the provisions of this section in an amount of more than twenty-five thousand dollars ($25,000), or which act results in insolvency of any bank, shall be punished by a fine of not to exceed ten thousand dollars ($10,000) or by imprisonment in the penitentiary for a term of not more than twenty (20) years, or by both fine and imprisonment.'

"Sec. 2. Section five hundred twenty-eight point eighty-four (528.84), Code 1958, is hereby amended by inserting after the comma (,) in line fourteen (14) thereof, the following: 'provided that in any act of major embezzlement occurring under the provisions of this section in an amount of more than twenty-five thousand dollars ($25,000), or which results in insolvency of any bank, shall be punished by a fine of not to exceed ten thousand dollars ($10,000) and be imprisoned in the penitentiary for a term of not less than fifteen (15) years,' ".

Senator Nolan asked and received unanimous consent that Senate File 381 be re-referred to the committee on judiciary 1.

MOTION TO RECONSIDER

Senator Long moved that the motion to reconsider the vote by which House File 6 failed to pass the Senate, filed by Senators Nolan, Wearin and Buck, be laid on the table.

Roll call was requested.

On the question "Shall the motion to reconsider be laid on the table?" the vote was:

Ayes, 14:

Dykhouse	Long	Schroeder	Walker
Eppers	Nystrom	Scott	Wilson
Getting	Price	Van Eaton	Wolf
Gray	Putney		

Nays, 35:

Brown	Frommelt	Mincks	Shoeman
Buck	Gilmour	Moore	Stuart
Butler	Grimstead	Nolan	Turner
Cowden	Hansen	O'Malley	Vance
Curran	Hill	Phelps	Walter
Elijah	Hoschek	Potter	Wearin
Elvers	Hoxie	Prentis	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Shaff	

Absent or not voting, 1:

Coleman

The motion to table was lost.

THIRD READING OF BILLS

On motion of Senator Long, Senate File 144, a bill for an act to

amend chapter four hundred twenty-nine (429), Code 1958, relating to moneys and credits tax, was taken up and considered.

Senator Potter offered the following amendment and moved its adoption:

Amend Senate File 144 by inserting in line 4, after the word "banks", the following: "which have been in the custody of such banks for a period of three months or more immediately preceding the assessment date for assessment of moneys and credits".

Roll call was requested.

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

Ayes, 37:

Brown	Flatt	Hoxie	Putney
Buck	Frommelt	Long	Rigler
Butler	Getting	Lynes	Scott
Coleman	Gilmour	Mincks	Shoeman
Cowden	Gray	Moore	Vance
Dykhouse	Grimstead	Nolan	Walter
Elijah	Hansen	Nystrom	Wearin
Elvers	Hill	O'Malley	Wiley
Eppers	Hoschek	Potter	Wolf
Fisher			

Nays, 13:

Curran	Price	Stuart	Walker
Lucken	Schroeder	Turner	Weber
Phelps	Shaff	Van Eaton	Wilson
Prentis			

Absent or not voting, none.

The amendment was adopted.

Senator Coleman asked and received unanimous consent to withdraw the amendment filed by him to Senate File 144 and found on page 225 of the Senate Journal.

Senator Flatt asked and received unanimous consent to withdraw the amendments filed by him to Senate File 144 and found on pages 265 and 274 of the Senate Journal.

Senator Shaff asked and received unanimous consent to withdraw the amendment filed to Senate File 144 by Senators Shaff and Schroeder and found on pages 224 and 225 of the Senate Journal.

Senator Gilmour asked unanimous consent that action on Senate File 144 be temporarily deferred for the purpose of filing additional amendments.

Objection was raised.

Senator Gilmour moved that action on Senate File 144 be deferred.

Senator Wolf moved as a substitute motion that action on Senate

File 144 be deferred until the subject matter contained in Senate File 27 can be filed as an amendment to Senate File 144.

Roll call was requested.

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

Ayes, 13:

Coleman	Hansen	Mincks	Walter
Eppers	Hill	Moore	Wilson
Frommelt	Lucken	Potter	Wolf
Gilmour			

Nays, 33:

Buck	Getting	Nystrom	Shaff
Butler	Gray	Phelps	Shoeman
Cowden	Grimstead	Prentis	Stuart
Curran	Hoschek	Price	Van Eaton
Dykhouse	Hoxie	Putney	Walker
Elijah	Long	Rigler	Wearin
Elvers	Lynes	Schroeder	Weber
Fisher	Nolan	Scott	Wiley
Flatt			

Absent or not voting, 4:

Brown	O'Malley	Turner	Vance

The motion to substitute was lost.

Senator Gilmour asked and received unanimous consent to withdraw his motion to defer action on the bill.

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:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gray	Nystrom	Turner
Cowden	Grimstead	Phelps	Vance
Curran	Hansen	Potter	Van Eaton
Dykhouse	Hill	Prentis	Walker
Elijah	Hoschek	Price	Walter
Elvers	Hoxie	Rigler	Wearin
Eppers	Long	Schroeder	Weber
Fisher	Lucken	Scott	Wiley
Flatt	Lynes	Shaff	Wilson

Nays, 5:

Coleman	Mincks	O'Malley	Putney
Gilmour			

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.

EXPLANATION OF VOTE

I opposed and voted against Senate File 144 because it takes needed tax money away from the local taxing bodies and will place more burden on real estate.

GEORGE E. O'MALLEY.

MESSAGES FROM 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 260, a bill for an act to legalize and validate the special election and the proceedings relative thereto with reference to the placing of the management and control of the Municipal Gas Utility of the City of Cedar Falls, Iowa, in the hands of a board of trustees and to validate and legalize the acts of said board of trustees and its members in acting pursuant to said appointment.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 261, a bill for an act to legalize and validate the special election and the proceedings relative thereto with reference to the placing of the management and control of the Municipal Water Utility of the City of Cedar Falls, Iowa, in the hands of a board of trustees and to validate and legalize the acts of said board of trustees and its members in acting pursuant to said appointment.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 262, a bill for an act to legalize and validate the special election and the proceedings relative thereto with reference to the placing of the management and control of the Municipal Electric Utility of the City of Cedar Falls, Iowa, in the hands of a board of trustees and to validate and legalize the acts of said board of trustees and its members in acting pursuant to said appointment.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 356, a bill for an act to legalize and validate the proceedings of the board of directors of the Woodbine Community School District, in the counties of Harrison and 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.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 108, a bill for an act relating to the operation of a motor vehicle while intoxicated; providing for the testing of body substances; providing for the administration of tests, revocation of operator's license, administrative hearings, judicial review, interpretation of tests, and proof in civil or criminal actions.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 108, a bill for an act relating to the operation of a motor vehicle while intoxicated; providing for the testing of body substances; providing for the administration of tests, revocation of operator's license, administrative hearings, judicial review, interpretation of tests, and proof in civil or criminal actions.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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, 19, 106, 160 and 434.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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, 19, 106, 160 and 434.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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 March, 1961, sent to the Governor for his approval: Senate Files 3, 19, 106, 160 and 434.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S. F. 255 Appropriations (Under Senate Rule 21)
S. F. 297 Appropriations (Under Senate Rule 21)
H. F. 121 Public health
H. F. 145 Compensation of public officers and employees
H. F. 169 Judiciary 2
H. F. 216 Judiciary 2
H. F. 218 Judiciary 1

H. F. 278 Schools and educational institutions
H. F. 346 Tax revision
H. F. 372 Governmental affairs
H. F. 373 Judiciary 1
H. F. 390 Judiciary 1
H. F. 408 Judiciary 1
H. F. 459 Legislative redistricting

REPORTS OF COMMITTEES

Senator Getting submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 355**, a bill for an act to amend section four hundred sixty-two point thirteen (462.13), Code 1958, relating to voting by agents in drainage or levee districts by providing a method of voting by absentee ballot, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LEROY GETTINGS, *Chairman.*

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on insurance to which was referred **Senate File 255**, a bill for an act to amend chapters four hundred ten (410), four hundred eleven (411) and four hundred thirty-two (432), Code 1958, relating to retirement systems for policemen and firemen, and to provide for the financing of increase in pensions under such systems, 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 insurance to which was referred **Senate File 333**, a bill for an act to amend section three hundred thirty-two point three (332.3), Code 1958, relating to county insurance coverage, 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 Wiley submitted the following report:

MR. PRESIDENT: Your committee on public lands and buildings to which was referred **Senate File 248**, a bill for an act to amend chapter twenty-three (23), Code 1958, to provide for competitive bidding on the construction, erection, alteration or repair of public improvements, begs leave to report it has had the same under consideration and recommends the same **do pass.**

MARTIN WILEY, *Chairman.*

Ordered passed on file.

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred

House File 380, a bill for an act to appropriate from the general fund of the state to the state board of regents for equipment and moving expense for the law center at the State University of Iowa, 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 tax revision to which was referred **Senate File 376**, a bill for an act to permit collection of sales tax only on the cash differences in sales of farm equipment where a trade-in is involved, 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 tax revision to which was referred **House File 346**, a bill for an act to amend section four hundred twenty-three point four (423.4), Code 1958, relating to use-tax exemptions, 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 Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 283**, a bill for an act to amend chapter one hundred thirty-five (135), Acts of the Fifty-eighth General Assembly, relating to licensure of 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 347**, a bill for an act to amend chapter five hundred fourteen (514), Code 1958, to provide for participation of chiropodists in hospital and medical service plans, 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 348**, a bill for an act to amend section one hundred forty-seven point eighty (147.80), Code 1958, relating to the fee for renewal of license to practice chiropody, 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 61, a bill for an act relating to county boards of health, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOHN D. SHOEMAN, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 58 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section four hundred twenty-eight point seventeen (428.17), Code 1958, is hereby amended by adding thereto the following:

"A retail merchant is defined as a merchant selling goods and merchandise at retail on which a retail sales tax is imposed by chapter four hundred twenty-two (422), Code 1958, or a merchant selling goods and merchandise which are exempted by law from the sales tax. If a merchant be a manufacturer, wholesaler, processor or fabricator, the merchandise of such merchant shall not be subject to the provisions of this chapter with respect to such manufacture, processing, fabrication, or wholesale activity only. If a merchant engage in sale of merchandise at retail in addition to carrying on activities as a manufacturer, processor, fabricator, or wholesaler as herein defined, then only such merchandise as is properly assigned for sale, or is sold, at retail shall be subject to the provisions of this chapter; provided that this section shall not be construed to in any way interfere with the operation of section three hundred twenty-one point one hundred thirty (321.130), Code 1958, relating to registered vehicles, or section four hundred twenty-eight point thirty-five (428.35), Code 1958, as amended, relating to grain."

Sec. 2. Further amend section four hundred twenty-eight point seventeen (428.17), Code 1958, by adding thereto the following:

"For purposes of assessment each taxpayer shall provide the assessor of the taxing district or districts in which his retail enterprise or enterprises may be located with a statement certifying the total sales of merchandise accomplished within the taxing district or districts, the value of his opening inventory, the cost of merchandise purchased during the year, and the value of his closing inventory. Such certification shall declare that the figures thus submitted are the exact figures which are submitted on his state income tax report for the year next preceding the year in which such certification is made.

"The tax commission shall, upon request of any assessor with respect to any merchant, as defined herein, operating a retail unit within such taxing district, certify to such assessor the exact figures referred to herein, as shown upon such merchant's state income tax report for any year with respect to which such assessor requests such information, notwithstanding the provisions of section four hundred twenty-two point sixty-five (422.65), Code 1958.

"When a merchant, as defined herein, operates an enterprise involving retail outlets in more than one (1) taxing district, and uses a central accounting system which includes the records

of more than one (1) retail outlet, then such merchant shall certify to each assessor of the several taxing districts all of the figures required by this section. He shall further certify to each assessor the proportionate share of the total gross sales accomplished by each retail outlet located in the taxing district of each assessor. Such assessor shall determine the assessment of inventory for taxation applied to such separate outlet by taking the same proportion of the total assessed value for such merchant as the total sales of such outlet bears to the total sales of the entire enterprise."

Sec. 3. Further amend section four hundred twenty-eight point seventeen (428.17), Code 1958, by adding thereto the following:

"Within one year from July 4, 1961, the state tax commission shall develop and promulgate uniform formulae for the assessment of merchandise inventories. When so promulgated these formulae shall be binding on all assessors."

Sec. 4. Further amend section four hundred twenty-eight point seventeen (428.17), Code 1958, by adding thereto the following:

"If any merchant as defined herein fails to provide the assessor or assessors with the information required hereunder, then the assessor or assessors shall determine the assessed valuation of the inventory of such merchant from information provided by the tax commission in accordance with this section as amended, and may add thereto an additional assessment value equal to fifty (50) percent of the assessment value as determined hereinunder; and if the valuation of such inventory for taxation be changed by any board of review, or any appeal therefrom, a like penalty shall be added to the valuation thus fixed."

C. EDWIN GILMOUR.

Amend Senate File 201 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-six (321.286), Code 1958, is amended by striking from line one (1) of subsection one (1) the words "Fifty miles per hour" and inserting in lieu thereof the words "Sixty miles per hour on primary roads and fifty miles per hour on secondary roads".

Said subsection is further amended by adding at the end thereof the following:

"The speed limit hereinbefore set for trucks on primary roads shall be subject to reduction as provided in section three hundred twenty-one point two hundred ninety (321.290) of the Code."

FRANK HOXIE.

Amend Senate File 241 by striking from line 9 of section 1 the first period, quotation marks, and second period (.".) and adding the following: "on the first two thousand five hundred dollars ($2,500.00) of such loan or four dollars ($4.00) per one hundred dollars ($100.00) face amount on the balance of such loan above two thousand five hundred dollars ($2,500.00)."

EUGENE M. HILL.

Amend Senate File 275 as follows:

By striking section 3 and inserting in lieu thereof

the following:

"Sec. 3. Every public utility shall furnish reasonably adequate service at rates and charges in accordance with tariffs filed with the commission. Whenever there is filed with the commission by any person or body politic, or filed by the commission upon its own motion, a written petition complaining of anything done or omitted to be done by any public utility subject to this Act, in contravention of the provisions thereof, such written complaint thus made shall be forwarded by the commission to such public utility, who shall be called upon to satisfy the complaint or to answer the same in writing within a reasonable time to be specified by the commission. If such public utility shall not satisfy the complaint within the time specified or there shall appear to be any reasonable ground for investigating said complaint, it shall be the duty of the commission to investigate the matter complained of in such manner and by such means as it shall deem proper."

RICHARD C. TURNER.

Amend Senate File 370, section 2, by striking all of lines 3 through 5 of said section and inserting in lieu thereof the following:

"without expense to the State of Iowa, in The Daily Times, a newspaper published in Davenport, Iowa and in the Morning Democrat, a newspaper published in Davenport, Iowa."

JACK SCHROEDER.

Amend Senate File 428 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. On and after the enactment of a similar and reciprocal law by the State of Nebraska, and the approval and consent of the Congress of the United States of America, as hereinafter provided, the boundary line between the States of Iowa and Nebraska shall be described as follows:

Commencing at a point on the south line of section 20, in township 75 N., range 44 W. of the fifth principal meridian, produced 861½ feet west of the S. E. corner of said section, and running thence northwesterly to a point on the south line of lot 4 of section 10, in township 15 N., of range 13 E. of the sixth principal meridian, 2,275 feet east of the S. W. corner of the N. W. ¼ of the S. E. ¼ of said section 10; thence northerly, to a point on the north line of lot 4 aforesaid, 2,068 feet east of the center line of said section 10; thence north, to a point on the north line of section 10, 2,068 feet east of the quarter section corner on the north line of said section 10; thence northerly, to a point 312 feet west of the S. E. corner of lot 1, in section 3, township 15 N., range 13 E., aforesaid; thence northerly, to a point on the section line between sections 2 and 3, 358 feet south of the quarter section corner on said line; thence northeasterly, to the center of the S. E. ¼ of the N. W. ¼ of section 2 aforesaid; thence east, to the center of the W. ½ of lot 5, otherwise described as the S. W. ¼ of the N. W. ¼ of section 1, in township 15, range 13, aforesaid; thence southeasterly, to a point on the south line of lot 5 aforesaid, 1,540

feet west of the center of section 1, last aforesaid; thence south 2,050 feet, to a point 1,540 feet west of the north and south open line through said section 1; thence southwesterly, to the S. W. corner of the N. E. ¼ of the S. W. ¼ of section 21, in township 75 N., range 44 W. of the fifth principal meridian; thence southeasterly, to a point 660 feet south of the N. E. corner of the N. W. ¼ of the N. E. ¼ of section 28, in township 75 N., range 44 W., aforesaid; and said line produced to the center of the 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.

Commencing again at the point of beginning first named, namely, a point on the south line of section 20, in township 75 N., range 44 W. of the fifth principal meridian, produced 861½ feet west of S. E. corner of said section, and running thence southeasterly to a point 660 feet east of the S. W. corner of the N. W. ¼ of the N. W. ¼ of section 28, in township 75 N., range 44 W. of the fifth principal meridian, and said line produced to the center of the channel of the Missouri river; thence down the middle of the main channel of the Missouri river to the northern boundary of the State of Missouri.

The said middle of the main channel of the Missouri River referred to in this Act shall be the center line of the proposed stabilized channel of the Missouri river as established by the United States engineers' office, Omaha, Nebraska, and shown on the construction maps of the Missouri river from Sioux City, Iowa, to Hamburg, Iowa, and identified by file numbers M400-61-18 through M400-61-47 inclusive, dated February 21, 1961, file number M400-61-51A, dated February 21, 1961, and file numbers M400-61-51 through M400-61-84, inclusive, dated February 21, 1961, which maps are now on file in the United States engineers' office at Omaha, Nebraska, and copies of which maps are now on file with the secretary of state of the State of Iowa and with the secretary of state of the State of Nebraska.

Sec. 2. The State of Iowa hereby cedes to the State of Nebraska and relinquishes jurisdiction over all lands now in Iowa but lying westerly of said boundary line and contiguous to lands in Nebraska.

Sec. 3. Titles, mortgages, and other liens good in Nebraska shall be good in Iowa as to any lands Nebraska may cede to Iowa and any pending suits or actions concerning said lands may be prosecuted to final judgment in Nebraska and such judgments shall be accorded full force and effect in Iowa.

Sec. 4. Taxes for the current year may be levied and collected by Nebraska or its authorized governmental subdivisions and agencies on lands ceded to Iowa and any liens or other rights accrued or accruing, including the right of collection, shall be fully recognized and the county treasurers of the counties affected shall act as agents in carrying out the provisions of this section: Provided, that all liens or other rights accrued or accruing, as aforesaid, shall be claimed or asserted within five years after this Act becomes effective, and if not so claimed or asserted, shall be forever barred.

Sec. 5. The provisions of this Act shall become effective only upon the enactment of a similar and reciprocal law by the

State of Nebraska and the approval of and consent to the compact thereby effected by the Congress of the United States of America. Said similar and reciprocal law shall contain provisions identical with those contained herein for the cession to Iowa of all lands now in Nebraska but lying easterly of said boundary line described in section 1 of this Act and contiguous to lands in Iowa and also contain provisions identical with those contained in sections 3 and 4 of this Act but applying to lands ceded to Nebraska.

Sec. 6. This Act being deemed of immediate importance shall be in full force and effect from and after its publication in the Council Bluffs Nonpareil, a newspaper published at Council Bluffs, Iowa, and in The Journal-Herald, a newspaper published at Avoca, Iowa.

RICHARD L. TURNER.
GUY G. BUTLER.

Amend House File 6 as follows:

1. By striking from line 1 of section 1 the words "board of supervisors of any county" and inserting in lieu thereof the words "trustees of any township".

2. By striking from line 3 of section 1 the words "their county" and inserting in lieu thereof the words "or outside the township".

3. By striking from line 7 of section 1 the word "supervisors" and inserting in lieu thereof the word "trustees".

4. By striking from line 1 of section 2 the word "supervisors" and inserting in lieu thereof the word "trustees".

5. By striking from line 7 of section 2 the word "supervisors" and inserting in lieu thereof the word "trustees".

6. By striking from line 9 of section 2 the word "county" and inserting in lieu thereof the word "township".

7. By striking from section 3 all of lines 1, 2 and 3 and inserting in lieu thereof the following: "The board of trustees for each township may establish a "township dump fund" into which shall be paid all fees charged by the township for use by the public of the disposal".

8. By striking from line 7 of section 3 the word "county" and inserting in lieu thereof the word "township".

9. By striking from line 12 of section 3 the word "county" and inserting in lieu thereof the word "township".

10. Amend the title by striking "county board of supervisors" in line 1 and inserting in lieu thereof "trustees of any township".

D. C. NOLAN.

Amend Senate File 399 by adding thereto the following new section:

Sec. 2. Section two hundred forty-nine point six (249.6), Code 1958, is hereby amended by striking subsection nine (9)

and inserting in lieu thereof the following:

"Is not an inmate of a public institution, except as a patient in a medical institution for treatment for other than tuberculosis or mental diseases or who has been diagnosed as having tuberculosis or psychosis and is a patient in a public medical institution as a result thereof. However, an inmate of such institution may make application for assistance, but the assistance, if granted, shall not begin until he has ceased to be an inmate."

GEORGE E. O'MALLEY.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 15, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Richard Goins, pastor of the First Christian Church, Oskaloosa, Iowa.

PETITION

By Senator Hoschek from members of the Burlington Chamber of Commerce, city council of West Burlington, and the town councils of Mediapolis and Middleton favoring the recommendations of the Automotive Safety Foundation, the Public Administrative Service, and the Iowa Highway Study Committee.

PRESENTATION OF VISITORS

Senator Hill asked and received unanimous consent to present to the Senate sixty students, members of the senior class of the Newton High School, who were present in the balcony accompanied by their instructor, Mr. Levick.

Senator Hansen asked and received unanimous consent to present to the Senate fifty-three students, members of the senior class of the Carroll High School, who were present in the balcony accompanied by their instructors, Donald Scovel, Paul Bryns and George Law.

Senator O'Malley asked and received unanimous consent to present to the Senate seventy students from the Ankeny High School who were present in the balcony accompanied by their instructors, Maurice Kramer and Richard Lantz.

Senator Butler asked and received unanimous consent to present to the Senate thirty-one students from the Palmer Junior High School who were present in the balcony accompanied by their instructors, Mrs. Stolftus and Mr. Angell.

Senator Nolan asked and received unanimous consent to present to the Senate one hundred students from four Iowa County Lutheran parochial schools, St. Paul's Lutheran School of Williamsburg, Immanuel Lutheran School of York Township, St. John's Lutheran School of Lincoln Township and Trinity Lutheran School of Conroy, who were present in the balcony accompanied by their principals, Lyle Kurth, Norbert Wenzel, LaVerne Venski and Ervin Borcherding.

Senator Mincks rose on a point of personal privilege and presented to the Senate the Honorable Frank K. Pedrick, a former member of the House of Representatives from Wapello County who was present in the Senate chamber.

Senator Turner rose on a point of personal privilege and presented to the Senate the Honorable Howard E. Brookings, a former member of the House of Representatives from Pottawattamie County who was present in the Senate chamber.

Senator Brown asked and received unanimous consent to present to the Senate thirty-eight students from St. John's High School of Bancroft who were present in the balcony accompanied by their instructors, Father Waite and V. J. Meyers.

Senator Dykhouse asked and received unanimous consent to present to the Senate the members of the eighth grade class of the Orange City Christian School who were present in the balcony accompanied by their principal, A. Vanden Bosch.

INTRODUCTION OF BILLS

Senate File 443, by committee on insurance, a bill for an act relating to deposits required to be made with the commissioner of insuranee by alien insurers.

Read first and second times and placed on the calendar.

Senate File 444, by committee on insurance, a bill for an act pertaining to atomic energy hazards in relation to the statutory standard fire policy.

Read first and second times and placed on the calendar.

Senate File 445, by committee on appropriations, a bill for an act to appropriate funds to the employment security commission as a proportionate share in the cost of enacting an administrative building for the use of the commission.

Read first and second times and placed on the calendar.

Senate File 446, by committee on appropriations, a bill for an act to appropriate funds from the Iowa Public Employees' Retirement Fund to the employment security commission as a proportionate share in the cost of erecting an administrative building for the use of the commission.

Read first and second times and placed on the calendar.

Senate File 447, by committee on appropriations, a bill for an aet to appropriate money 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.

Senate File 448, by committee on manufacturing, commerce and trade, a bill for an act in relation to the marketing of certain dairy products and imitations thereof.

Read first and second times and placed on the calendar.

Senate File 449, by committee on cities and towns, a bill for an act relating to the annexation of adjoining land by certain sanitary sewer districts.

Read first and second times and placed on the calendar.

Senate Nystrom called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 16

By Nystrom

Whereas, July 2, 1962, marks the centennial of legislation providing for the establishment of the national system of land-grant colleges and universities; and

Whereas, this system of land-grant colleges and universities has fully justified the hope of its founders, now contributes annually more than half of the nation's trained scientists and nearly half of the regular and reserve officers for its defense forces, awards approximately forty per cent of all doctoral degrees, and enrolls approximately one-fifth of all students in degree-granting colleges and universities of the nation; and

Whereas, the land-grant idea has been widely accepted throughout the world as one of America's great contributions to education and to the enrichment of the lives of men everywhere; and

Whereas, the State of Iowa, on September 11, 1862, became the first state in the nation to accept the principles and terms of the historic Land-Grant Act; and

Whereas, Iowa State University of Science and Technology throughout the century of land-grant history has been ever among the leaders of these institutions which now number 63 in every state and Puerto Rico; and

Whereas, land-grant education as exemplified by Iowa State University of Science and Technology has been of inestimable value to the agricultural and industrial interests of Iowa and to each of her citizens; and

Whereas, the land-grant philosophy which extends through teaching, research and service to all people, promises even more to the next century;

Now Therefore, Be It Resolved by the Senate, the House Concurring, That it is deemed fitting and proper to commemorate the one hundredth anniversary of the establishment of the land-grant system by the first Morrill Act, approved July 2, 1862, granting public lands to the States and Territories in support of colleges to emphasize branches of learning relating to agriculture and mechanic arts without excluding other scientific and classical studies and including military tactics.

Be It Further Resolved, that the Fifty-ninth General Assembly extends its felicitations and good wishes to the distinguished faculties of the land-

grant colleges and universities who have so successfully carried to new frontiers the vision of the pioneers in molding institutions admirably suited to the needs of our times and to our great nation.

The motion prevailed and the resolution was adopted.

THIRD READING OF BILLS

Senator Lynes asked and received unanimous consent that Senate Joint Resolution 18 be taken up out of order at this time.

On motion of Senator Schroeder, Senate Joint Resolution 18, a joint resolution ratifying a proposed amendment the constitution of the United States of America relating to granting representation in the electoral college to the District of Columbia, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

Nays, none.

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 Schroeder asked and received unanimous consent that Senate Joint Resolution 18 be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

On motion of Senator Potter, Senate File 58, a bill for an act to amend section four hundred twenty-eight point seventeen (428.17), Code 1958, and section twenty-one (21) of chapter two hundred ninety-one (291), Acts of the Fifty-eighth General Assembly, to pro-

vide a uniform method of evaluation of stock of merchandise of retail merchants for taxation, was taken up for further consideration.

Senator Potter called up the amendment filed by him and found on pages 457, 458, 459 and 460 of the Senate Journal.

Senator Hansen moved that Senate File 58 be re-referred to the committee on tax revision for further study.

Senator Hoxie moved as a substitute motion that action on Senate File 58 be deferred and that the bill retain its place on the calendar.

Senator Hansen asked and received unanimous consent to withdraw his motion to re-refer Senate File 58 to the committee on tax revision.

Senator Wilson offered the following amendment filed by Senators Potter and Wilson to the amendment and moved its adoption:

Amend the amendment by striking all of line 91, and inserting in lieu thereof:

"49 52 1/20,

and for turnovers in excess of fifty-two (52) the denominator of the fraction shall be increased by one for each three additional turnovers of inventory".

The amendment to the amendment was adopted.

Senator Elijah offered the following amendment:

Amend the amendment by adding the following new section: "In case the assessor and the owner or agent of the business to be assessed mutually agree that the nature of the business to be assessed is such that the application of the formula of the preceding sections of this Act cannot be readily applied or that such application would create an inequity, then the assessor may make the assessment acccording to his best judgment and shall then present such assessment to the board of review of his taxing district for their approval.".

Senator Wilson moved the previous question on the amendment, which motion prevailed.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

The Senate resumed consideration of Senate File 58 and the amendment filed thereto by Senator Elijah.

On motion of Senator Elijah, the amendment to the amendment was adopted.

Senator Potter asked and received unanimous consent that Senator Gilmour be permitted to present the amendment filed by him.

Senator Gilmour called up the amendment, filed by him and found on pages 505 and 506 of the Senate Journal, and moved its adoption and requested a roll call.

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

Ayes, 9:

Butler	Hoxie	Stuart	Wearin
Eppers	Shaff	Turner	Wiley
Gilmour			

Nays, 37:

Buck	Gray	Moore	Scott
Coleman	Grimstead	Nolan	Shoeman
Cowden	Hansen	Nystrom	Vance
Curran	Hill	O'Malley	Van Eaton
Dykhouse	Hoschek	Phelps	Walker
Elijah	Long	Prentis	Walter
Elvers	Lucken	Price	Weber
Fisher	Lynes	Putney	Wilson
Frommelt	Mincks	Rigler	Wolf
Getting			

Absent or not voting, 4:

Brown	Flatt	Potter (excused from voting)	Schroeder

The amendment was lost.

On motion of Senator Potter, the amendment filed by him as amended was 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, 34:

Brown	Getting	Nystrom	Scott
Buck	Gray	O'Malley	Stuart
Coleman	Grimstead	Phelps	Vance
Cowden	Hill	Potter	Walker
Curran	Hoschek	Prentis	Walter
Dykhouse	Lucken	Price	Weber
Elijah	Mincks	Putney	Wilson
Elvers	Moore	Rigler	Wolf
Frommelt	Nolan		

Nays, 14:

Butler	Hansen	Shaff	Van Eaton
Fisher	Hoxie	Shoeman	Wearin
Flatt	Long	Turner	Wiley
Gilmour	Lynes		

Absent or not voting, 2:

Eppers	Schroeder

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 16, a joint resolution proposing a constitutional amendment to the Constitution of the State of Iowa relating to the composition of the general assembly, the basis of representation of the members thereof, and to amend such Constitution.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 332, a bill for an act relating to savings and loan associations.

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 authorizing a patent to issue to the South Half of the Northwest Quarter of the Northwest Quarter of Section Sixteen (16) Township Eighty-six (86) North Range Two (2) East of the Fifth Principal Meridian, containing twenty (20) acres, Jackson County, Iowa.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 332, a bill for an act to amend chapter three hundred thirty-eight (338), Acts of the Fifty-eighth General Assembly, relating to savings and loan associations.

Read first and second times and passed on file.

House File 473, a bill for an act authorizing a patent to issue to the South Half of the Northwest Quarter of the Northwest Quarter of Section Sixteen (16) Township Eighty-six (86) North Range Two (2) East of the Fifth Principal Meridian, containing twenty (20) acres, Jackson County, Iowa.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 260, 261, 262 and 356.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 260, 261, 262 and 356.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 15th day of March, 1961, sent to the Governor for his approval: Senate Files 260, 261, 262 and 356.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 14, 1961, the Governor had approved the following bills:

Senate File 3, relating to an increase in the number of judges in the tenth and fourteenth judicial districts.

Senate File 19, relating to "Youth Honor Day".

Senate File 106, relating to certain real estate.

Senate File 160, relating to sidewalks, alternate to the provisions in chapter 286, Acts of the Fifty-eighth General Assembly.

Senate File 434, relating to the Lewis Consolidated School District in the County of Cass, State of Iowa.

PROOF OF PUBLICATION

Published copy of Senate File 435 and verified proof of publication of said bill in the Atlantic News-Telegraph on March 13, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of the Senate.

SENATE FILE 58 (AS PASSED BY THE SENATE)

Senator Potter asked and received unanimous consent to have 1,000 copies of Senate File 58, as passed by the Senate, printed.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following assignment of bills to committee:

S. F. 95 Appropriations (under Senate Rule 21)
H. F. 108 Transportation and highway safety
H. F. 473 Judiciary 2

REPORTS OF COMMITTEES

Senator Van Eaton submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 237**, a bill for an act relating to intra-city routes of an urban transit system and to amend chapter two hundred eighty-eight (288), Acts of the Fifty-eighth General Assembly, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 30**, a bill for an act to permit the joint ownership, operation, and leasing of radio transmitting equipment by towns, cities, and counties, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 50**, a bill for an act to allow benefited fire districts townships, and cities and towns to provide for or furnish services outside of the territorial jurisdiction and boundary limits of the State of Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 158**, a bill for an act relating to the population of consolidated cities or towns, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 95**, a bill for an act to provide for the dredging and improvement of North Twin Lake in Calhoun County, Iowa, and make an appropriation therefor, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 212**, a bill for an act relating to the prohibition of hunting with dogs thirty (30) days prior to the open season on raccoon, begs leave to

report it has had the same under consideration and recommends the same **do pass.**

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend House File 108, section 4, as follows:

1. By striking from line 19 the words "sixty days" and inserting in lieu thereof the words "six months".

2. By striking from line 22 the words "sixty days" and inserting in lieu thereof the words "six months".

3. By striking from line 24 the words "six months" and inserting in lieu thereof the words "one year".

C. EDWIN GILMOUR.

Amend Senate File 133 as follows:

1. Amend section 2, line 16, by striking the words "or body politic" and inserting in lieu thereof the words ", an association, a trust or a fiduciary".

2. Amend section 14, line 11, by inserting after the word "Such" the word "official".

3. Further amend section 14, lines 11 and 12, by striking the words "in person or by first class mail" and inserting in lieu thereof the words ", as provided in the articles or bylaws,".

LEROY GETTING.

Amend Senate File 283, section 1, line 7, by striking "January 1, 1961" and inserting in lieu thereof the following: "December 31, 1960".

JOHN D. SHOEMAN.

Amend Senate File 300 as follows:

Add at the end of subsection 3 of section 2 the following:

"When a return is filed and the taxes due therein are paid, on or before the date prescribed, the employer or withholding agent shall be allowed a credit or discount equal to two (2) percent of the taxes withheld as shown due by such return. This discount is allowed the employer or withholding agent for prompt payment of the tax and as a remuneration for keeping the records, making the withholding of taxes from wages and filing the returns as required by this Act."

IRVING D. LONG.

Amend Senate File 366 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred twenty-seven point four (327.4), Code 1958, is amended by striking the period (.) in line six (6) and adding the following: "provided, however, that the powers herein conferred by this section shall not be used by the commission to require the filing of annual reports by truck operators and contract carriers not operating more than one (1) motor vehicle transporting agricultural products and who are not engaged in interstate commerce.".

Sec. 2. Subsection three (3) of section three hundred twenty-seven point two (327.2) is hereby amended by inserting

following the word "necessary" in line two (2) of the said subsection the words, "provided, however, that this subsection shall not apply to truck operators operating not more than one (1) motor vehicle transporting agricultural products and who are not engaged in interstate commerce".

C. JOSEPH COLEMAN.

Amend Senate File 385 by adding a new section as follows:

"Section four hundred twenty-two point fifty-two (422.52), Code 1958, is hereby amended by adding the following new subsection:

'When a return is filed and the taxes shown due thereon are paid in full on or before the due date as prescribed in section four hundred twenty-two point fifty-one (422.51), Code 1958, the retailer shall be allowed a credit or discount equal to two (2) percent of the sales taxes shown due by such return. This discount is allowed the retailer for prompt payment of the tax and as a remuneration for keeping the records and filing the returns required by this chapter.' ".

IRVING D. LONG.

Amend Senate File 294 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section seventy-five point six (75.6), Code 1958, is amended by adding the following thereto:

"No county, township, school district, city or town or any local board or commission shall enter into any contract for the employment of a fiscal agent or financial consultant nor shall any funds be paid directly or indirectly in payment for services of a fiscal agent or financial consultant.".

DAVID O. SHAFF.

Amend Senate File 436 as follows:

1. Amend section 1 by inserting in line twenty-seven (27) after the word "stated" the following: ", except the rates of contribution higher than one point nine per cent (1.9%),".

2. Amend section 2, line nineteen (19), by striking the word "or" following the comma (,) and substituting in lieu thereof the word "for".

HOWARD C. BUCK.

Amend Senate File 155 as follows:

1. Amend section 1 by striking everything following "felony," in line 3 through the word "statutes," in line 5.

2. Further amend section 1, line 10, by adding after the word "none" the following: "and doubt has arisen respecting his mental competency,"

3. Amend section 2, line 4, by adding the following: "In all such cases any proceeding for the commitment or transfer of any such person to any such institution which is then pending or thereafter commenced by any such person, or on his behalf shall not be further prosecuted until so ordered by said court or judge."

4. Amend section 3, line 3, by striking everything

following the word "support" and inserting in lieu thereof the following: "as provided by law, unless otherwise ordered by the court.".

RICHARD C. TURNER.

Amend Senate File 382 as follows:

1. Amend section 3, line 6, by inserting the following after the word "in": "each district in".

RICHARD C. TURNER.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 16, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Robert Dodder, pastor of the First Methodist Church, Guthrie Center, Iowa.

PETITIONS

By Senator Flatt, from thirty residents of Madison County in opposition to legislation legalizing liquor by the drink.

By Senator Prentis, from eighty-seven residents of Union County in opposition to proposed legislation relating to the Iowa Public Employees' Retirement System.

By Senator Van Eaton, from twenty-nine residents of Woodbury County favoring proposed legislation relating to the Iowa Public Employees' Retirement System.

By Senator Van Eaton, from the members of the town council of Salix favoring the recommendations of the Automotive Safety Foundation, the Public Administrative Service, and the Iowa Highway Study Committee.

PRESENTATION OF VISITORS

Senator Fisher asked and received unanimous consent to present to the Senate twenty-two students, members of the senior government class of the Martensdale High School, who were present in the balcony accompanied by their instructor, Mr. Samuelson.

Senator Stuart asked and received unanimous consent to present to the Senate twenty-five students from the Russell Community School District who were present in the balcony accompanied by their instructor, Robert Fleming.

INTRODUCTION OF BILLS

Senate File 450, by committee on judiciary 1, a bill for an act to amend chapter six hundred twenty-eight (628), Code 1958, to permit mortgagors and mortgagees of real property of less than ten (10) acres in size to reduce the period of redemption after foreclosure sale by agreement and by waiver of deficiency judgment.

Read first and second times and placed on the calendar.

Senate File 451, by committee on conservation, a bill for an act relating to boat registration, navigation regulations and water safety.

Read first and second times and placed on the calendar.

Senate File 452, by committee on judiciary 1, a bill for an act relating to the Rules of Civil Procedure, to changes therein reported by the Supreme Court of Iowa, and amending Rules three hundred fifty (350) and one hundred forty-nine (149) thereof.

Read first and second times and placed on the calendar.

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

EXECUTIVE SESSION

The Senate in executive session confirmed the following appointments:

Ross Carrell of Des Moines, Polk County, Iowa, as a member of the Iowa Employment Security Commission for the term ending June 30, 1967.

Walter I. Conway of Muscatine, Muscatine County, Iowa, as a member of the Board of Control of State Institutions for the term ending June 30, 1963.

Dr. H. Garland Hershey of Iowa City, Johnson County, Iowa, as a member of the Iowa Natural Resources Council for the term ending June 30, 1967.

Joseph Howe of Iowa City, Johnson County, Iowa, as a member of the Iowa Natural Resources Council for the term ending June 30, 1967.

Robert Keir of Spencer, Clay County, Iowa, as a member of the State Highway Commission for the term ending June 30, 1963.

The Senate arose from executive session and resumed regular session.

President pro tempore Long took the chair at 11:15 a.m.

UNFINISHED BUSINESS

On motion of Senator Shaff, House File 24, a bill for an act to amend section five hundred sixty-two point seven (562.7), Code 1958, regarding notice of termination of farm tenancies, was taken up for further consideration.

The following amendment was considered:

Amend House File 24, by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section five hundred sixty-two point seven (562.7), Code 1958, is hereby amended by striking from subsection three (3) thereof the following, ', at least ten days' ".

On motion of Senator Shaff, 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, 48:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Frommelt	Mincks	Scott	Wilson
Getting	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

Butler	Flatt

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 Rigler, Senate File 122, a bill for an act relating to amounts of indemnification of drivers of emergency vehicles, 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 134 be substituted for Senate File 122.

On motion of Senator Rigler, House File 134, a bill for an act relating to amounts of indemnification of drivers of emergency vehicles, was taken up and considered.

Senator Rigler offered the following amendment and moved its adoption:

Amend House File 134 as follows:

By striking lines 10 to 13, inclusive, and inserting in lieu thereof the following:

"4. By adding after the word 'person' in line twenty-one (21), the following: 'or such greater amounts of coverage as may be deemed reasonable and proper.' ".

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, 47:

Brown	Getting	Nolan	Stuart
Buck	Gilmour	Nystrom	Turner
Coleman	Gray	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wiley
Fisher	Lynes	Schroeder	Wilson
Flatt	Mincks	Scott	Wolf
Frommelt	Moore	Shoeman	

Nays, none.

Absent or not voting, 3:

Butler	Grimstead	Shaff

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

SENATE FILE 122 WITHDRAWN

Senator Van Eaton asked and received unanimous consent that Senate File 122 be withdrawn from further consideration of the Senate.

On motion of Senator Dykhouse, Senate File 218, a bill for an act to require a special license to fish for trout and prescribing the fee therefor, was taken up and considered.

Senator Dykhouse asked and received unanimous consent that House File 446 be substituted for Senate File 218.

On motion of Senator Lucken, House File 446, a bill for an act to require a special license to fish for trout, and prescribing the fee therefor, was taken up and considered.

Senator Scott offered the following amendment, filed by Senators Scott and Elvers, and moved its adoption:

Amend House File 446 by adding the following as a new section:
"Sec. 2. The proceeds from the sale of this stamp shall be used exclusively to restock the 'trout waters' designated by the conservation commission.".

President Mooty took the chair at 11:40 a.m.

The amendment was adopted.

Senator Lucken moved that the bill be read a third 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:

Brown	Coleman	Curran	Elijah
Buck	Cowden	Dykhouse	Elvers

Eppers	Hoxie	Phelps	Turner
Fisher	Long	Potter	Vance
Flatt	Lucken	Prentis	Van Eaton
Getting	Lynes	Price	Walter
Gilmour	Mincks	Putney	Wearin
Gray	Moore	Rigler	Weber
Hansen	Nolan	Schroeder	Wiley
Hill	Nystrom	Shoeman	Wilson
Hoschek	O'Malley	Stuart	Wolf

Nays, 2:

Frommelt	Scott

Absent or not voting, 4:

Butler	Grimstead	Shaff	Walker

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

SENATE FILE 218 WITHDRAWN

Senator Dykhouse asked and received unanimous consent that Senate File 218 be withdrawn from further consideration of the Senate.

On motion of Senator Rigler, Senate File 219, a bill for an act to repeal the exemption for hunting license for children under sixteen (16) years of age, was taken up and considered.

Senator Mincks offered the following amendment and moved its adoption:

Amend Senate File 219 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend Chapter one hundred thirty (130), Acts of the Fifty-eighth General Assembly, by striking the period (.) and quotation marks (") in line seven (7) and by inserting in lieu thereof the following: ', providing, however, that there is one licensed adult accompanying each person under sixteen (16) years of age' ".

2. Amend the title to Senate File 219 by striking the word "repeal" in line one (1) and by inserting in lieu thereof the word "amend".

Senator Elijah 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, 41:

Brown	Flatt	Hoxie	O'Malley
Buck	Frommelt	Long	Phelps
Butler	Getting	Lucken	Potter
Coleman	Gilmour	Lynes	Prentis
Elijah	Gray	Mincks	Price
Elvers	Hansen	Moore	Schroeder
Eppers	Hill	Nolan	Scott
Fisher	Hoschek	Nystrom	Shoeman

Turner	Walker	Wearin	Wilson
Vance	Walter	Weber	Wolf
Van Eaton			

Nays, 7:

Cowden	Dykhouse	Rigler	Wiley
Curran	Putney	Stuart	

Absent or not voting, 2:

Grimstead	Shaff

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, 30:

Buck	Gilmour	Potter	Van Eaton
Dykhouse	Gray	Prentis	Walter
Elijah	Hill	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Scott	Wiley
Fisher	Lucken	Stuart	Wolf
Flatt	Mincks	Turner	
Getting	Moore	Vance	

Nays, 16:

Brown	Frommelt	Nystrom	Schroeder
Coleman	Hoschek	O'Malley	Shoeman
Cowden	Lynes	Phelps	Walker
Curran	Nolan	Rigler	Wilson

Absent or not voting, 4:

Butler	Grimstead	Hansen	Shaff

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 18, a joint resolution ratifying a proposed amendment to the constitution of the United States of America relating to granting representation in the electoral college to the District of Columbia.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 376, a bill for an act to provide for agriculture producer associations and to provide for voluntary deductions, on the part of the agricultural producer, to be used in the promotion of the state's agricultural products.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 376, a bill for an act to provide for agriculture producer associations and to provide for voluntary deductions, on the part of the agricultural producer, to be used in the promotion of the state's agricultural products.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 16.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 16.

JOINT RESOLUTION SENT TO THE SECRETARY OF STATE

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 16th day of March, 1961, sent to the Secretary of State: Senate Joint Resolution 16.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 15, 1961, the Governor had approved the following bills:

Senate File 260, relating to municipal gas utility of the City of Cedar Falls, Iowa.

Senate File 261, relating to municipal water utility of the City of Cedar Falls, Iowa.

Senate File 262, relating to municipal electric utility of the City of Cedar Falls, Iowa.

Senate File 356, relating to the Woodbine Community School District.

REPORTS OF COMMITTEES

Senator Buck submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred

Senate File 263, a bill for an act to amend section three (3) of chapter one hundred twelve (112), Acts of the Fifty-eighth General Assembly, relating to employment security and disqualification for voluntary quitting, 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 390**, a bill for an act to amend chapter ninety-six (96), Code 1958, as amended by chapter one hundred twelve (112), Acts of the Fifty-eighth General Assembly, relating to employment security, the determination and payment of unemployment compensation benefits, disqualification for benefits, joint employers' accounts, and the definition of terms, 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 Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 190**, a bill for an act to amend chapter six hundred five A (605A), Code 1958, making certain changes in the judicial retirement system, including the amount of the annuity that the judge shall receive upon retirement, 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 76**, a bill for an act relating to the possession of beer, malt, liquor, or alcoholic liquor by persons under twenty-one years of age, 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 113**, a bill for an act to permit a parent to designate a guardian for his children by will, begs leave to report it has had the same under consideration and recommends **that the bill be amended in accordance with the amendment filed by Senator Nolan on Feburary 8, and found on page 250 of the Senate Journal, and when so amended the bill do pass.**

W. C. STUART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **House File 268**, a bill for an act relating to inheritance tax on the value of certain installment annuity payments, 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 411**, a bill for an act to amend chapter three hundred twenty-one (321), Acts of the Fifty-eighth General Assembly, relating to corporations for profit, begs leave to report it has had the same under consideration and recommends the same **do pass.**

W. C. STUART, *Chairman.*

Ordered passed on file.

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 304**, a bill for an act to appropriate from the primary road fund of the state to the State Highway Commission for construction of Stange institutional road underpass of Chicago and North Western Railway on the campus of Iowa State University of Science and Technology at Ames, Iowa, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend House File 304, section 1, by inserting following the word "road" in line 2, the words "use tax".

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 420**, a bill for an act to make appropriations to members of the committee on public assistance study, etc., 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 Price submitted the following report:

MR. PRESIDENT: Your committee on transportation and highway safety to which was referred **Senate File 243**, a bill for an act relating to the issuance of temporary drivers 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

Amend Senate File 133 as follows:

1. By striking from lines 21, 22 and 23 of section 31 the words and figures "including subscribers described in section eleven (11), and nonmember patrons if the association's articles so provide,".

2. By striking all of subsection 4 of section 31.

3. By striking from lines 30, 31 and 32 of section 11 the words "If the articles permit, any subscriber for member-

ship may be treated as a member after his written application for membership has been approved by the board of directors.".

4. By inserting in line 36 of section 11 after "issued." the words "No subscriber shall be treated as a member in the distribution of patronage refunds.".

JOSEPH B. FLATT.

Amend Senate File 234 by striking lines 3 through 13 of section 1 and substituting in lieu thereof the following:

"It is unlawful for any person to offer any gift or premium or discount in any form or manner in conjunction with the sale of prescription glasses, corrective glasses, or components thereof in order to secure patronage; or to advertise either directly or indirectly by any means whatsoever any definite or indefinite prices on prescriptive or corrective glasses, or components thereof, or any other optometric service; to advertise in any manner that will tend to mislead or deceive the public; to solicit optometric patronage by advertising that he or some other person or group of persons possess better qualifications or are best trained to perform the service pursuant to such advertising; to solicit optometric patronage by the advertising or offering of 'free examination', 'consultation without obligation' or words of similar import.".

CARROLL L. PRICE.

Amend House File 48 as follows:

Add at the end of section 1 the following:

"Further amend section one hundred sixty-four point eleven (164.11), Code 1958, by striking all of lines one (1) to seven (7) inclusive of paragraph "a" of subsection seven (7) and inserting in lieu thereof the following:

"Female cattle of recognized beef type under eighteen months of age, which cattle may enter the state for feeding or grazing purposes under quarantine for a period of not to exceed eighteen months. This exception shall not apply to springer heifers and heifers with calf at side. An owner may upon written request receive an extension of quarantine not to exceed one hundred twenty days."

Further amend section one hundred sixty-four point eleven (164.11), Code 1958, by striking all of paragraph "b" of subsection seven (7).

JOHN A. WALKER.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 17, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Phillip A. Muth, pastor of the Community Congregational Church, Clinton, Iowa.

PETITIONS

By Senator Elijah, from eight residents of Jones County favoring proposed legislation relating to retirement benefits for teachers.

By Senator Eppers, from members of the board of supervisors of Lee County in opposition to a reduction of the secondary road fund.

PRESENTATION OF VISITORS

Senator Nolan rose on a point of personal privilege and presented to the Senate the Honorable James H. Nesmith of Jasper County, a former member of the Senate, who was present in the Senate chamber.

Senator Cowden asked and received unanimous consent to present to the Senate twenty-two students, members of the senior class of the Central Dallas Community School of Minburn, who were present in the balcony accompanied by their instructor, Charles Garwood.

Senator Dykhouse asked and received unanimous consent to present to the Senate the members of the Rock Rapids High School basketball squad who were present in the Senate chamber.

Senator Hansen asked and received unanimous consent to present to the Senate five students from the Iowa State Teachers College who were present in the Senate chamber. Three of the students, from Samoil on the east coast of Africa, are here on scholarship granted by the International Cooperative Administration, under the sponsorship of the Federal government.

INTRODUCTION OF BILLS

Senate File 453, by committee on Iowa development, a bill for an act relating to planning assistance for cities, towns, counties, regional and metropolitan areas.

Read first and second times and placed on the calendar.

Senate File 454, by committee on appropriations, a bill for an act to make appropriations to members of the committee on highway study, namely: D. C. Nolan, Merle Hagedorn, James R. Dougherty, Gene L. Hoffman, Russell Eldred, Carroll McCurdy, Neal Pierce, Kenneth Robinson, Charles F. Iles and Miles P. Sutera.

Read first and second times and placed on the calendar.

Senate File 455, by committee on social security, a bill for an act relating to appointment of guardian under old-age assistance.

Read first and second times and placed on the calendar.

APPROPRIATIONS COMMITTEE CALENDAR

Senator Lynes asked and received unanimous consent that all appropriation bills on the calendar and all bills placed on the calendar carrying an appropriation be placed on a Special Appropriations Calendar.

THIRD READING OF BILLS

On motion of Senator O'Malley, Senate File 15, a bill for an act to provide for optional audit of county funds by certified public accountants, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were considered:

Amend Senate File 15 by adding the following new section:

"Sec. 2. Section eleven point nineteen (11.19), Code 1958, is amended as follows:

"1. By inserting in line ten (10) after the word 'district,' the word 'county'.

"2. By striking from line fourteen (14) the word 'or'.

"3. By inserting in line fourteen (14) after the word 'district,' the words 'or county board of supervisors,'.

"4. By striking from lines thirty-eight (38) and thirty-nine (39) the words 'or school audits thereafter under the provisions of section 11.18' and inserting in lieu thereof the words ', county or school audits thereafter under the provisions of this chapter'."

On motion of Senator O'Malley, the 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, 39:

Brown	Dykhouse	Eppers	Frommelt
Buck	Elijah	Fisher	Getting
Cowden	Elvers	Flatt	Gilmour

Gray	Lynes	Potter	Walker
Grimstead	Mincks	Putney	Walter
Hansen	Moore	Rigler	Wearin
Hill	Nolan	Scott	Weber
Hoschek	Nystrom	Shoeman	Wilson
Hoxie	O'Malley	Turner	Wolf
Long	Phelps	Van Eaton	

Nays, 3:

Lucken	Prentis	Wiley

Absent or not voting, 8:

Butler	Curran	Schroeder	Stuart
Coleman	Price	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 Flatt, Senate File 35, a bill for an act relating to the Iowa national guard and the Iowa air national guard and to amend various sections of the Code relating thereto, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

President pro tempore Long took the chair at 9:25 a.m.

Senator Flatt offered the following amendment and moved its adoption:

Amend Senate File 35 as follows:
By striking sections 2 and 3 and by re-numbering the remaining sections.

The amendment was adopted.

Senator Flatt asked and received unanimous consent to withdraw the amendment filed by him and found on page 85 of the Senate Journal.

Senator Flatt moved that the bill be read a third 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:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Turner
Cowden	Gray	Nystrom	Vance
Curran	Grimstead	O'Malley	Van Eaton
Dykhouse	Hill	Phelps	Walker
Elijah	Hoschek	Potter	Walter
Elvers	Hoxie	Prentis	Wearin
Eppers	Long	Price	Weber
Fisher	Lucken	Putney	Wiley
Flatt	Lynes	Rigler	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 6:

Butler	Hansen	Shaff	Stuart
Coleman	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 Hill, Senate File 39, a bill for an act to prohibit the use, possession or control of X-ray machines for the purpose of shoe-fitting, with report of committee recommending passage, was taken up, considered, and the report of the committee 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, 44:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shoeman
Coleman	Gilmour	Nolan	Turner
Cowden	Gray	Nystrom	Vance
Curran	Grimstead	O'Malley	Walker
Dykhouse	Hill	Phelps	Walter
Elijah	Hoschek	Potter	Wearin
Elvers	Hoxie	Prentis	Weber
Eppers	Long	Price	Wiley
Fisher	Lucken	Putney	Wilson
Flatt	Lynes	Rigler	Wolf

Nays, none.

Absent or not voting, 6:

Butler	Schroeder	Stuart	Van Eaton
Hansen	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 135, a bill for an act to amend chapter three hundred twelve (312), Code 1958, in relation to the Amana Colonies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan asked and received unanimous consent that House File 127 be substituted for Senate File 135.

On motion of Senator Nolan, House File 127, a bill for an act to amend chapter three hundred twelve (312), Code 1958, in relation to the payment and use of the road use tax fund for certain unincorporated villages, 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, 46:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shoeman
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Vance
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes		

Nays, none.

Absent or not voting, 4:

Schroeder	Shaff	Stuart	Wolf

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

SENATE FILE 135 WITHDRAWN

Senator Nolan asked and received unanimous consent that Senate File 135 be withdrawn from further consideration of the Senate.

On motion of Senator Van Eaton, Senate File 153, a bill for an act to provide for the sending of tax statements to nonresident owners by the county treasurer, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

SENATE FILE 153 WITHDRAWN

Senator Van Eaton asked and received unanimous consent that Senate File 153 be withdrawn from further consideration of the Senate.

On motion of Senator Nolan, Senate File 181, a bill for an act relating to the use of the proceeds of real estate by the state board of regents, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Prentis asked and received unanimous consent that action on Senate File 181 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Walker, Senate File 213, a bill for an act to amend section five hundred twenty-eight point twenty-two (528.22), Code 1958, relating to reports of bank statements of condition to the superintendent of banking, with report of committee recommending

passage, was taken up, considered, and the report of the committee adopted.

Senator Walker offered the following amendment and moved its adoption:

Amend Senate File 213 by striking the word "foregoingly" in line 5 and inserting in lieu thereof the word "previously".

The amendment was adopted.

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

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

Ayes, 44:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shoeman
Coleman	Gilmour	Nolan	Turner
Cowden	Grimstead	Nystrom	Vance
Curran	Hansen	O'Malley	Van Eaton
Dykhouse	Hill	Phelps	Walker
Elijah	Hoschek	Potter	Walter
Elvers	Hoxie	Prentis	Wearin
Eppers	Long	Price	Weber
Fisher	Lucken	Putney	Wiley
Flatt	Lynes	Rigler	Wilson

Nays, none.

Absent or not voting, 6:

Butler	Schroeder	Stuart	Wolf
Gray	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 223, a bill for an act relating to motor vehicle speed limits upon bridges located within the corporate limits 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, 44:

Brown	Eppers	Hill	Nolan
Buck	Fisher	Hoschek	Nystrom
Coleman	Flatt	Hoxie	O'Malley
Cowden	Frommelt	Long	Phelps
Curran	Getting	Lucken	Potter
Dykhouse	Gilmour	Lynes	Prentis
Elijah	Grimstead	Mincks	Price
Elvers	Hansen	Moore	Putney

Rigler	Turner	Walker	Weber
Scott	Vance	Walter	Wiley
Shoeman	Van Eaton	Wearin	Wilson

Nays, none.

Absent or not voting, 6:

Butler	Schroeder	Stuart	Wolf
Gray	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 Rigler, Senate File 246, a bill for an act to amend section one hundred twenty-four point thirty-eight (124.38), Code 1958, by removing the mandatory labeling requirement therefrom, 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, 42:

Brown	Frommelt	Nolan	Shoeman
Buck	Getting	Nystrom	Turner
Coleman	Gilmour	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hoschek	Potter	Walker
Dykhouse	Hoxie	Prentis	Walter
Elijah	Long	Price	Wearin
Elvers	Lucken	Putney	Weber
Eppers	Lynes	Rigler	Wiley
Fisher	Mincks	Scott	Wilson
Flatt	Moore		

Nays, none.

Absent or not voting, 8:

Butler	Grimstead	Schroeder	Stuart
Gray	Hill	Shaff	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 Potter, Senate File 289, a bill for an act relating to the assessment expense fund, 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, 44:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shoeman
Coleman	Gilmour	Nolan	Turner
Cowden	Grimstead	Nystrom	Vance
Curran	Hansen	O'Malley	Van Eaton
Dykhouse	Hill	Phelps	Walker
Elijah	Hoschek	Potter	Walter
Elvers	Hoxie	Prentis	Wearin
Eppers	Long	Price	Weber
Fisher	Lucken	Putney	Wiley
Flatt	Lynes	Rigler	Wilson

Nays, none.

Absent or not voting, 6:

Butler	Schroeder	Stuart	Wolf
Gray	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 341, a bill for an act relating to institutional roads, 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 341 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend subsection two (2) of section three hundred six point two (306.2), Code 1958, by striking in lines three (3) and four (4) the words 'or adjacent to'.".

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, 42:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Turner
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wiley
Fisher	Lynes	Scott	Wilson
Getting	Mincks		

Nays, none.

Absent or not voting 8:

Butler	Frommelt	Schroeder	Stuart
Flatt	Moore	Shaff	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 Eppers, Senate File 355, a bill for an act to amend section four hundred sixty-two point thirteen (462.13), Code 1958, relating to voting by agents in drainage or levee districts by providing a method of voting by absentee ballot, 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, 44:

Brown	Frommelt	Lynes	Scott
Buck	Getting	Mincks	Shoeman
Coleman	Gilmour	Nolan	Turner
Cowden	Gray	Nystrom	Vance
Curran	Grimstead	O'Malley	Van Eaton
Dykhouse	Hansen	Phelps	Walker
Elijah	Hill	Potter	Walter
Elvers	Hoschek	Prentis	Wearin
Eppers	Hoxie	Price	Weber
Fisher	Long	Putney	Wiley
Flatt	Lucken	Rigler	Wilson

Nays, none.

Absent or not voting, 6:

Butler	Schroeder	Stuart	Wolf
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 Vance, Senate File 371, a bill for an act to amend section four hundred fifty point twenty-six (450.26), Code 1958, relating to mileage of inheritance tax appraisers, 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, 43:

Brown	Curran	Eppers	Getting
Buck	Dykhouse	Fisher	Gilmour
Coleman	Elijah	Flatt	Gray
Cowden	Elvers	Frommelt	Grimstead

Hansen	Mincks	Price	Walker
Hill	Nolan	Putney	Walter
Hoschek	Nystrom	Scott	Wearin
Hoxie	O'Malley	Shoeman	Weber
Long	Phelps	Turner	Wiley
Lucken	Potter	Vance	Wilson
Lynes	Prentis	Van Eaton	

Nays, none.

Absent or not voting, 7:

Butler	Rigler	Shaff	Wolf
Moore	Schroeder	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 Vance, Senate File 372, a bill for an act to amend section four hundred fifty point three (450.3), Code 1958, relating to inheritance tax and which will make the Iowa rule and the federal rule the same and will eliminate the present conflict that now exists and will make for better administration of inheritance tax, 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, 43:

Brown	Frommelt	Lynes	Shoeman
Buck	Getting	Mincks	Turner
Coleman	Gilmour	Nolan	Vance
Cowden	Gray	O'Malley	Van Eaton
Curran	Grimstead	Phelps	Walker
Dykhouse	Hansen	Potter	Walter
Elijah	Hill	Prentis	Wearin
Elvers	Hoschek	Price	Weber
Eppers	Hoxie	Putney	Wiley
Fisher	Long	Rigler	Wilson
Flatt	Lucken	Scott	

Nays, none.

Absent or not voting, 7:

Butler	Nystrom	Shaff	Wolf
Moore	Schroeder	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 Vance, Senate File 373, a bill for an act to amend section four hundred fifty point twelve (450.12), Code 1958, relating to inheritance tax deduction of debts, 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, 41:

Brown	Gilmour	Mincks	Shoeman
Buck	Gray	Nolan	Turner
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wiley
Fisher	Lynes	Scott	Wilson
Flatt			

Nays, none.

Absent or not voting, 9:

Butler	Moore	Schroeder	Stuart
Frommelt	Nystrom	Shaff	Wolf
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 Shoeman, Senate File 435, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Community School District of Atlantic in the Counties of Cass, Pottawattamie and Audubon, State of Iowa, and fixing the boundaries thereof and declaring said district a duly and legally organized corporate body as provided by law, was taken up and considered.

Senator Shoeman offered the following amendment and moved its adoption:

Amend Senate File 435, line 3 of the third paragraph of the preamble by striking the word "impended" and inserting in lieu thereof "intended".

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, 42:

Brown	Frommelt	Mincks	Shoeman
Buck	Gilmour	Nolan	Turner
Coleman	Gray	O'Malley	Vance
Cowden	Grimstead	Phelps	Van Eaton
Curran	Hansen	Potter	Walker
Dykhouse	Hill	Prentis	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Lynes		

Nays, none.

Absent or not voting, 8:

Butler	Moore	Schroeder	Stuart
Getting	Nystrom	Shaff	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 Grimstead, House File 104, a bill for an act changing the date of the annual meeting of school boards, and changing the date for publication of the annual financial statement of the school, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

President Mooty took the chair at 10:50 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, 43:

Brown	Frommelt	Mincks	Shoeman
Buck	Getting	Moore	Turner
Coleman	Gilmour	Nolan	Vance
Cowden	Gray	O'Malley	Van Eaton
Curran	Grimstead	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Rigler	Wilson
Flatt	Lynes	Scott	

Nays, none.

Absent or not voting, 7:

Butler	Nystrom	Shaff	Wolf
Hansen	Schroeder	Stuart	

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 to take up out of order Senate File 80.

On motion of Senator Prentis, Senate File 80, a bill for an act relating to the liquor control stamps, 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, 45:

Brown	Getting	Mincks	Scott
Buck	Gilmour	Moore	Shoeman
Coleman	Gray	Nolan	Turner
Cowden	Grimstead	Nystrom	Vance
Curran	Hansen	O'Malley	Van Eaton
Dykhouse	Hill	Phelps	Walker
Elijah	Hoschek	Potter	Walter
Elvers	Hoxie	Prentis	Wearin
Eppers	Long	Price	Weber
Fisher	Lucken	Putney	Wiley
Flatt	Lynes	Rigler	Wilson
Frommelt			

Nays, none.

Absent or not voting, 5:

Butler	Shaff	Stuart	Wolf
Schroeder			

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 to take up out of order Senate File 320.

On motion of Senator Putney, Senate File 320, a bill for an act relating to tax aid to county and district fairs, 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:

Brown	Getting	Mincks	Scott
Buck	Gilmour	Moore	Shoeman
Coleman	Gray	Nolan	Turner
Cowden	Grimstead	Nystrom	Vance
Curran	Hansen	O'Malley	Van Eaton
Dykhouse	Hill	Phelps	Walker
Elijah	Hoschek	Potter	Walter
Elvers	Hoxie	Prentis	Wearin
Eppers	Long	Price	Weber
Fisher	Lucken	Putney	Wiley
Flatt	Lynes	Rigler	Wilson

Nays, none.

Absent or not voting, 6:

Butler	Schroeder	Stuart	Wolf
Frommelt	Shaff		

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

Senator Weber asked and received unanimous consent to take up out of order Senate File 440.

On motion of Senator Weber, Senate File 440, a bill for an act raising the amount of an unsecured loan on which the superintendent of banking may require a financial statement, was taken up and considered.

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

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

Ayes, 44:

Brown	Getting	Mincks	Scott
Buck	Gilmour	Moore	Shoeman
Coleman	Gray	Nolan	Turner
Cowden	Grimstead	Nystrom	Vance
Curran	Hansen	O'Malley	Van Eaton
Dykhouse	Hill	Phelps	Walker
Elijah	Hoschek	Potter	Walter
Elvers	Hoxie	Prentis	Wearin
Eppers	Long	Price	Weber
Fisher	Lucken	Putney	Wiley
Flatt	Lynes	Rigler	Wilson

Nays, none.

Absent or not voting, 6:

Butler	Schroeder	Stuart	Wolf
Frommelt	Shaff		

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 to take up out of order House File 30.

On motion of Senator Coleman, House File 30, a bill for an act to permit the joint ownership, operation, and leasing of communication equipment by towns, cities, and counties, 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, 44:

Brown	Elijah	Gilmour	Hoxie
Buck	Elvers	Gray	Long
Coleman	Eppers	Grimstead	Lucken
Cowden	Fisher	Hansen	Lynes
Curran	Flatt	Hill	Mincks
Dykhouse	Getting	Hoschek	Moore

Nolan	Prentis	Shoeman	Walter
Nystrom	Price	Turner	Wearin
O'Malley	Putney	Vance	Weber
Phelps	Rigler	Van Eaton	Wiley
Potter	Scott	Walker	Wilson

Nays, none.

Absent or not voting, 6:

Butler	Schroeder	Stuart	Wolf
Frommelt	Shaff		

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

Senator Wilson asked and received unanimous consent to take up out of order, Senate File 212.

On motion of Senator Wilson, Senate File 212, a bill for an act relating to the prohibition of hunting with dogs thirty (30) days prior to the open season on raccoon, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

President pro tempore Long took the chair at 11:15 a.m.

Senator Wilson moved that the bill be read a third 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:

Brown	Getting	Mincks	Scott
Buck	Gilmour	Moore	Shoeman
Coleman	Gray	Nolan	Turner
Cowden	Grimstead	Nystrom	Vance
Curran	Hansen	O'Malley	Van Eaton
Dykhouse	Hill	Phelps	Walker
Elijah	Hoschek	Potter	Walter
Elvers	Hoxie	Prentis	Wearin
Eppers	Long	Price	Weber
Fisher	Lucken	Putney	Wiley
Flatt	Lynes	Rigler	Wilson

Nays, none.

Absent or not voting, 6:

Butler	Schroeder	Stuart	Wolf
Frommelt	Shaff		

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

Senator Wiley asked and received unanimous consent to take up out of order Senate File 235.

On motion of Senator Wiley, Senate File 235, a bill for an act to provide that it shall be a crime to give intentional false reports con-

cerning bombs or other explosives, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wiley moved that the bill be read a third 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:

Brown	Getting	Mincks	Scott
Buck	Gilmour	Moore	Shoeman
Coleman	Gray	Nolan	Turner
Cowden	Grimstead	Nystrom	Vance
Curran	Hansen	O'Malley	Van Eaton
Dykhouse	Hill	Phelps	Walker
Elijah	Hoschek	Potter	Walter
Elvers	Hoxie	Prentis	Wearin
Eppers	Long	Price	Weber
Fisher	Lucken	Putney	Wiley
Flatt	Lynes	Rigler	Wilson

Nays, none.

Absent or not voting, 6:

Butler	Schroeder	Stuart	Wolf
Frommelt	Shaff		

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 16, a concurrent resolution to commemorate the one hundredth anniversary of the establishment of the land-grant system; extending good wishes to faculties of land-grant colleges and universities.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 26, a joint resolution relating to the effective date of laws of the General Assembly passed at a general session.

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 authorizing counties, cities and towns to purchase, erect, own, operate or lease nursing homes and custodial homes.

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 disposition of unclaimed property.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House Joint Resolution 26, a resolution proposing an amendment to the constitution of the State of Iowa relating to the effective date of laws of the General Assembly passed at a general session.

Read first and second times and passed on file.

House File 262, a bill for an act authorizing counties, cities and towns to purchase, erect, own, operate or lease nursing homes and custodial homes.

Read first and second times and passed on file.

House File 401, a bill for an act relating to the disposition of unclaimed property.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 18.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
Chairman House Committee.

Report adopted.

SENATE JOINT RESOLUTION 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 18.

SENATE JOINT RESOLUTION SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate Joint Resolution 18.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILL ASSIGNED TO COMMITTEE

President Mooty announced the following bill assigned to committee:

S. F. 14 Appropriations (under Senate Rule 21)

ADDITIONAL COPIES

Senator Potter asked and received unanimous consent to have 500 additional copies of Senate File 58 (As passed by the Senate) printed.

AMENDMENTS FILED

1. Amend Senate File 27, section 2, by striking all of line 12 after the word "bonus" and inserting in lieu thereof the following: "bonds. There is hereby established a tax on the interest and dividends from investment of moneys and credits equal to three (3) percent of such interest and dividends in the following manner:

"Each taxpayer shall certify to the appropriate assessor or assessors, on forms to be provided by the state tax commission, the total amount of interest and dividends that were required to be reported by such taxpayer on the income tax report required to be filed for the year ending previous to January 1st of each year; except such interest otherwise exempted from tax by section four hundred twenty-seven point one (427.1), subsection five (5), Code 1958. Such certification shall by oath state that the amount of interest and dividends certified to the assessor or assessors is the exact amount required to be filed as a portion of such state income tax report. The accuracy of such certification may be ascertained by verification from the tax commission upon request of such assessor or assessors.

"The tax herein established shall be in lieu of all other taxes on moneys and credits, except the one (1) mill levy referred to in section one (1), and shall be levied by the board or boards of supervisors, placed upon the tax list and collected by the county treasurer, and the amount collected in each taxing district in cities and towns shall be apportioned twenty (20) percent to the county general fund, thirty (30) percent to the city or town general fund, and fifty (50) percent to the general fund of the school district, and the amount collected in each taxing district outside of cities and towns shall be apportioned fifty (50) percent to the county general fund and fifty (50) percent to the general fund of the school district.".

2. Amend the title to Senate File 27, by striking everything after the word "credits" in line 1 and inserting in lieu thereof the following: "excepting that tax necessary to retire Korean veterans' bonus bonds and to enact a tax in lieu thereof.".

LYNN POTTER.
J. HENRY LUCKEN.

Amend the Schroeder amendment to Senate File 72 filed February 9, 1961, by striking all of section 5 after the word "be" in line 47 and inserting in lieu thereof the words "removed by negotiation or condemnation by the highway commission within one year from the effective date of this Act."

PETER F. HANSEN.

Amend Senate File 414 by striking all of section 4.

FRANK HOXIE.

Amend House File 6 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. In any county having a population of more than seventy-five thousand the board of supervisors may, and in counties under said population the board of trustees of any township may, purchase, lease, or otherwise acquire tracts of lands in areas reasonably accessible to all residents and may establish thereon public disposal grounds for the deposit of garbage, rubbish, junk, and other abandoned items unless another governing body of competent jurisdiction has already provided a facility deemed adequate to serve that area.

Sec. 2. Said boards within their respective jurisdictions may provide for the operation, maintenance and identification of such disposal grounds, either directly or by contract, and shall adopt and enforce such rules and regulations and provide for such uniform fees for use thereof as it shall deem necessary. Said boards may enter into contracts with cities and towns for use of such disposal grounds on a fee basis. All fees collected shall be paid into a "dump fund" as hereinafter provided.

Sec. 3. Said boards may establish a dump fund from which all cost of obtaining, operating and maintaining such disposal grounds shall be paid. In the event the fees are inadequate to meet the expense of such disposal grounds said boards may levy a tax of one-fourth mill on the property within their jurisdictions outside the limits of any city or town. The proceeds of said tax shall be paid into the dump fund and shall be used for no other purpose.

MARTIN WILEY.

On motion of Senator Lynes, the Senate adjourned until 10:30 a.m., Monday, March 20, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 20, 1961.

The Senate met in regular session, President Mooty 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 Weber for the day on request of Senator Getting.

PETITION

By Senator Gray, from eighteen residents of Mahaska County favoring proposed legislation relating to control of billboard advertising on interstate highways.

By Senator Prentis, from eleven residents of Union County in opposition to proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Van Eaton, from members of the town council of Sergeant Bluff favoring the recommendations of the Automotive Safety Foundation, the Public Administration Service, and the Iowa Highway Study Committee.

By Senator Stuart, from sixteen residents of Linn County favoring proposed legislation abolishing capital punishment.

By Senator Stuart, from fifteen residents of Lucas County favoring proposed legislation increasing the sales tax to three percent, the increase to be earmarked for school purposes only.

PRESENTATION OF VISITORS

Senator Flatt asked and received unanimous consent to present to the Senate seventy-six junior high school students from the Winterset Community Schools who were present in the balcony accompanied by their instructors, Ada Denton, Robert Good, Clifford Scholten and C. W. Callison.

Senator Hansen asked and received unanimous consent to present to the Senate forty-seven students, members of the junior class of the Coon Rapids High School, who were present in the balcony accompanied by their instructor, Mr. Voehl.

UNFINISHED BUSINESS

Senator O'Malley called up the motion filed by him to reconsider the vote by which Senate File 366 passed the Senate, found on page 423 of the Senate Journal, and moved its adoption, which motion prevailed.

Senator Gilmour asked and received unanimous consent to withdraw the motion filed by him to reconsider the vote by which Senate File 366 passed the Senate and found on page 422 of the Senate Journal.

Senator O'Malley moved to reconsider the vote by which Senate File 366 went to its third reading, which motion prevailed.

Senator Frommelt moved that Senate File 366 be re-referred to the committee on transportation and highway safety for further study.

Senator Gilmour asked unanimous consent that he be permitted to leave a request to be recorded as voting "Aye" on the motion to re-refer.

Objection was raised.

Senator Gilmour moved that he be permitted to leave his vote on the motion to re-refer, which motion prevailed.

Senator Putney moved as a substitute motion that Senate File 366 remain on the calendar under "Unfinished Business," which motion prevailed.

Senator Nolan called up the motion filed by him to reconsider the vote by which House File 6 failed to pass the Senate, found on page 490 of the Senate Journal, and moved its adoption, which motion prevailed.

Senator Nolan moved to reconsider the vote by which House File 6 went to its third reading, which motion prevailed.

On motion of Senator Nolan, House File 6, 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, was taken up for further consideration.

Senator Nolan asked and received unanimous consent to withdraw the amendment filed by him and found on page 509 of the Senate Journal.

Senator Wiley offered the following amendment and moved its adoption:

Amend House File 6 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. In any county having a population of more than seventy-five thousand the board of supervisors may, and in counties under said population the board of trustees of any township may, purchase, lease, or otherwise acquire tracts of lands in areas reasonably accessible to all residents and may establish thereon public disposal grounds for the deposit of garbage, rubbish, junk, and other abandoned items unless another governing body of competent jurisdiction has already provided a facility deemed adequate to serve the area.

Sec. 2. Said boards within their respective jurisdictions may provide for the operation, maintenance and identification of such disposal grounds, either directly or by contract, and shall adopt and enforce such rules and regulations and provide for such uniform fees for use thereof as it shall deem necessary. Said boards may enter into contracts with cities and towns for use of such disposal grounds on a fee basis. All fees collected shall be paid into a "dump fund" as hereinafter provided.

Sec. 3. Said boards may establish a dump fund from which all cost of obtaining, operating and maintaining such disposal grounds shall be paid. In the event the fees are inadequate to meet the expense of such disposal grounds said boards may levy a tax of one-fourth mill on the property within their jurisdictions outside the limits of any city or town. The proceeds of said tax shall be paid into the dump fund and shall be used for no other purpose.

Senator Lucken moved the previous question on the amendment, which motion prevailed.

The amendment was adopted.

Senator Turner moved to reconsider the vote by which the amendment filed by Senator Wiley 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 2, a bill for an act relating to nominations by nonparty political organizations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 30, a bill for an act relating to the day of canvassing the vote for governor and lieutenant governor and the inauguration of both.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 154, a bill for an act relating to increasing or decreasing speed limits on primary highways or extensions of primary highways in cities and towns.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 177, a bill for an act relating to antiquated vehicles.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 196, a bill for an act relating to appeals to the state board of social welfare under aid for the blind.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 435, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Community School District of Atlantic in the counties of Cass, Pottawattamie and Audubon, State of Iowa, and fixing the boundaries thereof and declaring said district a duly and legally organized corporate body as provided by law.

Also: That the House has concurred in Senate amendments to and passed House File 134, a bill for an act relating to amounts of indemnification of drivers of emergency vehicles.

Also: That the House has concurred in Senate amendments to and passed House File 446, a bill for an act to require a special license to fish for trout, and prescribing the fee therefor.

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 powers of the state tax commission to adopt rules on standards of value for assessment purposes and to obtain information from local officials relating to assessment levels.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 204, a bill for an act relating to the procedure for reimbursement to the state from the fund for aid to dependent children.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 248, a bill for an act to amend section three hundred thirty-one point twenty-five (331.25), Code 1958, and chapter two hundred fifty-two (252), Acts of the Fifty-eighth General Assembly, relating to the membership of the board of supervisors in certain counties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 306, a bill for an act relating to an extension date for filing for Korean Service Compensation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 422, a bill for an act relating to the application of any person under the age of eighteen years for a license to operate a motor vehicle.

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 assistance to blind voters in the polling place.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 490, a bill for an act relating to the buying of American flags to be placed on veterans graves on Decoration Day.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 559, a bill for an act to increase the penalties for narcotic violations and to authorize the state chemists to analyze drugs and devices.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 112, a bill for an act relating to the powers of the state tax commission to adopt rules on standards of value for assessment purposes and to obtain information from local officials relating to assessment levels.

Read first and second times and passed on file.

House File 204, a bill for an act relating to the procedure for reimbursement to the state from the fund for aid to dependent children.

Read first and second times and passed on file.

House File 248, a bill for an act to amend section three hundred thirty-one point twenty-five (331.25), Code 1958, and chapter two hundred fifty-two (252), Acts of the Fifty-eighth General Assembly, relating to the membership of the board of supervisors in certain counties.

Read first and second times and passed on file.

House File 306, a bill for an act relating to an extension date for filing for Korean Service Compensation.

Read first and second times and passed on file.

House File 422, a bill for an act to repeal section three hundred twenty-one point one hundred eighty-four (321.184), Code 1958, and to enact a substitute therefor, relating to the application of any person under the age of eighteen (18) years for a license to operate a motor vehicle.

Read first and second times and passed on file.

House File 427, a bill for an act relating to assistance to blind voters in the polling place.

Read first and second times and passed on file.

House File 490, a bill for an act to amend section two hundred fifty point sixteen (250.16), Code 1958, relating to the buying of American flags to be placed on veterans graves on Decoration Day.

Read first and second times and passed on file.

House File 559, a bill for an act to amend chapter two hundred

four (204), Code 1958, to increase the penalties for narcotics violations and to authorize the state chemists to analyze drugs and devices.

Read first and second times and passed on file.

SENATE CONCURRENT RESOLUTION 18

By Gilmour

Whereas, The Honorable U. S. Senator Eugene J. McCarthy will be in Des Moines, Iowa, on the 20th of April, 1961;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That an invitation be extended to Senator McCarthy to address a joint convention of both houses at 10:00 a.m. on Thursday, April 20, 1961.

SENATE CONCURRENT RESOLUTION 19

By Coleman

Be It Resolved by the Senate, the House Concurring, that the Board of Control is authorized to lease to the city of Rockwell City, Iowa, a strip of the women's reformatory farm not exceeding twenty-one (21) acres to be used to construct and maintain: (1) a 300 x 2,960 foot grass landing strip paralleling the north-south county road; (2) temporary removable storage buildings for aircraft.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 30, 104 and 127.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 30, 104 and 127.

JOINT RESOLUTION SIGNED BY THE GOVERNOR

A communication was received announcing that on March 17, 1961, the Governor had approved the following resolution:

Senate Joint Resolution 18, relating to representation in the electoral college of the District of Columbia.

RECEIVED BY THE SECRETARY OF THE STATE

A communication was received announcing that on March 16, 1961, the Secretary of State had received and placed on file Senate Joint

Resolution 16, relating to representation in the Senate and House of Representatives.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following bills assigned to committee:

H.J.R. 26 Judiciary 1
H. F. 262 Public health
H. F. 376 Agriculture
H. F. 401 Banks, building and loan

REPORTS OF COMMITTEES

Senator Butler submitted the following report:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **Senate File 362**, a bill for an act to amend section four hundred twenty-seven point one (427.1), Code 1958, relating to the exemption from taxation of property in the possession of an Iowa bank or trust company, pursuant to certain pension, profit sharing, unemployment compensation, stock bonus or other retirement, deferred benefit or employee welfare plans, begs leave to report it has had the same under consideration and recommends the same **do pass.**

GUY G. BUTLER, *Chairman.*

Ordered passed on file.

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 90**, a bill for an act relating to the time of election and term of school boards, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 169**, a bill for an act to legalize and validate the proceedings of the organization and establishment of the Corning Community School District in the counties of Adams and Taylor, State of Iowa, declaring said district a duly and legally organized corporate body, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 473**, a bill for an act authorizing a patent to issue to the South Half of the Northwest Quarter of the Northwest Quarter of Section 16, Township 86, North Range 2, East of the 5th P.M. containing 20 acres, Jackson County, Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Senator Rigler submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 128**, a bill for an act to amend section two hundred sixty-two point forty-three (262.43), Code 1958, relating to the payment of transportation costs for the elementary or high school education of students residing on land owned by the state under the control of the 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 Senate File 128 by striking the quotation marks and period (".) from line 4 and inserting in lieu thereof the following: ", as otherwise authorized by statutes.".

ROBERT R. RIGLER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 137**, a bill for an act to amend chapter two hundred seventy-nine (279), Code 1958, by adding thereto a new section to provide for use of funds received from sale, condemnation or other disposition of schools or sites without a vote of the electorate in school districts located in whole or in part within cities having a population of more than one hundred twenty-five thousand (125,000), begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend Senate File 137 by striking therefrom lines 3, 4 and 5 and inserting in lieu thereof the following "any fund received from the condemnation,".

ROBERT R. RIGLER, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 167, section 1, by striking from line 4 the following: ", except deer" and inserting in lieu thereof the following: "with a rifle".

W. C. STUART.

Amend Senate File 181 by adding at the end of line 6 the following:

"provided the total amount of any such anticipated purchase does not exceed the proceeds of such previous sale and the amount therefrom deposited to the general fund of the state."

X. T. PRENTIS.

Amend the title to Senate File 201 by striking all after the word "speed" in line 1 and inserting in lieu thereof the following: "limits of trucks on primary roads to sixty miles per hour.".

FRANK M. HOXIE.

Amend Senate File 236 as follows:

1. By inserting in line 6 of section 1 after the word "commission" the words "and campers who have paid the camping fee".

2. By striking from line 9 of section 2 the word

and figure "one (1)" and inserting in lieu thereof the word and figure "two (2)".

3. By striking from line 4 of section 4 the word "improvement,".

4. By striking from line 6 of section 4 the word and figure "ten (10)" and inserting in lieu thereof the word and figure "twenty-five (25)".

PETER F. HANSEN.

Amend Senate File 275 as follows:

1. Amend section 4, line 4, by striking the words "are furnished" and substituting in lieu thereof the following: "were furnished immediately prior to the effective date of this Act.".

2. Further amend by adding the following sentence to section 24: "Nothing herein contained shall be construed to invalidate any proceedings under statutes existing prior to the enactment of this Act; nor shall any action, litigation or appeal pending prior to the effective date of rate regulation of this Act be affected hereby.".

RICHARD C. TURNER.

Amend Senate File 282 by adding at the end thereof the following paragraph:

"The provisions of this Act shall not apply to persons who are regularly employed as engineers, firemen or operators of steam boilers, refrigeration or air conditioning systems in the plant of a manufacturer or industrial concern or public utility.".

GEORGE O'MALLEY.

Amend Senate File 299 by striking all of line 4 of section 3 and by inserting in lieu thereof the following: "section three hundred fifty point one (350.1)".

JAKE B. MINCKS.

1. Amend Senate File 366 by striking all of section 1 and renumbering the remaining section.

2. Further amend Senate File 366 by striking in line 6 of section 2 the word "five (5)" and inserting in lieu thereof the word "two (2)".

CARROLL PRICE.

Amend Senate File 441 as follows:

By striking all after the word "year" in line 15, subsection 2 of section 1, and inserting in lieu thereof the following: "in which area a high school has been operated since January 1, 1957."

MELVIN H. WOLF.

Amend Senate File 445 by striking all of lines 3, 4 and 5 of section 3 and by inserting in lieu thereof the following: "passage and publication in the Fayette County Union, a newspaper published at West Union, Iowa, and in the Cedar Valley Daily Times, a newspaper published at Vinton, Iowa."

LAWRENCE PUTNEY.

Amend Senate File 446 by striking all of lines 3, 4 and 5 of section 3 and by inserting in lieu thereof the following: "the Evening Sentinel, a newspaper published at Shenandoah, Iowa, and in The Belle Plaine Union, a newspaper published at Belle Plaine, Iowa."

LAWRENCE PUTNEY.

Amend Senate File 447 by striking all of lines 3, 4, 5 and 6 of section 5 and by inserting in lieu thereof the following: "passage and publication in the Traer Star-Clipper, a newspaper published at Traer, Iowa, and in The Diagonal Reporter, a newspaper published at Diagonal, Iowa."

LAWRENCE PUTNEY.

Amend the title to House File 6, by striking all after the word "Act" in line 1 and inserting in lieu thereof the following: "to permit the county board of supervisors in counties having a population of more than seventy-five thousand (75,000), and to permit the board of trustees of any township in counties of less than seventy-five thousand (75,000), to establish public disposal grounds and operate and maintain them from fees collected, or under a tax levy on property within their jurisdiction and outside the limits of any city or town, or both.".

MARTIN WILEY.

Amend House File 332 by striking from line 10 of section 1 the first period, quotation marks, and second period (.".) and adding the following: "on the first two thousand five hundred dollars ($2,500.00) of such loan or four dollars ($4.00) per one hundred dollars ($100.00) face amount on the balance of such loan above two thousand five hundred dollars ($2,500.00).".

EUGENE M. HILL.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 21, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Harlan Gant, pastor of the Methodist Church, Wapello, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator O'Malley for the day on request of Senator Brown; Senator Weber for the day on request of Senator Getting.

PETITIONS

By Senator Lynes, from twenty-four residents of Butler County favoring proposed legislation relating to the operation of a motor vehicle while intoxicated.

By Senator Shaff, from one hundred thirty residents of Clinton County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senator Shaff, from twenty-three residents of Clinton County favoring proposed legislation changing the age for drivers license from sixteen to eighteen.

PRESENTATION OF VISITORS

Senator Frommelt asked and received unanimous consent to call to the attention of the Senate a group of students from nineteen of the four-year colleges and universities of the State of Iowa who are attending the citizenship clearing house workshop at Drake University.

Senator Butler asked and received unanimous consent to present to the Senate thirty-two students from the Boone Valley Community School of Renwick who were present in the balcony accompanied by their instructors, Mr. Gillespie and Mr. Bollman.

Senator Coleman asked and received unanimous consent to present to the Senate twenty-eight students from the Callendar High School who were present in the balcony accompanied by their superintendent, Mr. Anderson.

Senator Prentis asked and received unanimous consent to present to the Senate seventy-four students from the Creston High School

who were present in the balcony accompanied by their instructors, Ruth Van Tress and Dale Howard.

Senator Flatt asked and received unanimous consent to present to the Senate twenty-two students, members of the American history class from the Truro Community School, who were present in the balcony accompanied by their instructor, Earl R. Scherf.

Senator Flatt asked and received unanimous consent to present to the Senate seventy-two students from the Winterset Junior High School who were present in the balcony accompanied by their instructors, Mesdames Evanell Whitworth, Lowell Ek, Robert Gideon and their superintendent, C. W. Callison.

Senator Putney asked and received unanimous consent to present to the Senate fourteen students from the Dinsdale Community School who were present in the balcony accompanied by their instructors, Jim Stephenson and Warren Breckenridge.

APPOINTMENT OF STEERING COMMITTEE

Senator Lynes moved that the President of the Senate appoint a steering committee, and that said committee shall have the responsibility of arranging the calendar as of Wednesday, March 22, 1961, which motion prevailed.

President Mooty announced the appointment of the following Senators as such committee: Rigler, chairman; Lynes, ranking member; Dykhouse, Eppers, Fisher, Frommelt, Hoxie, Nystrom, Putney, Schroeder and Wiley.

INTRODUCTION OF BILLS

Senate File 456, by committee on judiciary 2, a bill for an act to legalize and validate the proceedings of the town council of the town of Buffalo, in Scott County, Iowa, authorizing and providing for the issuance, sale and delivery of sewer revenue bonds of said town to defray part of the cost of constructing sewers and sewage treatment facilities in and for said town and the provisions made for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said town.

Read first and second times and placed on the calendar.

Senate File 457, by committee on judiciary 2, a bill for an act to permit appointment of chief of police from other than active members of the department.

Read first and second times and placed on the calendar.

Senate File 458, by committee on judiciary 2, a bill for an act to legalize and validate the proceedings of the town council of the town of Buffalo, in Scott County, Iowa, authorizing and providing for the issuance, sale and delivery of sewer bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said town.

Read first and second times and placed on the calendar.

Senate File 459, by committee on judiciary 2, a bill for an act to amend chapter one hundred forty-six (146), Code 1958, relating to basic science, compensation of members of the board of examiners, fixing fees for examination of applicants and fees charged in matters of reciprocity.

Read first and second times and placed on the calendar.

Senate File 460, by committee on Iowa development, a bill for an act to authorize the governing bodies of the cities and counties of Iowa and adjoining states to create regional or metropolitan planning commissions, and for school districts and other such bodies to participate in such commissions.

Read first and second times and placed on the calendar.

Senate File 461, by committee on schools and educational institutions, a bill for an act to provide that it shall be the policy of the state that the county school system shall be eliminated.

Read first and second times and placed on the calendar.

Senate File 462, by committee on schools and educational institutions, 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 placed on the calendar.

Senate File 463, by committee on highways, a bill for an act relating to street improvements.

Read first and second times and placed on the calendar.

Senate File 464, by committee on highways, a bill for an act relating to the establishment of highways by enacting a substitute for section three hundred six point fifteen (306.15), Code 1958.

Read first and second times and placed on the calendar.

Senate File 465, by committee on highways, a bill for an act relating to the disposition of the proceeds of the road use tax fund.

Read first and second times and placed on the calendar.

Senate File 466, by committee on highways, a bill for an act relating to allocations from the road use tax fund and to the apportionment thereof among the counties, cities and towns.

Read first and second times and placed on the calendar.

Senate File 467, by committee on highways, a bill for an act to continue and make permanent the present motor vehicle fuel taxes after July 1, 1961.

Read first and second times and placed on the calendar.

Senate File 468, by committee on highways, a bill for an act relating to the classification of roads and streets within cities and towns.

Read first and second times and placed on the calendar.

Senate File 469, by committee on schools and educational institutions, a bill for an act to amend chapter two hundred seventy-four (274), Code 1958, relative to school districts.

Read first and second times and placed on the calendar.

Senate File 470, by committee on schools and educational institutions, a bill for an act permitting tuition students to attend school in districts which have an area vocational technical high school or program.

Read first and second times and placed on the calendar.

Senate Joint Resolution 31, by committee on judiciary 2, a joint resolution authorizing the state executive council to accept, as a gift, a completed structure for public use to advance culture and music.

Read first and second times and placed on the calendar.

Senate Joint Resolution 32, by committee on highways, a joint resolution to appropriate from the state road use tax fund an amount necessary to print the report of the Iowa Highway Study Committee.

Read first and second times and placed on the calendar.

UNFINISHED BUSINESS

The Chair announced that the Senate would resume consideration of House File 6, 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; and the motion by Senator Turner to reconsider the vote by which the amendment by Senator Wiley was adopted.

The motion to reconsider prevailed.

Senator Turner offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding the word "all" following the word "in" in line 4.

Further amend the amendment by striking the words "under said population" in line 5.

The amendment to the amendment was adopted.

Senator Long offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all after the period (.) in line 22.

Division was called for.

The amendment to the amendment was adopted.

Senator Elijah asked and received unanimous consent that action on House File 6 be deferred and that the bill retain its place on the calendar under unfinished business.

THIRD READING OF BILLS

On motion of Senator Dykhouse, Senate File 220, a bill for an act to restrict commercial fishing within three hundred (300) yards of the farthest projection of any dam in the Mississippi River or Missouri River, was taken up and considered.

Senator Eppers asked and received unanimous consent that House File 252 be substituted for Senate File 220.

On motion of Senator Eppers, House File 252, a bill for an act to restrict commercial fishing within three hundred yards of the farthest projection of any dam in the Mississippi River or Missouri River, was taken up and considered.

Senator Frommelt asked and received unanimous consent that action on House File 252 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Dykhouse, Senate File 232, a bill for an act relating to the proration and refund of registration fees on 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, 48:

Brown	Frommelt	Mincks	Shaff
Buck	Getting	Moore	Shoeman
Butler	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	Phelps	Vance
Curran	Hansen	Potter	Van Eaton
Dykhouse	Hill	Prentis	Walker
Elijah	Hoschek	Price	Walter
Elvers	Hoxie	Putney	Wearin
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Schroeder	Wilson
Flatt	Lynes	Scott	Wolf

Nays, none.

Absent or not voting, 2:

O'Malley 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 Butler, Senate File 241, a bill for an act to amend chapter three hundred thirty-eight (338), Acts of the Fifty-eighth General Assembly, relating to savings and loan associations, was taken up and considered.

Senator Elijah asked and received unanimous consent that House File 332 be substituted for Senate File 241.

On motion of Senator Elijah, House File 332, a bill for an act to amend chapter three hundred thirty-eight (338), Acts of the Fifty-eighth General Assembly, relating to savings and loan associations, was taken up and considered.

Senator Hill offered the following amendment and moved its adoption:

Amend House File 332 by striking from line 10 of section 1 the first period, quotation marks, and second period (.".) and adding the following: "on the first two thousand five hundred dollars ($2,500.00) of such loan or four dollars ($4.00) per one hundred dollars ($100.00) face amount on the balance of such loan above two thousand five hundred dollars ($2,500.00).".

Roll call was requested.

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

Ayes, 6:

Cowden	Hoschek	Price	Wolf
Hill	Mincks		

Nays, 41:

Brown	Curran	Eppers	Getting
Buck	Dykhouse	Fisher	Gilmour
Butler	Elijah	Flatt	Gray
Coleman	Elvers	Frommelt	Grimstead

Hansen	Nystrom	Scott	Van Eaton
Hoxie	Phelps	Shaff	Walker
Long	Prentis	Shoeman	Walter
Lucken	Putney	Stuart	Wearin
Lynes	Rigler	Turner	Wiley
Moore	Schroeder	Vance	Wilson
Nolan			

Absent or not voting, 3:

O'Malley	Potter	Weber

The amendment was lost.

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

Ayes, 44:

Brown	Flatt	Moore	Shoeman
Buck	Frommelt	Nolan	Stuart
Butler	Getting	Nystrom	Turner
Coleman	Gilmour	Potter	Vance
Cowden	Gray	Prentis	Van Eaton
Curran	Grimstead	Price	Walker
Dykhouse	Hansen	Putney	Walter
Elijah	Hoxie	Rigler	Wearin
Elvers	Long	Schroeder	Wiley
Eppers	Lucken	Scott	Wilson
Fisher	Lynes	Shaff	Wolf

Nays, 3:

Hill	Hoschek	Mincks

Absent or not voting, 3:

O'Malley	Phelps	Weber

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

SENATE FILE 241 WITHDRAWN

Senator Elijah asked and received unanimous consent that Senate File 241 be withdrawn from further consideration of the Senate.

On motion of Senator Schroeder, Senate File 45, a bill for an act relating to miscellaneous fees collected by county recorders, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Turner offered the following amendment and moved its adoption:

Amend Senate File 45 by striking therefrom all of section 1, and by renumbering the remaining sections.

The amendment was adopted.

Senator Schroeder asked and received unanimous consent to withdraw the amendments filed by him and found on pages 224 and 235 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, 47:

Brown	Frommelt	Mincks	Shoeman
Buck	Getting	Moore	Stuart
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Vance
Cowden	Grimstead	Potter	Van Eaton
Curran	Hansen	Prentis	Walker
Dykhouse	Hill	Price	Walter
Elijah	Hoschek	Putney	Wearin
Elvers	Hoxie	Rigler	Wiley
Eppers	Long	Schroeder	Wilson
Fisher	Lucken	Scott	Wolf
Flatt	Lynes	Shaff	

Nays, none.

Absent or not voting, 3:

O'Malley	Phelps	Weber

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 24, a bill for an act regarding notice of termination of farm tenancies.

Also: That the House has failed to pass the following bill in which the concurrence of the House was asked:

Senate File 159, a bill for an act to permit cities and towns to make tranfers from one functional fund to another upon approval by the council.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 187, a bill for an act relating to grants when recipient removes himself from county in which he was receiving aid.

WILLIAM R. KENDRICK, *Chief Clerk.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 2, 30, 154, 177, 196 and 435; and House Files 134 and 446.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 2, 30, 154, 177, 196, 435, and House Files 134 and 446.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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 March, 1961, sent to the Governor for his approval: Senate Files 2, 30, 154, 177, 196 and 435.

HARRY L. COWDEN, *Chairman.*

Passed on file.

PROOFS OF PUBLICATION

Published copy of Senate File 456 and verified proof of publication of said bill in The Daily Times, a newspaper published at Davenport, Iowa, on February 24, 1961, 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 458 and verified proof of publication of said bill in The Daily Times, a newspaper published at Davenport, Iowa, on February 24, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of the Senate.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following bills assigned to committee:

H. F. 112	Tax revision
H. F. 248	Judiciary 1
H. F. 306	Military affairs
H. F. 422	Transportation and highway safety
H. F. 427	Governmental affairs
H. F. 490	Military affairs
S.J.R. 32	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. 263	S. F. 167	S. F. 436	H. F. 50
S. F. 201	S. F. 314	S. F. 165	S. F. 450
S. F. 313	S. F. 126		

ROBERT G. RIGLER, *Chairman.*

REPORTS OF COMMITTEES

Senator Getting submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 195**, a bill for an act relating to construction of ditches or drains through railroad property, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Coleman and Walker amendment filed on February 20, 1961, found on page 349 of the Senate Journal, and when so amended the bill do pass.**

LEROY GETTING, *Chairman.*

Ordered passed on file.

Senator Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 345**, a bill for an act to amend section one hundred forty-nine point four (149.4), Code 1958, relating to entrance requirements for schools of chiropody, 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 346**, a bill for an act relating to the change of name of chiropodist to podiatrist and the name chiropody to podiatry, and amending certain provisions 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 Van Eaton submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 215**, a bill for an act amending section forty-nine point ten (49.10), Code 1958, relating to petitions for polling places, 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 215 as follows:

By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend subsection two (2), section forty-nine point ten (49.10), Code 1958, by adding thereto 'When the board of supervisors has fixed such a polling place it shall remain the polling place at all subsequent primary, general, and special elections, until such time as the county board of supervisors, upon its own motion, shall fix a polling place within said precinct'."

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 384**, a bill for an act to amend chapter four hundred three

(403), Code 1958, relating to urban renewal, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 241**, a bill for an act relating to the terms of office of bridge commissioners, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend the Potter and Lucken amendment to Senate File 27 filed March 17, 1961, by inserting following the word "dividends" in line 5 the following: "in excess of $300.00".

DAVID O. SHAFF.

Amend Senate File 137 by striking therefrom lines 3, 4 and 5 of section 1 and inserting in lieu thereof the following: "Any fund received from the condemnation,".

COMMITTEE ON SCHOOLS AND EDUCATIONAL INSTITUTIONS,
ROBERT R. RIGLER, *Chairman.*

Amend House File 6, by striking all of the title after the word "Act" in line 1 and inserting in lieu thereof the following: "to permit the county board of supervisors in counties having a population of more than seventy-five thousand (75,000), and to permit the board of trustees of any township to establish public disposal grounds and operate and maintain them from fees collected.

RICHARD TURNER.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 22, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Carl Wilson, pastor of the First Methodist Church, Knoxville, Iowa.

PETITIONS

By Senator Flatt from twenty-seven residents of Madison County favoring proposed legislation abolishing capital punishment.

By Senator Elijah from thirty-eight residents of Cedar, Johnson and Muscatine Counties in opposition to proposed legislation creating an Iowa livestock council.

By Senator Rigler from thirty-three residents of Floyd County favoring legislation for additional state aid to schools.

By Senator Shoeman from seventy-one residents of Shelby County opposing recommendations of Iowa Highway Study Committee with reference to distribution of use tax.

HAPPY BIRTHDAY, "BUSTER"

The Chair requested Senators Shoeman, Buck and Hoxie to come to the President's station for the purpose of making a presentation. The committee appeared and presented to Senator Lynes a floral tribute from his brother, William, and his sister-in-law, Mrs. William Lynes. Senator Shoeman, on behalf of the Lyneses and the members of the Senate, wished for "Buster" many more happy birthdays.

Senator Lynes expressed his appreciation and placed on the bar of the Senate the beautiful plant for the enjoyment of all.

PRESENTATION OF VISITORS

Senator Cowden asked and received unanimous consent to present to the Senate eight students from the Bouton School who were present in the balcony accompanied by their instructor, Regina H. Eshouse.

Senator Flatt asked and received unanimous consent to present to the Senate sixty students from the Winterset Junior High School who were present in the balcony accompanied by their instructors, Alta Cameron and Robert Cable, and their principal, C. W. Callison.

Senator Nystrom asked and received unanimous consent to present to the Senate thirty-five students, members of the American government class of the United Community School of Boone County, who were present in the balcony accompanied by their instructor, Kenneth Walker, and their principal, Harold D. Smith.

Senator Weber asked and received unanimous consent to present to the Senate one hundred seventy-five students from the Muscatine High School who were present in the balcony accompanied by their instructors, Harold Bridges and Archie Martin.

INTRODUCTION OF BILLS

Senate File 471, by committee on insurance, a bill for an act to amend chapter five hundred two (502), Code 1958, relating to the sale of securities.

Read first and second times and placed on the calendar.

Senate File 472, by committee on insurance, a bill for an act to amend chapter five hundred two (502), Code 1958, relating to the powers and duties of the commissioner of insurance.

Read first and second times and placed on the calendar.

Senate File 473, by committee on insurance, a bill for an act to amend chapter five hundred two (502), Code 1958, relating to the regulation of securities dealers.

Read first and second times and placed on the calendar.

Senate File 474, by committee on public health, a bill for an act relating to medical assistance for the aged.

Read first and second times and placed on the calendar.

Senate File 475, by committee on insurance, a bill for an act to amend section four hundred ninety-six point one (496.1), Code 1958, relating to annual reports of certain corporations.

Read first and second times and placed on the calendar.

Senate File 476, by committee on insurance, a bill for an act to amend section one hundred twenty-one (121) of chapter three hundred twenty-one (321), Acts of the Fifty-eighth General Assembly, relating to annual reports of certain corporations.

Read first and second times and placed on the calendar.

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

SENATE CONCURRENT RESOLUTION 18
By Gilmour

Whereas, The Honorable U. S. Senator Eugene J. McCarthy will be in Des Moines, Iowa, on the 20th of April, 1961;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That an invitation be extended to Senator McCarthy to address a joint convention of both houses at 10:00 a.m. on Thursday, April 20, 1961.

The motion prevailed and the resolution was adopted.

Senator Gilmour asked and received unanimous consent that Senate Concurrent Resolution 18 be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

On motion of Senator Price, Senate File 366, a bill for an act relating to the control of motor vehicle truck operators by the commerce commission, was taken up for further consideration.

Senator Hill asked and received unanimous consent to withdraw the amendment filed by him and found on page 446 of the Senate Journal.

Senator Price offered the following amendment and moved its adoption:

1. Amend Senate File 366 by striking all of section 1 and renumbering the remaining section.
2. Further amend Senate File 366 by striking in line 6 of section 2 the word "five (5)" and inserting in lieu thereof the word "two (2)".

Division was called for.

The amendment was adopted.

Senator Coleman offered the following amendment and moved its adoption:

Amend Senate File 366 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred twenty-seven point four (327.4), Code 1958, is amended by striking the period (.) in line six (6) and adding the following: "provided, however, that the powers herein conferred by this section shall not be used by the commission to require the filing of annual reports by truck operators and contract carriers not operating more than one (1) motor vehicle transporting agricultural products and who are not engaged in interstate commerce.".

Sec. 2. Subsection three (3) of section three hundred twenty-seven point two (327.2) is hereby amended by inserting following the word "necessary" in line two (2) of the said subsection the words, "provided, however, that this subsection shall not apply to truck operators operating not more than one (1) motor vehicle transporting agricultural products and who are not engaged in interstate commerce".

The amendment was lost.

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:

Buck	Hill	Prentis	Vance
Coleman	Hoxie	Price	Walker
Cowden	Long	Putney	Walter
Elijah	Lucken	Rigler	Wearin
Fisher	Lynes	Scott	Weber
Flatt	Nystrom	Shoeman	Wiley
Gray	Phelps	Stuart	Wilson
Grimstead			

Nays, 19:

Brown	Eppers	Hoschek	Potter
Butler	Frommelt	Mincks	Shaff
Curran	Getting	Moore	Van Eaton
Dykhouse	Gilmour	Nolan	Wolf
Elvers	Hansen	O'Malley	

Absent or not voting, 2:

Schroeder	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 Nystrom, Senate File 181, a bill for an act relating to the use of the proceeds of real estate by the state board of regents, was taken up for further consideration.

Senator Prentis asked and received unanimous consent to withdraw the amendment filed by him and found on page 559 of the Senate Journal.

Senator Nystrom moved that the bill be read a third 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:

Brown	Frommelt	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Coleman	Hoschek	O'Malley	Turner
Elijah	Hoxie	Potter	Van Eaton
Elvers	Lucken	Price	Walker
Eppers	Lynes	Putney	Wearin
Fisher	Mincks	Rigler	Wiley
Flatt	Moore	Shaff	Wolf

Nays, 16:

Butler	Getting	Long	Vance
Cowden	Grimstead	Phelps	Walter
Curran	Hansen	Prentis	Weber
Dykhouse	Hill	Scott	Wilson

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Absent or not voting, 2:

Gray 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 Elijah, House File 6, 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, was taken up for further consideration.

Senator Long offered the following amendment to the amendment, filed by Senator Wiley and found on pages 553 and 554 of the Senate Journal, and moved its adoption:

Amend the amendment by adding the following sections:

Sec. 4. Said boards may, within their respective jurisdictions, levy a tax of one-fourth mill for one year only, on all the property outside the limits of any city or town for the purpose of acquiring such disposal grounds.

Sec. 5. Any person using such disposal grounds without paying the established fees or having made arrangments with the county auditor or township clerk as the case may be, to pay said fee on a periodic basis shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than one hundred dollars or imprisonment in the county jail not to exceed thirty days.

The amendment to the amendment was adopted.

On motion of Senator Wiley, the amendment as amended was adopted.

Senator Wiley asked and received unanimous consent to withdraw the amendment filed by him and found on page 561 of the Senate Journal.

Senator Turner asked and received unanimous consent to withdraw the amendment filed by him and found on page 572 of the Senate Journal.

Senator Wiley offered the following amendment and moved its adoption:

Amend House File 6, by striking all of the title after the word "Act" in line 1 and inserting in lieu thereof the following: "to permit the county board of supervisors in counties having a population of more than seventy-five thousand (75,000), and to permit the board of trustees of any township to establish public disposal grounds and operate and maintain them from fees collected, or under a tax levy on property within their jurisdiction and outside the limits of any city or town, or both, and to provide penalties for failure to pay fees.".

The 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	Gilmour	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hoxie	Potter	Van Eaton
Curran	Long	Prentis	Walker
Elijah	Lucken	Putney	Walter
Elvers	Lynes	Rigler	Wearin
Eppers	Moore	Shaff	Weber
Fisher	Nolan	Shoeman	Wiley
Flatt	Nystrom	Stuart	Wilson
Getting			

Nays, 10:

Brown	Frommelt	Mincks	Scott
Butler	Hansen	Price	Wolf
Dykhouse	Hoschek		

Absent or not voting, 3:

Gray	Hill	Schroeder

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

AMENDMENT TO THE RULES OF THE SENATE

Senator Gilmour offered the following amendment and moved its adoption:

Amend the Rules of the Senate, Fifty-ninth General Assembly, by inserting the following rule as Rule 37 and renumbering the remaining rules:

"Whenever a steering committee is appointed, voting in said steering committee shall be by record vote and action shall be taken by a simple majority vote."

Roll call was requested.

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

Rule 8 was invoked.

Ayes, 21:

Brown	Flatt	Hoschek	Potter
Buck	Frommelt	Mincks	Walter
Butler	Gilmour	Moore	Wearin
Coleman	Hansen	Nolan	Wilson
Elijah	Hill	O'Malley	Wolf
Eppers			

Nays, 25:

Cowden	Long	Putney	Turner
Curran	Lucken	Rigler	Vance
Dykhouse	Lynes	Scott	Van Eaton
Fisher	Phelps	Shaff	Walker
Getting	Prentis	Shoeman	Weber
Grimstead	Price	Stuart	Wiley
Hoxie			

Absent or not voting, 4:

Elvers	Gray	Nystrom	Schroeder

The amendment was lost.

Senator Lynes asked unanimous consent that Senate File 275 be made a special order of business for Wednesday, March 29, 1961, at 10:00 a.m.

Objection was raised.

Senator Phelps asked and received unanimous consent that he be excused from the Senate on Wednesday, the 29th.

Senator Lynes moved that Senate File 275 be made a special order of business for Wednesday, March 29, 1961, at 10:00 a.m.

Roll call was requested.

On the question "Shall Senate File 275 be made a special order of business?" the vote was:

Ayes, 30:

Brown	Long	Putney	Van Eaton
Coleman	Lucken	Rigler	Walter
Elijah	Lynes	Scott	Wearin
Eppers	Moore	Shaff	Weber
Fisher	Nolan	Shoeman	Wiley
Flatt	Nystrom	Stuart	Wilson
Gray	Phelps	Turner	Wolf
Hoxie	Price		

Nays, 17:

Buck	Getting	Hill	Potter
Butler	Gilmour	Hoschek	Prentis
Cowden	Grimstead	Mincks	Vance
Curran	Hansen	O'Malley	Walker
Elvers			

Absent or not voting, 3:

Dykhouse	Frommelt	Schroeder

The motion having failed to receive a constitutional and two-thirds majority was lost.

EXPLANATION OF VOTE

We voted "no" on the question of setting Senate File 275 as a special order of business for March 29, not because we are opposed to the bill, nor to considering it as a special order of business, but because, on March 21, a steering committee was established for bringing measures to the floor of the Senate. Since all measures should be cleared through the steering committee, and any deviation from this practice would tend to make the steering committee inoperative, we voted "no", as this measure has not been cleared by the steering committee.

JAKE B. MINCKS.
GEORGE E. O'MALLEY.
CARL HOSCHEK.

THIRD READING OF BILLS

On motion of Senator Putney, House File 65, a bill for an act relating to the appropriation for teachers' retirement allowance and the amount of such allowance, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Putney asked and received unanimous consent to withdraw the amendments filed by him as chairman of the committee on appropriations and found on pages 108 and 292 of the Senate Journal.

The following committee amendment was considered:

Amend House File 65 by adding at the end of section 2 the following:

"Said section is further amended by adding at the end of the first paragraph the following:

'No such person shall receive retirement benefits from the state of more than seventy-five dollars ($75.00) per month."

On motion of Senator Putney, 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, 49:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Butler	Gray	Nystrom	Turner
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt			

Nays, none.

Absent or not voting, 1:

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 Frommelt, House File 305, a bill for an act relating to the income, corporation and sales tax including the distribution thereof and making a transfer of funds for the manufacture of registration plates for motor vehicles, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Putney asked and received unanimous consent that action on House File 305 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 110, a bill for an act to amend section one hundred ten point seventeen (110.17), Code 1958, to restrict the exemption of military personnel to legal residents of the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 261, 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) per cent alcohol by weight that such members or guests bring upon the premises of such club or association.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 261, 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.

COMMUNICATION

The following communication was received from the office of the State Comptroller:

No.	Name of Claimant and Nature of Claim	Amount of Claim	Recm.
88-59	Donald Gibson, RR 8, Bloomfield, Iowa—Tractor license refund	30.00	A
113-59	William Gerald Hoover, Route 2, Farmington, Iowa —Car license refund	$ 5.50	D
174-59	W. M. McFarland, RFD, Whiting, Iowa—Gas tax refund	42.00	D
194-59	Tripoli Community School District, Tripoli, Iowa— Sales and use tax refund	1,084.77	A
212-59	State Tax Commission, State Office Building, Iowa —Military service tax credits	335.28	A
213-59	Cleland Lund, Box 246, Calamus, Iowa—Tractor license refund	10.00	A
		$5.00	
218-59	Clarence Maxwell, RFD, Stanton, Iowa—Personal loss	307.00	D

No.	Name of Claimant and Nature of Claim	Amount of Claim	Recm.
220-59	Beryl B. Kinsey, RFD, Stuart, Iowa—Fuel tax refund	120.00	A
221-59	Vinton Community School District, Vinton, Iowa—Tuition for students	1,873.44	A
225-59	Lloyd E. Lundblad, Odebolt, Iowa—Truck tractor refund	5.00	A
230-59	Franklin County, Hampton, Iowa—Sales and use tax refund	93.87	A
231-59	Catherine Elsberry, 1402 13th St., Boone, Iowa—Personal injury	15,593.78	D
232-59	Davidsons, 7th and Walnut, Des Moines, Iowa—Bill not presented in time	105.80	A
233-59	Woodbury County, Sioux City, Iowa—Sales and use tax refund	137.50	A
234-59	County of Benton, Vinton, Iowa—Sales and use tax refund	367.32	A
235-59	Robert McCowen, Morrill Hall, Iowa State University, Ames, Iowa—Personal damage	19.22	D
236-59	Miller Garfield, M.D., Calmar, Iowa—Services rendered	70.00	D
237-59	Smith Memorial Hospital, 305 Montgomery Street, Decorah, Iowa—Hospital bill	157.95	D
238-59	Cerro Gordo County, Court House, Mason City, Iowa—Sales and use tax refund	120.66	A
240-59	Johannsen-Rossow Funeral Home, 606 Main, La Porte City, Iowa—OAA funeral expenses	225.00	A
241-59	Muscatine Levee Improvement Comm., City Hall, Muscatine, Iowa—Sales and use tax refund	51.96	A
242-59	Harold L. Slater, 826 Kingbury St., Belle Fourche, South Dakota—Loss of life claim	7,500.00	D
243-59	Brimhall West Funeral Home, State Center, Iowa—OAA funeral expenses	175.00	A
244-59	Roman Welter, Hopkinton, Iowa — Registration refund	57.50	A
245-59	Russell Erickson, RFD 2, Cresco, Iowa—Gas tax refund	48.72	A
		$41.72	
246-59	Betty L. Aalseth, Milford, Iowa—Personal injury	7,500.00	D
247-59	Mabel M. Hoeye, 1319 Lyon Street, Apt. 9, Des Moines, Iowa—Personal injury	95.51	D
248-59	William and Marvin Molyneux, Rose Hill, Iowa—Incorrect truck registration	180.00	A
249-59	Palo Alto County, Emmetsburg, Iowa—Omitted agricultural land tax credit	958.00	A
250-59	Roman Welter, Hopkinton, Iowa—Registration refund	57.50	A
251-59	O'Brien County, Primghar, Iowa—Land tax credit	980.41	A
252-59	Floyd County, Charles City, Iowa—Tax free land claim	250.00	A
253-59	Gifford Morrison, 926 South 6th, Washington, Iowa—Deer claim	287.05	D
254-59	John Deere Ottumwa Works, 805 E. Vine Street, Ottumwa, Iowa—Gas tax refund	429.45	D

No.	Name of Claimant and Nature of Claim	Amount of Claim	Recm.
255-59	Thomas A. Acuff, 1405 Maxwell Street, Ames, Iowa —Tuition refund (Iowa State University)	1,125.00	A
256-59	Ralph J. Menke, Bancroft, Iowa—Gas tax refund	50.00	D
257-59	Harry W. Maxwell, 1425 Broadway, Denison, Iowa —OAA funeral expenses	133.00	A
258-59	State Tax Commission, State Office Building, Des Moines, Iowa—Military claims payment	50.18	A
259-59	Liberty Mutual Ins. Co., 405 Shops Building, Des Moines, Iowa—Highway accident	4,180.21	D
260-59	Eagle Food Centers, Inc., P. O. Box 67, Rock Island, Illinois—Highway accident	250.00	D
261-59	Robert V. Wysong, 2128 Tichenor St., Des Moines, Iowa—Unpaid bill by (Development Commission)	20.00	A $10.00
262-59	Margaret Fitzsimmons, Adel, Iowa—Personal injury	7,584.05	D
263-59	Farm Service Cooperative, Charles City, Iowa— Truck tractor permit refund	5.00	A
264-59	Ruan Transport Corporation, 408 S. E. 30th St., Des Moines, Iowa—Truck tractor permit refund	335.00	A
265-59	Safeway Truck Lines, Inc., 4625 W. 55th Street, Chicago 32, Illinois—Truck tractor permit refund	235.00	A
266-59	H & W Motor Express Co., 3000 Jackson, Dubuque, Iowa—Truck tractor permit refund	330.00	D
267-59	Ruan Corporation, 408 S. E. 30th St., Des Moines, Iowa—Truck tractor permit refund	5.00	A
268-59	W. L. Schwartz, Buckeye, Iowa—Truck tractor permit refund	5.00	A
269-59	Carl and Eugene Wallin, Paullina, Iowa—Truck tractor permit refund	5.00	A
270-59	Dean Galbraith, Newell, Iowa—Truck tractor permit refund	5.00	A
271-59	Oskaloosa Bus & Transfer Company "A" Corp., 106 2nd Ave. E., Oskaloosa, Iowa—Truck tractor permit refund	5.00	A
272-59	Myron and Maurice Nolte, Farnhamville, Iowa— Truck tractor permit refund	85.00	A
273-59	Denver Chicago Truck. Co., 3888 E. 45th Ave., Denver 16, Colorado—Truck tractor permit refund	150.00	D
274-59	Walter Woods, 200 So. Chambers St., Sioux City, Iowa—Truck tractor permit refund	10.00	A
275-59	John Vanderheiden Moving, Carroll, Iowa—Truck tractor permit refund	10.00	A
276-59	L. P. Brumm, McIntire, Iowa—Truck tractor permit refund	5.00	A
277-59	Irwin E. Movick, Ottosen, Iowa—Truck tractor permit refund	5.00	A
278-59	Raymond H. Sievert, Box 301, Hubbard, Iowa— Truck tractor permit refund	5.00	A
279-59	William Sundrup, Arcadia, Iowa—Truck tractor permit refund	5.00	A
280-59	Kroblin Refrigerated Express, P. O. Box 218, Sumner, Iowa—Truck tractor permit refund	120.00	A

No.	Name of Claimant and Nature of Claim	Amount of Claim	Recm.
281-59	Loren Shepherd, 600 N. 11th St., Fairfield, Iowa —Truck tractor permit refund	10.00	A
282-59	Ray Cummings and Wayne M. McClaure, Malcolm, Iowa—Truck tractor permit refund	10.00	A
283-59	George Wilder and Herman Kerns, Clarke County Grain Co., Osceola, Iowa—Truck tractor permit refund	20.00	A
284-59	Lamoni Sale Corp., Lamoni, Iowa—Truck tractor permit refund	10.00	A
285-59	Harvey Daufeldt, 612 West Seventh St., Muscatine, Iowa—Truck tractor permit refund	15.00	A
286-59	Robert Moothart and J. M. Dodds, Moothart & Dodds, Hillsboro, Iowa—Truck tractor permit refund	5.00	A
287-59	Raymond Alderson, 442 No. Dodge Street, Algona, Iowa—Truck tractor permit refund	10.00	A
288-59	Donald Hewitt, Monroe, Iowa—Truck tractor permit refund	25.00	A
289-59	Elvin Simmons, Farmington, Iowa—Truck tractor permit refund	5.00	A
290-59	Clarence W. Krause, Holland, Iowa—Truck tractor permit refund	10.00	A
291-59	George Meiners, Dedham, Iowa—Truck tractor permit refund	5.00	A
292-59	Leslie Getting, 20 Third Street, Hartley, Iowa—Truck tractor permit refund	15.00	A
293-59	Everett West, Farragut, Iowa—Truck tractor permit refund	10.00	A
295-59	W. F. Litterer, 1411 E. Clark Street, Charles City, Iowa—Truck tractor permit refund	10.00	A
296-59	Hubert Zobrist, Hancock, Iowa—Truck tractor permit refund	10.00	A
297-59	C. E. Hornback, 400 W. 9th St., Tama, Iowa—Truck tractor permit refund	5.00	A
298-59	Melvin J. Nelson, Box 121, Manson, Iowa—Truck tractor permit refund	5.00	A
299-59	John B. Bell, Columbus Junction, Iowa—Truck tractor permit refund	30.00	A
800-59	Russell K. Jones, Ainsworth, Iowa—Truck tractor permit refund	5.00	A
301-59	Glenn Gaskill, Rolfe, Iowa—Truck tractor permit refund	5.00	A
302-59	Melbourne Nelson, Kamrar, Iowa—Truck tractor permit refund	5.00	A
303-59	Loren Shepherd, 402 North B Street, Fairfield, Iowa—Truck tractor permit refund	5.00	D
304-59	Don and Leonard Jones, Gowrie, Iowa—Truck tractor permit refund	5.00	A
305-59	Gay C. Howrey, La Porte City, Iowa—Truck tractor permit refund	60.00	A
306-59	George W. Smith, 309 Sioux St., Sac City, Iowa—Truck tractor permit refund	30.00	A

No.	Name of Claimant and Nature of Claim	Amount of Claim	Recm.
307-59	Keith J. Vegors, RR 2, Webster City, Iowa—Truck tractor permit refund	5.00	A
308-59	Fred J. Adrian, Everly, Iowa—Truck tractor permit refund	10.00	A
309-59	K. W. Ripley, RFD, Coin, Iowa—Truck tractor permit refund	10.00	A
310-59	Olony Ruse, Tabor, Iowa—Truck tractor permit refund	25.00	A
311-59	A. D. Curry, Conrad, Iowa—Truck tractor permit refund	35.00	A
312-59	Miles L. Webster, Minburn, Iowa—Truck tractor permit refund	10.00	A
313-59	E. F. Bock, Garner, Iowa—Truck tractor permit refund	25.00	A
314-59	Clark Stookesberry, Milton, Iowa—Truck tractor permit refund	15.00	A
315-59	B. & H. Transport Co., Inc., Greene, Iowa—Truck tractor permit refund	20.00	A
316-59	David Wulfekuhle, Fayette, Iowa—Truck tractor refund	10.00	A
317-59	Harry Kaler, 504 12th St., SE, Mason City, Iowa—Truck tractor refund	25.00	A
318-59	Wiecks Feed & Livestock, Inc., Dysart, Iowa—Truck tractor refund	15.00	A
319-59	LeRoy Harrington, Lidderdale, Iowa—Truck tractor refund	5.00	D
321-59	Truman J. Wahrer, Argyle, Iowa—Truck tractor refund	5.00	A
322-59	J. T. Hockett & Son, Tennant, Iowa—Truck tractor refund	10.00	A
323-59	Allison & Troge, 217 N. Second, Osage, Iowa—Truck tractor refund	10.00	A
325-59	J. R. Sinnett, Gilmore City, Iowa—Truck tractor refund	5.00	A
326-59	Albert Neppl, Halbur, Iowa—Truck tractor refund	10.00	A
327-59	Giles G. Frye, RR 2, Nora Springs, Iowa—Truck tractor refund	5.00	A
328-59	J. F. Murphy, Livermore, Iowa—Truck tractor refund	5.00	A
329-59	Eldon and Norman Fredrickson, Fredrickson Grain Co., Meriden, Iowa—Truck tractor refund	65.00	A
330-59	William Edward Reed, Van Wert, Iowa—Truck tractor refund	5.00	A
331-59	Albert Hardecopf, Dolliver, Iowa—Truck tractor refund	5.00	A
332-59	Wilbur Wienert, Holstein, Iowa—Truck tractor refund	10.00	A
333-59	Atlas Transfer Co., 923 Osborn Street, Burlington, Iowa—Truck tractor refund	15.00	A
334-59	Bryon Beeson Co., RR 3, Red Oak, Iowa—Truck tractor refund	5.00	A

No.	Name of Claimant and Nature of Claim	Amount of Claim	Recm.
335-59	S. C. Williams, RR 5, Albia, Iowa—Truck tractor refund	5.00	A
336-59	Ringsby Truck Lines, Inc., 3201 Ringsby Court, Denver 5, Colorado—Truck tractor refund	60.00	D
337-59	Joe W. Evans, Williamsburg, Iowa—Truck tractor refund	10.00	A
338-59	Sam Shryer, Sidney, Iowa—Truck tractor refund	10.00	A
339-59	Warren Bishop, Norwalk, Iowa—Truck tractor refund	10.00	A
340-59	Delos Fiscus, State Center, Iowa—Truck tractor refund	10.00	A
341-59	Le Roy Shipman, 801 High Ave. W., Oskaloosa, Iowa—Truck tractor refund	10.00	A
342-59	Bob Jenkins, 600 Diagonal, P. O. Box 430, Charles City, Iowa—Truck tractor refund	20.00	A
343-59	M. C. Tyler, Kelley, Iowa—Truck tractor refund	15.00	A
344-59	J. F. Gifford & Sons, Cumming, Iowa—Truck tractor refund	10.00	A
345-59	H. D. Waddell, 418 S. Chambers, Sioux City, Iowa—Truck tractor refund	30.00	A
346-59	Duane Thompson, Ute, Iowa—Truck tractor refund	5.00	A
347-59	Cloyd Cates, North 5th, Sac City, Iowa—Truck tractor refund	5.00	A
348-59	August F. Hansen, Remsen, Iowa—Truck tractor refund	5.00	A
349-59	Donald W. Schram, Anthon, Iowa—Truck tractor refund	5.00	A
350-59	Armour Cooper, Correctionville, Iowa—Truck tractor refund	5.00	A
351-59	Arlan and Dennis Van Wyk, Sheldon, Iowa—Truck tractor refund	5.00	A
352-59	Vernon A. Leeper, Charter Oak, Iowa—Truck tractor refund	10.00	A
353-59	Richard Van Diepen, Boyden, Iowa—Truck tractor refund	5.00	A
354-59	John J. Herman, La Porte City, Iowa—Truck tractor refund	30.00	A
355-59	Rufus Mau, Early, Iowa—Truck tractor refund	5.00	A
356-59	E. L. Skov, Rembrandt, Iowa—Truck tractor refund	35.00	A
357-59	Darwin Kroska, Pomeroy, Iowa—Truck tractor refund	10.00	A
358-59	George Diekevers, Boyden, Iowa—Truck tractor refund	10.00	A
359-59	Winston Hansen, Battle Creek, Iowa—Truck tractor refund	20.00	A
360-59	Farmers Cooperative Co., Cleghorn, Iowa—Truck tractor refund	15.00	A
361-59	Winston Hansen, Battle Creek, Iowa—Truck tractor refund	20.00	A
362-59	Marvin Fiddelke, Calumet, Iowa—Truck tractor permit refund	5.00	A

No.	Name of Claimant and Nature of Claim	Amount of Claim	Recm.
363-59	Lindstrom Truck Line, Kiron, Iowa—Truck tractor permit refund	10.00	A
364-59	Hodapp Motor Service, Granville, Iowa—Truck tractor permit refund	5.00	A
365-59	Iva Cutsforth, 607 E. Jefferson, New Hampton, Iowa—Truck tractor permit refund	15.00	A
366-59	Maurice Edwards, 1119 N. 5th Street, Estherville, Iowa—Truck tractor permit refund	15.00	D
367-59	Gerald Hines, Nemaha, Iowa—Truck tractor permit refund	5.00	A
368-59	C. A. Brownmiller, Marcus, Iowa—Truck tractor permit refund	15.00	A
369-59	Vernie C. Wilken, RR 3, Denison, Iowa—Truck tractor permit refund	5.00	A
370-59	Hjelmer Huberg, Royal, Iowa—Truck tractor permit refund	5.00	A
371-59	Hellman Trucking Co., Pilot Grove, Iowa—Truck tractor permit refund	25.00	A
372-59	Vernon A. Laurson, Alden, Iowa—Truck tractor permit refund	20.00	A
373-59	William Kevin Jones, RR 7, Ottumwa, Iowa—Truck tractor permit refund	10.00	A
H-54-59	Frank Wiese, RFD 1, Dexter, Iowa—Damages to tomato crop	1,967.40	A 200.00
H-55-59	Donald J. Spencer, Rolfe, Iowa—Damage to car	135.48	D
H-56-59	Leonard Boyer, 2626 South 11th, Council Bluffs, Iowa—Personal injury	908.19	D
H-57-59	Virginia Fairchild, 2626 South 11th, Council Bluffs, Iowa—Personal injury	25,000.00	D
H-58-59	Emory M. Brown, RR, Garner, Iowa—Damages for broken tile line	288.28	A
H-59-59	(Cherveny) State Farm Mutual Auto Ins. Co., 2309 E. Oakland Avenue, Bloomington, Illinois—Broken windshield	165.60	A
H-60-59	W. W. Robinson, Maple Hill, Iowa—Loss of fee	216.00	D
H-61-59	Thomas L. Gunson, 3941 8th Street, Des Moines, Iowa—Highway accident	40.28	D
H-62-59	A. H. Doolittle, Griswold, Iowa—Inoperable septic system	215.99	D
H-63-59	Joe Zajicek, RFD 5, Iowa City, Iowa—Inadequate drainage	1,564.00	D
H-64-59	Lucille Fehd, A Ave. East, Oskaloosa, Iowa—Property damage	4,000.00	D
H-65-59	George Barrans & Son, Lenox, Iowa—Farm tractor damage	249.35	D
H-66-59	Robert G. Thorn, Rutland, Iowa—Subsistance payment	77.85	D
H-67-59	George and Edra Barrans, Lenox, Iowa—Alteration of stockpass	6,000.00	D
H-68-59	Regina M. Huegel, 514½ E. Fourth St., Waterloo, Iowa—Automobile damage and personal injury	2,834.49	D
H-69-59	Lawrence R. Strawser, Nashua, Iowa—Automobile damage	250.00	D

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 187 and House File 24.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 187 and House File 24.

BILL SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 22nd day of March, 1961, sent to the Governor for his approval: Senate File 187.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 21, 1961, the Governor had approved the following bills:

Senate File 2, relating to nominations by nonparty political organizations.

Senate File 30, relating to the canvassing of the vote for governor and lieutenant governor and the inauguration of both.

Senate File 154, relating to speed on primary highways.

Senate File 177, relating to antiquated vehicles.

Senate File 196, relating to appeals to the State Board of Social Welfare under aid for the blind.

Senate File 435, relating to the establishment of the Community School District of Atlantic.

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. 463	S. F. 468	S. F. 461	H. F. 9
S. F. 464	S. F. 105	S. F. 166	H. F. 300
S. F. 465	S. F. 428	S. F. 278	S. F. 384
S. F. 466	S. F. 459	S. F. 420	S. F. 470
S. F. 467			

ROBERT R. RIGLER, *Chairman.*

REPORTS OF COMMITTEES

Senator Walker submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 376**, a bill for an act to provide for agriculture associations and to provide for voluntary deductions, on the part of the agricultural producer, to be used in the promotion of the state's agricultural products, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

JOHN A. WALKER, *Chairman.*

Ordered passed on file.

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 31**, a bill for an act to provide funds for the purchase of land to establish a state park and artificial lake in Cass County, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Senator Buck submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 244**, 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 **do pass.**

HOWARD C. BUCK, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 311**, bill for an act to amend section seven hundred thirty-one point one (731.1), Code 1958, relating to desertion and abandonment of children, begs leave to report it has had the same under consideration and recomends 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 312**, a bill for an act to amend section two hundred thirty-nine point five (239.5), Code 1958, relating to cooperation of parents in legal actions, and efforts to obtain support money for children from persons legally responsible for their support, 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 375**, a bill for an act pertaining to the definition of "total and partial unemployment", 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 399**, a bill for an act pertaining to residents in an institution under 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 Grimstead submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 33**, a bill for an act to permit counties to finance part of the cost of group insurance or hospital or medical service for county 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 33, section 2, as follows:

1. By inserting in line 1 after the word "created" the word "solely".

2. By striking in line 3 the comma (,) after the word "plan" and inserting in lieu thereof a period (.) and by striking the remainder of said section 2.

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **House File 427**, a bill for an act relating to assistance to blind voters in the polling place, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACOB GRIMSTEAD, *Chairman.*

Ordered passed on file.

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 276**, a bill for an act relating to superior court judges, 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.

Amend Senate File 167 as follows:

1. Section 1, line 1, by inserting after "(109)" the following: ", Code 1958,".

2. Section 4, by striking all of lines 2, 3, 4, and 5 and inserting in lieu thereof the following:

"Code 1958, is hereby amended by striking all after the second word 'that' in line six (6) of subsection two (2) and inserting in lieu thereof the following:

"an owner or tenant of land or members of his immediate family".

ADOLPH ELVERS.

Amend the Schroeder amendment to Senate File 263, filed on March 7, 1961, and found on page 436 in the Senate Journal, by

striking from line 4 the word "employer" and inserting in lieu thereof the word "employment".

JAKE B. MINCKS.

Amend House File 304 as follows:

1. Section 1, lines 1 and 2 by striking "primary road fund" and inserting in lieu thereof "road use tax fund".

2. Section 4, line 3, by striking "primary road fund" and inserting in lieu thereof "road use tax fund".

3. Amend the title, line 1, by striking "primary road fund" and inserting in lieu thereof "road use tax fund".

D. C. NOLAN.

Amend Senate File 152 by striking from line 4 the words "and fifty".

IRVING D. LONG.

Amend the Brown amendment filed March 13 to Senate File 152 by striking from line 6 the words "and fifty".

IRVING D. LONG.

Amend House File 76 as follows:

1. Strike everything after line 3, section 1, and insert in lieu thereof the following:

"It shall be unlawful for any person under the age of twenty-one (21) years to knowingly drink, consume or possess with intent to drink or consume, any beer or intoxicating liquor, except:

1. When he drinks, consumes or possesses same for beverage or medicinal purposes under direction of his parent, guardian, adult spouse, physician or dentist in the presence and supervision of one of them, or

2. When he holds, carries, moves or transports same for his parent, guardian, adult spouse or under the written direction of an adult, or

3. When he has such possession as a necessary incident of the performance of his regular duties during the course of his employment, unless said employment is prohibited by law, or

4. When he drinks, consumes or possesses beer within a private home with the knowledge and consent of his parent, guardian or adult spouse.

In all cases not excepted hereunder, possession of beer or intoxicating liquor by such a person shall be prima facie evidence of intent to drink or consume same. A violation hereof shall be punishable by a fine not exceeding fifty dollars ($50.00) or by imprisonment in the county jail for a term not exceeding ten (10) days.".

2. Amend the title by striking everything following the word "Act" and inserting in lieu thereof the following: "relating to the consumption and possession of beer and intoxicating liquor by minors.".

RICHARD C. TURNER.

Amend Senate File 403 by striking all after the enacting clause and insert in lieu thereof the following:

Section 1. Whenever used in this Act, except where otherwise indicated by the context:

1. The term "state highways" shall be construed to mean the primary road system as defined in chapter three hundred thirteen (313), Code 1958.

2. The term "interstate highways" shall be construed to mean those highways located within the State of Iowa constituting a part of the network of interstate highways integrated with the entire United States.

3. The term "construction or reconstruction" shall be construed to mean the construction of new highways, the enlargement, reconstruction or relocation of existing highways, and the acquisition of land and necessary rights-of-way therefor and all work incidental thereto, including the establishment, construction and maintenance of the primary road system as referred to in section three hundred thirteen point four (313.4), Code 1958.

4. The term "Highway Construction Fund" shall be construed to mean the special fund created under the terms of this Act.

5. The term "fiscal year" shall be construed to mean the period commencing on July first of any year and terminating on June thirtieth of the next succeeding year.

Sec. 2. There shall be and there is hereby created and established a special fund which shall be segregated in the state treasury as a separate fund, to be known and identified as the "Highway Construction Fund", into which the treasurer of the state shall, on the first day of each month, deposit all that portion of the revenues constituting the Road Use Tax Fund as defined in section three hundred twelve point one (312.1), Code 1958, which is required to be credited to the primary road fund under the terms and provisions of section three hundred twelve point two (312.2), Code 1958. Any and all funds received by the state from the federal government for use in the construction or reconstruction of state or interstate highways shall likewise be deposited in the Highway Construction Fund. All moneys on deposit in said Highway Construction Fund are hereby appropriated for the fiscal year beginning July 1, 1961, and each fiscal year thereafter for the construction, reconstruction, maintenance and supervision of state highways within the state or those portions of interstate highways located within the state, and for the payment of bonds issued under the provisions of this Act for such purposes.

Sec. 3. When in the opinion of the state highway commission the amount of money on deposit in the Highway Construction Fund is not sufficient to meet the current needs of the state for state or interstate highway purposes as contemplated by this Act, said commission is authorized to borrow money by anticipating future allocations of road use tax funds to the Highway Construction Fund through the issuance of bonds in such amount or amounts as the commission may determine, within the limitations hereinafter provided, for the purpose of paying all or any part of the cost of constructing or reconstructing state highways within the state or those portions of interstate highways located within the state, or to provide funds with which to participate with other governmental

units in the construction or reconstruction of such highways, and to refund and refinance such bonds from time to time as often as it should be advantageous and to the public interest to do so. All such bonds shall be issued pursuant to resolutions adopted by the state highway commission, shall bear interest at a rate or rates not exceeding five (5) per cent per annum, payable semiannually, and shall be sold by the treasurer of state at public sale in such manner and upon such terms as may be prescribed by the resolution authorizing the same, but such bonds shall be sold at such price that the interest cost computed to maturity of the bonds according to standard tables of bond values shall not exceed five (5) per cent per annum. Such bonds and the interest thereon shall be payable solely and only from the Highway Construction Fund as hereinbefore provided. All bonds issued under this Act shall have all the qualities of negotiable instruments under the laws of this state. All such bonds and the interest coupons attached thereto shall be made payable in lawful money of the United States of America, and shall be exempt from any and all taxation whatsoever by the State of Iowa or by any taxing authority within the state.

Plans for any highway construction program or programs proposed to be financed pursuant to authority granted under the provisions of this Act shall be submitted by the state highway commission to the budget and financial control committee created under the provisions of section two point forty-one (2.41) of the Code, and when such plans or modifications thereof have been approved by said committee as being economical and necessary for the development of an efficient system of highways within the state, the state highway commission may proceed to carry out such program or programs as approved or as modified and approved by the budget and financial control committee.

Sec. 4. Resolutions authorizing the issuance of such bonds shall briefly describe the contemplated highway construction or reconstruction project or projects, and shall set forth the estimated cost thereof, and the amount, maximum rate of interest and maturity dates of the bonds to be issued and the form thereof. Any such resolution shall contain an irrevocable appropriation providing for the payment of the principal of and interest on the bonds from the moneys deposited in or to be deposited in the Highway Construction Fund, and a sufficient portion of such moneys shall be irrevocably pledged to the payment of such bonds and the interest thereon. The total aggregate amount of bonds that may be issued under the provisions of this Act shall not exceed such amount as can be serviced as to the maximum annual principal and interest requirements thereof by a sum equal to one-half of the amount of moneys deposited in the Highway Construction Fund during the fiscal year immediately preceding the issuance of such bonds.

Such bonds may bear such date or dates and may mature at such time or times, not exceeding twenty-five (25) years from their date or dates, as may be provided by the resolution of the state highway commission authorizing their issuance, but

the maximum annual principal and interest requirements for all such bonds outstanding at any time shall not exceed the minimum annual principal and interest requirements for all such bonds by more than one hundred twenty-five (125) per cent. Such resolution, in addition to any other provisions which the state highway commission may desire to include therein, shall provide for payments to be made into the sinking fund for such bonds in equal monthly installments on the first day of each month in such amounts as may be required to assure that sufficient funds will be on hand in said sinking fund to pay the interest maturing on the next succeeding interest payment date, to pay the principal becoming due on the next succeeding principal payment date and to provide a reasonable reserve therefor. Such monthly payments shall be made into said sinking fund from the first available moneys on deposit in the Highway Construction Fund and so long as any bonds authorized to be issued under this Act are outstanding no moneys shall be expended from the Highway Construction Fund in any month for any other purpose until the required payments have first been made into the sinking fund for such bonds. The issue and sale of any such bonds shall constitute an irrevocable contract between the state of Iowa and the holder or holders of any such bonds that the fees and taxes pledged for the payment thereof, at the rates now provided by law, shall not be reduced so long as any of said bonds remain outstanding and unpaid and the fees and taxes required to be paid into the Road Use Tax Fund as defined in section three hundred twelve point one (312.1), Code 1958, shall be levied, maintained and collected at such rates, and at such proportions as between the various fees and taxes, as to assure that the percentage of such revenues required by this Act to be paid into the Highway Construction Fund shall each year be at least equal to two (2) times the maximum amount of principal and interest falling due in any year on such outstanding bonds.

Such bonds may carry such registration privileges, may be payable at such place or places, may be subject to such terms of redemption prior to maturity, with or without premium, if so stated on the face of the bonds, and may contain such terms and covenants all as may be provided by the resolution of the state highway commission authorizing the issuance of such bonds. Any funds on deposit in the Highway Construction Fund at any time which have not been obligated or pledged for other purposes may be used and applied to the redemption of any bonds issued pursuant to this Act either at or prior to the maturity of such bonds. Any resolution authorizing the issuance of bonds shall contain such covenants as may be determined by the commission as to the issuance of additional bonds that may thereafter be issued payable from the Highway Construction Fund, the amendment or modification of the resolution authorizing the issuance of any bonds and the manner, terms and conditions and the amount or percentage of assenting bonds necessary to effectuate such amendment or modification, and such other covenants as may be deemed necessary or desirable. The provisions of this Act and of any resolution or other proceedings authorizing the

issuance of bonds and the use and application of moneys deposited in the Highway Construction Fund shall constitute a contract with the holders of such bonds.

Such bonds shall be signed by the governor under the great seal of the state, attested by the secretary of state and countersigned by the treasurer of state, and the coupons thereto attached shall be executed with the lithographed facsimile signatures of said officials. Any bonds bearing the signatures of officers in office on the date of the signing thereof shall be valid and binding for all purposes, notwithstanding that before delivery thereof any or all such persons whose signatures appear thereon shall have ceased to be such officers. Each such bond shall state upon its face that it is payable solely and only from the Highway Construction Fund and that it does not constitute an indebtedness of the state highway commission or of the State of Iowa within the meaning or application of any constitutional or statutory limitation or provision. The issuance of such bonds shall be registered in the office of the treasurer of state and a certificate to this effect shall be printed on the back of each such bond.

Sec. 5. A certified copy of each resolution providing for the issuance of bonds under this Act shall be filed with the treasurer of state and it shall be the duty of said treasurer to keep and maintain separate accounts for each issue of bonds in accordance with the covenants and directions set out in the resolution providing for the issuance thereof. It shall be the duty of said treasurer to disburse funds from the proper account for the payment of principal of any interest on the bonds in accordance with the directions and covenants of the resolution authorizing the issuance thereof.

Sec. 6. Under no circumstances shall any bonds issued under the terms of this Act be or become or be construed to constitute an indebtedness of the State of Iowa or of the state highway commission within the purview of any constitutional or statutory limitation or provision but all such bonds shall be payable solely and only as to both principal and interest from the revenues required by this Act to be paid into the Highway Construction Fund, and the sole remedy for any breach or default of the terms of any such bonds or proceedings for their issuance shall be by a proceeding either in law or in equity by suit, action or mandamus to enforce and compel performance of the duties required by this Act and the terms of the resolution under which such bonds are issued.

Sec. 7. Section three hundred thirteen point three (313.3), Code 1958, is hereby amended by striking all of subsections one (1) and two (2) thereof.

Sec. 8. This Act shall be construed as providing an alternative and independent method for the construction and reconstruction of state and interstate highways and for the issuance and sale of bonds in connection therewith and, except as herein otherwise provided, shall not be construed as an amendment of or subject to the provisions of any other law.

Sec. 9. This Act being deemed of immediate importance

shall be in full force and effect from and after its passage and publication in the ....., a newspaper published at ....., Iowa, and in the ...., a newspaper published at ....., Iowa.

D. C. NOLAN.

Amend the title to Senate File 403 by striking all after the word "Act" in line 1 and substitute in lieu thereof the following: "to provide for the construction and reconstruction of state and interstate highways, to provide for the payments of the cost thereof from road use tax funds, and to authorize the borrowing of money and issuance of bonds in anticipation of the collection of such funds.".

D. C. NOLAN.

Amend House File 305 by striking all of section 2 and inserting in lieu thereof the following:

"Sec. 2. Section four hundred twenty-two point sixty-two (422.62), Code 1958, is amended by striking the period (.) following the word "fund" in line nine (9) and adding a comma (,) and the following: 'provided, however, that once each quarter of each fiscal year the sum of eighty-seven thousand five hundred (87,500) dollars of these net receipts shall be credited to the general fund in pursuance of section 1 of this Act.'."

C. EDWIN GILMOUR.
LYNN POTTER.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 23, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend C. Wayne Overholser, pastor of the First Presbyterian Church, Marshalltown, Iowa.

PETITIONS

By Senator Brown from the members of the Bancroft Chamber of Commerce and the Ruthven-Lost Island Community Booster Club favoring recommendations of the Automotive Safety Foundation, the Public Administration Service and the Iowa Highway Study Committee.

By Senator Cowden from sixteen residents of Dallas County favoring proposed legislation compelling common carriers by railroad to maintain full crews.

By Senator Cowden from thirty-one residents of Guthrie County in opposition to any legislation curtailing or eliminating the Soldiers' and Sailors' Relief Commission.

By Senators Hoxie and Turner from the members of the board of supervisors of Pottawattamie County urging the retention of Carter Lake, Iowa, in the State of Iowa.

By Senator Lynes from thirty-three residents of Franklin County urging legislation restricting the powers of the state board of public instruction.

By Senator Schroeder from over five hundred residents of the State of Iowa urging increased appropriation for the Glenwood and Woodward state hospitals.

PRESENTATION OF VISITORS

Senator Putney rose on a point of personal privilege and presented to the Senate the Honorable Harry E. Weichman, a former member of the Senate from Benton County who was present in the Senate chamber.

Senator Curran rose on a point of personal privilege and presented to the Senate the Honorable William H. Nicholas of Cerro Gordo County, former Lieutenant Governor who was present in the Senate chamber.

Senator Shaff asked and received unanimous consent to present to the Senate twenty-four students from the Clinton High School who were present in the balcony accompanied by their instructor, Gertrude M. Englert.

Senator Moore asked and received unanimous consent to present to the Senate the members of the government class of the Dunlap Community School who were present in the balcony accompanied by their instructor, Harry Johnson.

Senator Flatt asked and received unanimous consent to present to the Senate fifty-four students from the Winterset Junior High School who were present in the balcony accompanied by their instructors, Elsie Sawyers and Kenneth Bassett, and their principal, C. W. Callison. Included in the group was Kevin Flatt, son of Senator Flatt.

Senator Putney asked and received unanimous consent to present to the Senate seventy-eight students from the Vinton High School who were present in the balcony accompanied by their instructors, Jim Ward and Elmo Baxter.

INTRODUCTION OF BILLS

Senate File 477, by committee on judiciary 2, a bill for an act to legalize and validate the proceedings of the city council of the city of Burlington, in Des Moines County, Iowa, authorizing and providing for the issuance, sale and delivery of parking revenue bonds of said city to refund outstanding bonds and defray the cost of acquiring additional off-street motor vehicle parking facilities in and for said city and the provisions made 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 placed on the calendar.

Senate File 478, by committee on board of control, a bill for an act relating to the officers, employees and members of the Iowa Soldiers' Home.

Read first and second times and placed on the calendar.

Senate File 479, by committee on agriculture, a bill for an act relating to license and permit fees collected by the Iowa department of agriculture.

Read first and second times and placed on the calendar.

THIRD READING OF BILLS

On motion of Senator Putney, Senate File 319, a bill for an act

to appropriate from the general fund to the Iowa Civil War Centennial Commission to conduct appropriate programs in connection with the approaching centennial of the many important events of the Civil War, was taken up and considered.

Senator Flatt moved that the bill be read a third 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:

Buck	Frommelt	Lynes	Schroeder
Butler	Getting	Mincks	Scott
Coleman	Gilmour	Moore	Shoeman
Cowden	Gray	Nolan	Stuart
Curran	Grimstead	Nystrom	Turner
Dykhouse	Hill	Phelps	Vance
Elijah	Hoschek	Potter	Wearin
Elvers	Hoxie	Prentis	Weber
Eppers	Long	Price	Wiley
Fisher	Lucken	Putney	Wolf
Flatt			

Nays, 7:

Brown	Shaff	Walker	Wilson
Rigler	Van Eaton	Walter	

Absent or not voting, 2:

Hansen	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 Nolan, House File 380, a bill for an act to appropriate from the general fund of the state to the state board of regents for equipment and moving expense for the law center at the State University of Iowa, 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, 50:

Brown	Fisher	Hoxie	Potter
Buck	Flatt	Long	Prentis
Butler	Frommelt	Lucken	Price
Coleman	Getting	Lynes	Putney
Cowden	Gilmour	Mincks	Rigler
Curran	Gray	Moore	Schroeder
Dykhouse	Grimstead	Nolan	Scott
Elijah	Hansen	Nystrom	Shaff
Elvers	Hill	O'Malley	Shoeman
Eppers	Hoschek	Phelps	Stuart

Turner	Walker	Weber	Wilson
Vance	Walter	Wiley	Wolf
Van Eaton	Wearin		

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 Putney, House File 420, a bill for an act to make appropriations to members of the committee on public assistance study, namely: Jake B. Mincks, Jack Schroeder, Walter Edelen, Guy G. Butler, J. Louis Fisher, George E. O'Malley, Riley Dietz, Robert Fulton, Kenneth Owen, Hillman H. Sersland, A. L. Mensing and Robert Dodds, 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, 45:

Brown	Gilmour	Nolan	Stuart
Buck	Gray	Nystrom	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Scott	Wiley
Flatt	Lynes	Shaff	Wilson
Frommelt	Moore	Shoeman	Wolf
Getting			

Nays, none.

Absent or not voting, 5:

Butler	Mincks	O'Malley	Schroeder
Fisher			

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agereed to.

On motion of Senator Putney, Senate File 454, a bill for an act to make appropriations to members of the committee on highway study, namely: D. C. Nolan, Merle Hagedorn, James R. Dougherty, Gene L. Hoffman, Russell Eldred, Carroll McCurdy, Neal Pierce, Kenneth Robinson, Charles F. Iles and Miles P. Sutera, was taken up and considered.

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

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

Ayes, 49:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt			

Nays, none.

Absent or not voting, 1:

Nolan

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

On motion of Senator Schroeder, Senate File 263, a bill for an act to amend section three (3) of chapter one hundred twelve (112), Acts of the Fifty-eighth General Assembly, relating to employment security and disqualification for voluntary quitting, 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 2o3 by striking lines 5 through 10 inclusive, and substituting in lieu thereof the following:

"However, an individual who has left his employment without good cause attributable to his employer, except as provided in paragraphs 'a' through 'f' hereof, shall forfeit any credits acquired by him during that period of employment."

Senator Mincks offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from line 4 the word "employer" and inserting in lieu thereof the word "employment".

Roll call was requested.

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

Ayes, 15:

Brown	Frommelt	Hoschek	O'Malley
Coleman	Gilmour	Hoxie	Potter
Elvers	Hansen	Mincks	Wolf
Flatt	Hill	Moore	

Nays, 35:

Buck	Gray	Price	Vance
Butler	Grimstead	Putney	Van Eaton
Cowden	Long	Rigler	Walker
Curran	Lucken	Schroeder	Walter
Dykhouse	Lynes	Scott	Wearin
Elijah	Nolan	Shaff	Weber
Eppers	Nystrom	Shoeman	Wiley
Fisher	Phelps	Stuart	Wilson
Getting	Prentis	Turner	

Absent or not voting, none.

The amendment to the amendment was lost.

On motion of Senator Schroeder, the amendment was adopted.

Senator Dykhouse moved the previous question on the bill.

Roll call was requested.

On the question "Shall the previous question be now put?" the vote was:

Ayes, 33:

Brown	Gray	Phelps	Turner
Buck	Grimstead	Prentis	Vance
Butler	Hoxie	Price	Van Eaton
Cowden	Long	Putney	Walker
Curran	Lucken	Rigler	Wearin
Dykhouse	Lynes	Scott	Weber
Elijah	Nolan	Shoeman	Wiley
Fisher	Nystrom	Stuart	Wilson
Getting			

Nays, 15:

Coleman	Gilmour	Mincks	Shaff
Elvers	Hansen	Moore	Walter
Eppers	Hill	O'Malley	Wolf
Frommelt	Hoschek	Schroeder	

Absent or not voting, 2:

Flatt	Potter

The motion prevailed.

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

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

Ayes, 33:

Buck	Getting	Prentis	Stuart
Butler	Gray	Price	Turner
Cowden	Grimstead	Putney	Vance
Curran	Hoxie	Rigler	Van Eaton
Dykhouse	Long	Schroeder	Walker
Elijah	Lucken	Scott	Wearin
Eppers	Nolan	Shaff	Weber
Fisher	Phelps	Shoeman	Wilson
Flatt			

Nays, 16:

Brown	**Gilmour**	**Lynes**	**Potter**
Coleman	**Hansen**	**Mincks**	**Walter**
Elvers	**Hill**	**Moore**	**Wiley**
Frommelt	**Hoschek**	**O'Malley**	**Wolf**

Absent or not voting, 1:

Nystrom

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.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 18, a concurrent resolution extending an invitation to Senator McCarthy to address a joint convention at 10:00 a.m. on Thursday, April 20, 1961.

That the House has concurred in the Senate amendments to and passed House File 65, a bill for an act relating to the appropriation for teachers' retirement allowance and the amount of such allowance.

WILLIAM R. KENDRICK, *Chief Clerk.*

On motion of Senator Lynes, the Senate recessed until 1:55 p.m.

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

COMMITTEE FROM THE HOUSE

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

The Senate, in accordance with Senate Concurrent Resolution 7, proceeded to the House under the direction of the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and Senate Concurrent Resolution 7 duly adopted, the joint convention was called to order, President Mooty presiding.

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

President Mooty presented to the joint convention Mrs. Leroy Petersen, wife of Representative Petersen of Dallas County, who sang "Jesus Shepherd Be Thou Near Me" and "The Nation's Prayer," accompanied by Mrs. Earl T. Ryan, wife of former Representative Earl T. Ryan of Polk County.

President Mooty extended his personal welcome to the Pioneer Lawmakers and presented to the joint convention Senator J. T. Dykhouse, who welcomed the Pioneer Lawmakers on behalf of the Senate.

(Remarks will appear in Supplement.)

President Mooty presented to the joint convention the Honorable William E. Darrington of Harrison County, who welcomed the Pioneer Lawmakers on behalf of the House.

(Remarks will appear in Supplement.)

President Mooty presented to the joint convention the Honorable Ray Yenter, president, Pioneer Lawmakers, who introduced the Honorable Scott Swisher of Johnson County, who addressed the joint convention on "The 1897 Code."

(Remarks will appear in Supplement.)

The Honorable Ray Yenter presented to the joint convention the Honorable Bourke B. Hickenlooper, United States Senator from Iowa, who addressed the joint convention.

(Remarks will appear in Supplement.)

Senator Lynes of Bremer moved that the joint convention be now dissolved.

The motion prevailed.

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 110 and House File 332.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 110 and House File 332.

BILL SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate File 110.

HARRY L. COWDEN, *Chairman.*

Passed on file.

PROOF OF PUBLICATION

Published copy of Senate File 477 (House File 635) and verified proof of publication of said bill in The Burlington Hawk-Eye, on March 15, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of the Senate.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following bills assigned to committee:

S. F. 31 Appropriations (under Senate Rule 21)
H. F. 261 Judiciary 2

AMENDMENTS FILED

Amend Senate File 167 as follows:
Section 4, line 11, by inserting after the word "leased" the words "for Agricultural purposes".

ROBERT G. MOORE.

Amend the Hoxie amendment to Senate File 201, filed March 14, 1961, as follows:
1. By adding a new section as follows:
"Sec. 2. Amend chapter two hundred twenty-six (226),

Acts of the Fifty-eighth General Assembly, by striking from section 1, lines 10, 11, and 12 and by inserting in lieu thereof the following: "'gross weight of not more than four thousand (4000) pounds and not more than nine and one-half (9½) feet in height and not more than eight (8) feet in width.'"

CARROLL PRICE.

Amend the title to Senate File 201 by striking all after the word "Act" and inserting in lieu thereof the following: "relating to the speed limit on trucks."

FRANK HOXIE.

Amend Senate File 313 by adding after the word "benefit" in line 12 the following: "and that such person has been cured to a reasonable degree of medical certainty.".

D. C. NOLAN.

Amend Senate File 451 as follows:

1. By striking from lines 43 and 44 of section 2 the words: "control, covering navigation" and inserting in lieu thereof the following: "control covering navigation,".

2. By inserting after the word "state" in line 2 of section 31, the following: ", except".

W. C. STUART.

Amend House File 305 as follows:

1. Strike the following in section 1, lines 4 and 5 "and annually on December 1 of each year".

2. Strike the following in section 2, line 10 ", less three hundred fifty thousand (350,000) dollars,".

3. Strike all of section 3 and renumber the succeeding section.

MARTIN WILEY.

Amend Senate File 137, section 2, by striking all of lines 3, 4, and 5 and inserting in lieu thereof the following: "and publication in the New Hampton Tribune, a newspaper published at New Hampton, Iowa, and The North English Record, a newspaper published at North English, Iowa."

ROBERT RIGLER.

Amend Senate File 446 by striking all of lines 3, 4 and 5 of section 3 and by inserting in lieu thereof the following: "passage and publication in The Evening Sentinel, a newspaper published at Shenandoah, Iowa, and in The Belle Plaine Union, a newspaper published at Belle Plaine, Iowa."

LAWRENCE PUTNEY.

Amend Senate File 466 as follows:

1. Amend section 3, line 10, by inserting after the word "Assembly," the words "and which is on record at the state highway commission,".

2. Amend section 3, line 37, by inserting after the word "Assembly," the words "and which is on record at the state highway commission,".

3. Amend section 5, line 17, by inserting after the word "Assembly" the words ", and which is on record at the state highway commission".

4. Amend section 5, line 19, by striking the words and figure "twenty-four (24)" and inserting in lieu thereof the words and figure "twenty-three (23)".

5. Amend section 7, line 3, by inserting after the figure "1963," the words "at least".

6. Amend section 7, line 7, by striking the words "twenty-five percent" and inserting in lieu thereof the words "the remainder".

D. C. NOLAN.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 24, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Norman Ullestad, pastor of St. James Lutheran Church, Bettendorf, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Curran for the day on request of Senator Walter; Senator Van Eaton for the day on request of Senator Walker.

PETITIONS

By Senator Brown, from members of the LuVerne Chamber of Commerce favoring the recommendations of the Automotive Safety Foundation, the Public Administration Service, and the Iowa Highway Study Committee.

By Senator Curran, from twenty-nine residents of Cerro Gordo County in opposition to legislation which would limit the use of public waters for recreational purposes.

By Senator Price, from one hundred thirty-five residents of Marion County favoring the recommendation of the Iowa Highway Study Committee for distribution of road use tax.

By Senator Rigler, from twenty-eight residents of Floyd County in opposition to proposed legislation relating to Iowa Public Employees Retirement System.

PRESENTATION OF VISITORS

Senator Buck asked and received unanimous consent to present to the Senate forty-five students from the State Center High School who were present in the balcony accompanied by their instructor, Mr. Nolan.

Senator Coleman asked and received unanimous consent to present to the Senate eight students from the North Junior High School of Fort Dodge, members of Girl Scout Troop 29, who were present in the balcony accompanied by their leader, Mrs. John H. Evans.

Senator Moore asked and received unanimous consent to present to the Senate sixty-four students from the Tri-Center Community School

of Dunlap who were present in the balcony accompanied by their instructors, Miss Donnes and Donald Lee, and the principal, Merle R. Sharp.

Senator Prentis asked and received unanimous consent to present to the Senate thirty students from the Grand Valley School of Grand River who were present in the balcony accompanied by their instructors, Mr. and Mrs. Lyle Haldin.

Senator Walter on behalf of Senator Curran asked and received unanimous consent to present to the Senate ten students from the Roosevelt Junior High School of Mason City, members of the Girl Scouts, who were present in the Senate chamber accompanied by their leader, Mrs. Kellams.

INTRODUCTION OF BILL

Senate File 480, by committee on legislative redistricting, a bill for an act to repeal section forty point one (40.1), Code 1958, and to enact a substitute therefor, redistricting the state into seven (7) congressional districts.

Read first and second times and placed on the calendar.

SPECIAL ORDER OF BUSINESS

Senator Lynes asked and received unanimous consent that Senate File 480 be made a special order of business for Wednesday, March 29, 1961, at 11:00 a.m.

THIRD READING OF BILLS

On motion of Senator O'Malley, Senate File 137, a bill for an act to amend chapter two hundred seventy-nine (279), Code 1958, by adding thereto a new section to provide for use of funds received from sale, condemnation or other disposition of schools or sites without a vote of the electorate in school districts located in whole or in part within cities having a population of more than one hundred twenty-five thousand (125,000), with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Rigler asked and received unanimous consent to withdraw the committee amendment filed by him and found on page 572 of the Senate Journal.

Senator Rigler offered the following committee amendment and moved its adoption:

Amend Senate File 137 by striking therefrom lines 3, 4 and 5 and inserting in lieu thereof the following "any fund received from the condemnation,".

The amendment was adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 137, section 2, by striking all of lines 3, 4, and 5 and inserting in lieu thereof the following: "and publication in the New Hampton Tribune, a newspaper published at New Hampton, Iowa, and The North English Record, a newspaper published at North English, 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, 43:

Brown	Frommelt	Nystrom	Shoeman
Buck	Getting	O'Malley	Stuart
Butler	Gray	Phelps	Turner
Coleman	Grimstead	Potter	Vance
Cowden	Hoschek	Prentis	Walker
Dykhouse	Hoxie	Price	Walter
Elijah	Long	Putney	Wearin
Elvers	Lucken	Rigler	Weber
Eppers	Lynes	Schroeder	Wiley
Fisher	Moore	Scott	Wilson
Flatt	Nolan	Shaff	

Nays, none.

Absent or not voting, 7:

Curran	Hansen	Mincks	Wolf
Gilmour	Hill	Van Eaton	

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 128, a bill for an act to amend section two hundred sixty-two point forty-three (262.43), Code 1958, relating to the payment of transportation costs for the elementary or high school education of students residing on land owned by the state under the control of the state 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 Senate File 128 by strikng the quotation marks and period (".) from line 4 and inserting in lieu thereof the following: ", as otherwise authorized by statutes".

On motion of Senator Rigler, the amendment was adopted.

President pro tempore Long took the chair at 9:30 a.m.

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

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

Ayes, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Curran	Van Eaton

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, Senate File 180, a bill for an act to amend section one hundred nine point seventy-two (109.72), Code 1958, relating to the number of fishing hooks on a line, 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, 46:

Brown	Getting	Nystrom	Shoeman
Buck	Gilmour	O'Malley	Stuart
Butler	Gray	Phelps	Turner
Coleman	Grimstead	Potter	Vance
Cowden	Hansen	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Nolan		

Nays, 1:

Hill

Absent or not voting, 3:

Curran	Moore	Van Eaton

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, Senate File 292, a bill for an act

relating to common trust funds and to make uniform the law with reference thereto, 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, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Curran Van Eaton

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, Senate File 306, a bill for an act relating to a lien for care and storage of airplanes, 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, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Curran Van Eaton

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

On motion of Senator Wearin, Senate File 453, a bill for an act relating to planning assistance for cities, towns, counties, regional and metropolitan areas, was taken up and considered.

Senator Wearin moved that the bill be read a third 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:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Curran	Van Eaton

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

On motion of Senator Wearin, Senate File 460, a bill for an act to authorize the governing bodies of the cities and counties of Iowa and adjoining states to create regional or metropolitan planning commissions, and for school districts and other such bodies to participate in such commissions, was taken up and considered.

Senator Wearin moved that the bill be read a third 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:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Curran Van Eaton

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 181, a bill for an act relating to the terms of municipal officers in newly incorporated towns, 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, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Curran Van Eaton

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 268, a bill for an act relating to inheritance tax on the value of certain installment annuity payments, with report of committee recommending passage, was taken up, considered, and the report of the committee 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, 48:

Brown	Elijah	Getting	Hoschek
Buck	Elvers	Gilmour	Hoxie
Butler	Eppers	Gray	Long
Coleman	Fisher	Grimstead	Lucken
Cowden	Flatt	Hansen	Lynes
Dykhouse	Frommelt	Hill	Mincks

Moore	Prentis	Shaff	Walter
Nolan	Price	Shoeman	Wearin
Nystrom	Putney	Stuart	Weber
O'Malley	Rigler	Turner	Wiley
Phelps	Schroeder	Vance	Wilson
Potter	Scott	Walker	Wolf

Nays, none.

Absent or not voting, 2:

Curran Van Eaton

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 to take up out of order Senate Joint Resolution 30.

On motion of Senator Schroeder, Senate Joint Resolution 30, a joint resolution recognizing Yamanashi Prefecture as Iowa's sister state in Japan, was taken up and considered.

Senator Schroeder 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, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Groy	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Curran Van Eaton

The resolution 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 473.

On motion of Senator Elijah, House File 473, a bill for an act authorizing a patent to issue to the South Half of the Northwest Quarter of the Northwest Quarter of Section Sixteen (16) Township Eighty-six (86) North Range Two (2) East of the Fifth Principal Meridian, containing twenty (20) acres, Jackson County, Iowa, 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, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Curran	Van Eaton

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 Senate File 456 and Senate File 458.

On motion of Senator Schroeder, Senate File 456, a bill for an act to legalize and validate the proceedings of the town council of the town of Buffalo, in Scott County, Iowa, authorizing and providing for the issuance, sale and delivery of sewer revenue bonds of said town to defray part of the cost of constructing sewers and sewage treatment facilities in and for said town and the provisions made for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said town, was taken up and considered.

Senator 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:

Brown	Elijah	Getting	Hoschek
Buck	Elvers	Gilmour	Hoxie
Butler	Eppers	Gray	Long
Coleman	Fisher	Grimstead	Lucken
Cowden	Flatt	Hansen	Lynes
Dykhouse	Frommelt	Hill	Mincks

Moore	Prentis	Shaff	Walter
Nolan	Price	Shoeman	Wearin
Nystrom	Putney	Stuart	Weber
O'Malley	Rigler	Turner	Wiley
Phelps	Schroeder	Vance	Wilson
Potter	Scott	Walker	Wolf

Nays, none.

Absent or not voting, 2:

Curran Van Eaton

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 458, a bill for an act to legalize and validate the proceedings of the town council of the town of Buffalo, in Scott County, Iowa, authorizing and providing for the issuance, sale and delivery of sewer bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said town, was taken up and considered.

Senator 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:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Curran Van Eaton

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 Senate Joint Resolution 31.

On motion of Senator Schroeder, Senate Joint Resolution 31, a joint resolution authorizing the state executive council to accept, as a gift, a completed structure for public use to advance culture and music, was taken up and considered.

Senator Schroeder 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, 43:

Brown	Gilmour	Nolan	Stuart
Buck	Gray	Nystrom	Turner
Butler	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Lucken	Rigler	Wiley
Fisher	Lynes	Schroeder	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore	Shoeman	

Nays, 4:

Getting	Long	Prentis	Scott

Absent or not voting, 3:

Coleman	Curran	Van Eaton

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

Senator Walter asked and received unanimous consent to take up out of order House File 169.

On motion of Senator Walter, House File 169, a bill for an act to legalize and validate the proceedings of the organization and establishment of the Corning Community School District in the Counties of Adams and Taylor, State of Iowa, declaring said district a duly and legally organized corporate body, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Walter moved that the bill be read a third 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:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Walker
Elijah	Hoshek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Curran Van Eaton

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 Senate Files 369 and 370.

On motion of Senator Schroeder, Senate File 369, a bill for an act relating to the compensation of mayors in cities under special charter, 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, 47:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Butler	Grimstead	O'Malley	Turner
Coleman	Hansen	Phelps	Vance
Cowden	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf
Getting	Moore	Shaff	

Nays, none.

Absent or not voting, 3:

Curran Dykhouse Van Eaton

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 370, a bill for an act granting to the city of Davenport, Iowa, title to the bed and banks of the Mississippi River and islands and made lands therein, from the old city limits to the now existing city limits, 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 370, section 2, by striking all of lines 3 through 5 of said section and inserting in lieu thereof the following:

"without expense to the State of Iowa, in The Daily Times, a newspaper published in Davenport, Iowa, and in the Morning Democrat, a newspaper published in Davenport, 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, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Curran	Van Eaton

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 to take up out of order House File 9.

On motion of Senator Lynes, House File 9, a bill for an act relating to the Iowa commission for the blind, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

1. Amend section 1, line 11, following the word "blind" by inserting ", with the approval of the Executive Council,".

2. Further amend by striking all of lines 8, 9, 10 and 11 of section 2. Further amend section 2, by inserting a quotation mark at the end of line 7.

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.

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

Ayes, 48:

Brown	Dykhouse	Flatt	Grimstead
Buck	Elijah	Frommelt	Hansen
Butler	Elvers	Getting	Hill
Coleman	Eppers	Gilmour	Hoschek
Cowden	Fisher	Gray	Hoxie

Long	O'Malley	Schroeder	Walker
Lucken	Phelps	Scott	Walter
Lynes	Potter	Shaff	Wearin
Mincks	Prentis	Shoeman	Weber
Moore	Price	Stuart	Wiley
Nolan	Putney	Turner	Wilson
Nystrom	Rigler	Vance	Wolf

Nays, none.

Absent or not voting, 2:

Curran Van Eaton

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 to take up out of order House File 427.

On motion of Senator Putney, House File 427, a bill for an act relating to assistance to blind voters in the polling place, 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, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Curran Van Eaton

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 to take up out of order House File 158.

On motion of Senator Wolf, House File 158, a bill for an act relating to the population of consolidated cities or towns, 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 158, section 1, line 5, by inserting after the word "population" the following: "in accordance with the last decennial census".

The amendment 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, 47:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Butler	Gray	Nystrom	Turner
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Schroeder	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks	Shaff	

Nays, 1:

Prentis

Absent or not voting, 2:

Curran Van Eaton

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 File 420.

On motion of Senator Hoxie, Senate File 420, 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 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, 48:

Brown	Fisher	Hoschek	O'Malley
Buck	Flatt	Hoxie	Phelps
Butler	Frommelt	Long	Potter
Coleman	Getting	Lucken	Prentis
Cowden	Gilmour	Lynes	Price
Dykhouse	Gray	Mincks	Putney
Elijah	Grimstead	Moore	Rigler
Elvers	Hansen	Nolan	Schroeder
Eppers	Hill	Nystrom	Scott

Shaff	Turner	Walter	Wiley
Shoeman	Vance	Wearin	Wilson
Stuart	Walker	Weber	Wolf

Nays, none.

Absent or not voting, 2:

Curran Van Eaton

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 to take up out of order House File 50.

On motion of Senator Dykhouse, House File 50, a bill for an act to allow benefited districts, townships, and cities and towns to provide for or furnish services outside of the territorial jurisdiction and boundary limits of the State of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Curran Van Eaton

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

Senator Elvers asked and received unanimous consent to take up out of order Senate File 166.

On motion of Senator Elvers, Senate File 166, a bill for an act to prohibit use of artificial lights for hunting, 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 166 be deferred and that the bill be placed on the calendar under unfinished business.

Senator Hoxie asked and received unanimous consent to take up out of order Senate File 314.

On motion of Senator Hoxie, Senate File 314, a bill for an act relating to the employment and discharge money of prisoners in the men's reformatory and state penitentiary and to the visitor's admission fee, was taken up and considered.

Senator Hoxie offered the following amendment and moved its adoption:

Amend Senate File 314 as follows:

1. By striking "four (4)" from line 3 of section 2 and by inserting in lieu thereof "three (3)".

2. By striking "seven (7) and eight (8)" from line 5 of section 2 and by inserting in lieu thereof "six (6) and seven (7)".

The amendment was adopted.

President Mooty took the chair at 11:45 a.m.

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:

Brown	Getting	Nolan	Shaff
Buck	Gilmour	Nystrom	Shoeman
Butler	Gray	O'Malley	Stuart
Coleman	Grimstead	Phelps	Turner
Cowden	Hill	Potter	Vance
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore		

Nays, none.

Absent or not voting, 4:

Curran	Hansen	Van Eaton	Wolf

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 Cowden, 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 65, 380 and 420.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 65, 380 and 420.

AMENDMENTS FILED

Amend Senate File 130 as follows:
Insert the following sentence after the period following the word "request" in line 9: "This fund shall be administered by the office of the adjutant general.".

JOSEPH B. FLATT.

Amend Senate File 313 by adding after the word "benefit" in line 12 the following: "and that in their opinion his release will not be incompatible with the welfare of society".

MELVIN H. WOLF.

On motion of Senator Lynes, the Senate adjourned until 10:30 a.m., Monday, March 27, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 27, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Richard Johnson, pastor of the First Baptist Church, New Hartford, Iowa.

PETITIONS

By Senator Phelps from fifty-eight residents of Van Buren County in opposition to proposed legislation which would legalize liquor by the drink.

By Senator Shoeman from forty-four residents of Shelby County opposing the recommendations of the Iowa Highway Study Committee with reference to distribution of road use tax.

By Senator Turner from fifty-six residents of Pottawattamie County opposing the recommendations of the Iowa Highway Study Committee with reference to distribution of road use tax.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate fifty students from the Irving Junior High School, Des Moines, who were present in the balcony accompanied by their instructor, Miss Bird, and their principal, Don Emanuel.

Senator Nystrom asked and received unanimous consent to present to the Senate twenty-six students, members of the senior class of the Madrid High School, who were present in the balcony accompanied by their instructor, Loren D. Chelleen.

Senator Wearin asked and received unanimous consent to present to the Senate thirty students from the Stanton schools, also 4-H Club members of Montgomery County, who were present in the balcony accompanied by their leaders, Harold Anderson and Kieth Peterson.

Senator O'Malley asked and received unanimous consent to present to the Senate twenty-seven students from the Des Moines Christian Junior High School who were present in the balcony accompanied by their instructor, Mrs. Sallander.

UNFINISHED BUSINESS

On motion of Senator Eppers, House File 252, a bill for an act to restrict commercial fishing within three hundred yards of the

farthest projection of any dam in the Mississippi River and Missouri River, was taken up for consideration.

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:

Brown	Getting	Nystrom	Stuart
Buck	Gilmour	O'Malley	Turner
Butler	Gray	Phelps	Van Eaton
Coleman	Grimstead	Prentis	Walker
Cowden	Hansen	Price	Walter
Curran	Hoxie	Putney	Wearin
Dykhouse	Long	Rigler	Weber
Elijah	Lucken	Schroeder	Wiley
Elvers	Lynes	Scott	Wilson
Eppers	Moore	Shoeman	Wolf
Fisher	Nolan		

Nays, 6:

Frommelt	Hoschek	Shaff	Vance
Hill	Mincks		

Absent or not voting, 2:

Flatt	Potter

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

Senator Eppers asked and received unanimous consent that Senate File 220 be withdrawn from further consideration of the Senate.

THIRD READING OF BILLS

On motion of Senator Hoxie, Senate File 201, a bill for an act to increase the speed limit on trucks to sixty miles per hour, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hoxie offered the following amendment:

Amend Senate File 201 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred twenty-two point two hundred eighty-six (321.286) Code 1958, is amended by striking from line one (1) of subsection one (1) the words "Fifty miles per hour" and inserting in lieu thereof the words "Sixty miles per hour on primary roads and fifty miles per hour on secondary roads".

Said subsection is further amended by adding at the end thereof the following:

"The speed limit hereinbefore set for trucks on primary roads shall be subject to reduction as provided in section three hundred twenty-one point two hundred ninety (321.290) of the Code."

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Amend the amendment by inserting the following after the word "roads" in line eight (8):

"; provided however, that the speed shall not exceed fifty miles per hour from sunset to sunrise".

Division was called for.

The amendment to the amendment was adopted.

Senator Price offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:

1. By adding a new section as follows:

"Sec. 2. Amend chapter two hundred twenty-six (226), Acts of the Fifty-eighth General Assembly, by striking from section 1, lines 10, 11, and 12 and by inserting in lieu thereof the following: "'gross weight of not more than four thousand (4000) pounds and not more than nine and one-half (9½) feet in height and not more than eight (8) feet in width.'"

The amendment to the amendment was adopted.

On motion of Senator Hoxie, the amendment as amended was adopted.

Senator Hoxie offered the following amendment and moved its adoption:

Amend the title to Senate File 201 by striking all after the word "Act" and inserting in lieu thereof the following: "relating to the speed limit on trucks and trailers."

The amendment was adopted.

Senator Hoxie asked and received unanimous consent to withdraw the amendments filed by him and found on pages 424, 559 and 606.

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:

Brown	Flatt	Nolan	Shoeman
Buck	Frommelt	Nystrom	Turner
Butler	Getting	O'Malley	Vance
Coleman	Gilmour	Phelps	Walter
Cowden	Gray	Prentis	Wearin
Dykhouse	Hansen	Price	Weber
Elvers	Hoxie	Putney	Wiley
Eppers	Lynes	Rigler	Wilson
Fisher	Mincks	Schroeder	Wolf

Nays, 10:

Curran	Hoschek	Scott	Stuart
Elijah	Lucken	Shaff	Van Eaton
Hill	Moore		

Absent or not voting, 4:

Grimstead	Long	Potter	Walker

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

On motion of Senator Hoxie, Senate File 313, a bill for an act relating to application for release of criminal sexual psychopaths, was taken up and considered.

Senator Nolan asked and received unanimous consent to withdraw the amendment filed by him and found on page 606 of the Senate Journal.

Senator Wolf offered the following amendment and moved its adoption:

Amend Senate File 313 by adding after the word "benefit" in line 12 the following: "and that in their opinion his release will not be incompatible with the welfare of society".

The amendment 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, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Cloeman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Vance
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, 1:

Walker

Absent or not voting, 1:

Curran

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 9, a bill for an act relating to the Iowa commission for the blind.

Also: 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 amend section one hundred thirty-five D point seven (135D.7), Code 1958, relating to mobile home parks.

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 restricting the issuance of bait dealer's licenses to residents of Iowa and residents of states who sell similar licenses to residents of Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 146, a bill for an act to permit banks, subject to the approval of the state banking board, to own jointly a company that can provide for them a central processing point, the cooperative use of automation equipment for bank bookkeeping work.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 162, a bill for an act to require all plats located within one (1) mile of city limits to conform to the same requirements as plats within the corporate limits.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 227, a bill for an act to amend section four hundred sixty-two point twenty-seven (462.27), Code 1958, prescribing the powers and duties of drainage and levee district trustees.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 263, a bill for an act relating to employment security and disqualification for voluntary quitting.

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 relating to the use, operation or maintenance of watercraft in the waters of this state by nonresidents.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 208, a bill for an act relating to guardianship under aid to the blind.

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 purchase of voting machines.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 253, a bill for an act to fix speed limits for motor vehicles on bridges or elevated structures where not sign posted as provided by law and to repeal section three hundred twenty-one point two hundred ninety-five (321.295), Code 1958, and to enact a substitute therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 265, a bill for an act relating to life insurance policies.

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 to amend section two hundred forty-nine point eighteen (249.18), Code 1958, relating to funeral expenses for old age assistance recipients.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 317, a bill for an act relating to the exemption of hunting, fishing and trapping licenses to children 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 323, a bill for an act relating to the use of throw lines and trot lines in the Missouri River.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 381, a bill for an act to define the legal right of way in traffic emerging from slow-moving lanes.

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 to authorize the board of regents to establish and administer a sabbatical leave program for college professors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 398, a bill for an act 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 402, a bill for an act relating to fees on 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 470, a bill for an act relating to medical assistance for the aged.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 526, a bill for an act to ratify a certification of a tax by a community school district to the county board.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 628, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Glidden-Ralston Community School District, in the Counties of Carroll and Greene, 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 Senate is asked:

House File 629, a bill for an act to legalize and validate the proceedings of

the board of directors of the Glidden-Ralston Community School District, in the counties of Carroll and Greene, 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.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 263

Amend Senate File 263, as follows:

1. By inserting in line 5 preceding the word "However" the letter "g.".
2. By striking from line 7 the word "any" and inserting in lieu thereof the words "only those".
3. By striking the period following the word "employment" in line 8 and inserting in lieu thereof the words "that was quit."

HOUSE MESSAGES CONSIDERED

House File 23, a bill for an act relating to the use, operation or maintenance of watercraft in the waters of this state by nonresidents.

Read first and second times and passed on file.

House File 208, a bill for an act relating to guardianship under aid to the blind.

Read first and second times and passed on file.

House File 210, a bill for an act relating to the purchase of voting machines.

Read first and second times and passed on file.

House File 253, a bill for an act to fix speed limits for motor vehicles on bridges or elevated structures where not sign posted as provided by law, and to repeal section three hundred twenty-one point two hundred ninety-five (321.295), Code 1958, and to enact a substitute therefor.

Read first and second times and passed on file.

House File 265, a bill for an act relating to life insurance policies.

Read first and second times and passed on file.

House File 308, a bill for an act to amend section two hundred forty-nine point eighteen (249.18), Code 1958, relating to funeral expenses for old age assistance recipients.

Read first and second times and passed on file.

House File 317, a bill for an act relating to the exemption of hunting, fishing and trapping licenses to children under twenty-one years of age.

Read first and second times and passed on file.

House File 323, a bill for an act relating to the use of throw lines and trot lines in the Missouri River.

Read first and second times and passed on file.

House File 381, a bill for an act to define the legal right of way in traffic emerging from slow-moving lanes.

Read first and second times and passed on file.

House File 392, a bill for an act to authorize the board of regents to establish and administer a sabbatical-leave program for college professors.

Read first and second times and passed on file.

House File 398, 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 402, a bill for an act relating to fees on house trailers and mobile homes.

Read first and second times and passed on file.

House File 470, a bill for an act relating to medical assistance for the aged.

Read first and second times and passed on file.

House File 526, a bill for an act to ratify a certification of a tax by a community school district to the county board acting under authority of section two hundred ninety-seven point five (297.5), Code 1954.

Read first and second times and passed on file.

House File 628, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Glidden-Ralston Community School District, in the Counties of Carroll and Greene, 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 629, a bill for an act to legalize and validate the proceedings of the board of directors of the Glidden-Ralston Community School District, in the Counties of Carroll and Greene, 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 AMENDMENT CONSIDERED

Senator Schroeder called up for consideration Senate File 263, a bill for an act to amend section three (3) of chapter one hundred twelve (112), Acts of the Fifty-eighth General Assembly, relating to employment security and disqualification for voluntary quitting, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 263 as follows:

1. By inserting in line 5 preceding the word "However" the letter "g.".
2. By striking from line 7 the word "any" and inserting in lieu thereof the words "only those".
3. By striking the period following the word "employment" in line 8 and inserting in lieu thereof the words "that was quit."

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, 33:

Buck	Hoxie	Price	Turner
Butler	Long	Putney	Vance
Cowden	Lucken	Rigler	Van Eaton
Dykhouse	Lynes	Schroeder	Walker
Eppers	Nolan	Scott	Wearin
Fisher	Nystrom	Shaff	Weber
Getting	Phelps	Shoeman	Wiley
Gray	Prentis	Stuart	Wilson
Hansen			

Nays, 14:

Brown	Frommelt	Mincks	Potter
Coleman	Gilmour	Moore	Walter
Elvers	Hill	O'Malley	Wolf
Flatt	Hoschek		

Absent or not voting, 3:

Curran	Elijah	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 Lynes, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

THIRD READING OF BILLS

On motion of Senator Elvers, Senate File 167, a bill for an act to prohibit all other hunting during shotgun deer season and to provide for the free licensing of owners and tenants of land to hunt deer on such land, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elvers asked and received unanimous consent that action on Senate File 167 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Elvers, Senate File 126, a bill for an act relating to cream and milk grading law, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Elvers asked and received unanimous consent that action on Senate File 126 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Schroeder, Senate File 436, a bill for an act to amend sections ninety-six point seven (96.7) and ninety-six point fourteen (96.14), Code 1958, relating to the rate of contributions by employers and providing penalties for failure to timely pay contributions and to make certain reports, was taken up and considered.

Senator Buck offered the following amendment and moved its adoption:

Amend Senate File 436 as follows:

1. Amend section 1 by inserting in line twenty-seven (27) after the word "stated" the following: ", except the rates of contribution higher than one point nine per cent (1.9%),".

2. Amend section 2, line nineteen (19), by striking the word "or" following the comma (,) and substituting in lieu thereof the word "for".

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, 48:

Brown	Fisher	Hoschek	Phelps
Buck	Flatt	Hoxie	Potter
Butler	Frommelt	Lucken	Prentis
Coleman	Getting	Lynes	Price
Cowden	Gilmour	Mincks	Putney
Dykhouse	Gray	Moore	Rigler
Elijah	Grimstead	Nolan	Schroeder
Elvers	Hansen	Nystrom	Scott
Eppers	Hill	O'Malley	Shaff

Shoeman	Vance	Walter	Wiley
Stuart	Van Eaton	Wearin	Wilson
Turner	Walker	Weber	Wolf

Nays, none.

Absent or not voting, 2:

Curran	Long

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

On motion of Senator O'Malley, Senate File 165, a bill for an act relating to the salaries of judges, clerks and bailiffs of municipal courts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley offered the following amendment and moved its adoption:

Amend the title to Senate File 165 by striking the following from line 1: ", clerks and bailiffs".

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, 47:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Dykhouse	Hill	Prentis	Walker
Elijah	Hoschek	Price	Walter
Elvers	Hoxie	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wolf
Frommelt	Moore	Shaff	

Nays, none.

Absent or not voting, 3:

Curran	Long	Wilson

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 Elvers, Senate File 166, a bill for an act to prohibit use of artificial lights for hunting, was taken up for further consideration.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 166 by striking from lines 9 and 10 the words "except as permitted by law".

The amendment was adopted.

Senator Elvers moved that the bill be read a third 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:

Brown	Gilmour	Nystrom	Stuart
Buck	Gray	O'Malley	Turner
Butler	Grimstead	Phelps	Vance
Coleman	Hansen	Potter	Van Eaton
Cowden	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elvers	Hoxie	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting	Nolan	Shoeman	

Nays, none.

Absent or not voting, 3:

Curran	Elijah	Long

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 Stuart, Senate File 450, a bill for an act to amend chapter six hundred twenty-eight (628), Code 1958, to permit mortgagors and mortgagees of real property of less than ten (10) acres in size to reduce the period of redemption after foreclosure sale by agreement and by waiver of deficiency judgment, 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:

Brown	Eppers	Moore	Stuart
Buck	Fisher	Nolan	Turner
Butler	Flatt	O'Malley	Vance
Coleman	Frommelt	Price	Van Eaton
Cowden	Gray	Rigler	Wearin
Curran	Hansen	Schroeder	Weber
Dykhouse	Hoxie	Scott	Wiley
Elijah	Lucken	Shaff	Wolf
Elvers	Mincks	Shoeman	

Nays, 11:

Getting	Hoschek	Prentis	Walter
Gilmour	Lynes	Putney	Wilson
Hill	Phelps	Walker	

Absent or not voting, 4:

Grimstead	Long	Nystrom	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 Nolan, Senate File 463, a bill for an act relating to street improvements, 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, 48:

Brown	Frommelt	Nolan	Shoeman
Buck	Getting	Nystrom	Stuart
Butler	Gilmour	O'Malley	Turner
Coleman	Gray	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Lucken	Rigler	Weber
Eppers	Lynes	Schroeder	Wiley
Fisher	Mincks	Scott	Wilson
Flatt	Moore	Shaff	Wolf

Nays, none:

Absent or not voting, 2:

Grimstead	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 464, a bill for an act relating to the establishment of highways by enacting a substitute for section three hundred six point fifteen (306.15), Code 1958, 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, 48:

Brown	Dykhouse	Flatt	Grimstead
Buck	Elijah	Frommelt	Hansen
Butler	Elvers	Getting	Hill
Cowden	Eppers	Gilmour	Hoschek
Curran	Fisher	Gray	Hoxie

Lucken	Phelps	Scott	Walker
Lynes	Potter	Shaff	Walter
Mincks	Prentis	Shoeman	Wearin
Moore	Price	Stuart	Weber
Nolan	Putney	Turner	Wiley
Nystrom	Rigler	Vance	Wilson
O'Malley	Schroeder	Van Eaton	Wolf

Nays, 1:

Coleman

Absent or not voting, 1:

Long

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

Senator Lynes asked and received unanimous consent that House File 526 be taken up out of order.

On motion of Senator Shoeman, House File 526, a bill for an act to ratify a certification of a tax by a community school district to the county board acting under authority of section two hundred ninety-seven point five (297.5), Code 1954, 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, 49:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Lucken	Rigler	Weber
Eppers	Lynes	Schroeder	Wiley
Fisher	Mincks	Scott	Wilson
Flatt	Moore	Shaff	Wolf
Frommelt			

Nays, none.

Absent or not voting, 1:

Long

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

SENATE CONCURRENT RESOLUTION 20

By Dykhouse, Prentis and Shaff

Be It Resolved by the Senate, the House Concurring: Whereas, the United State Internal Revenue Service requires the payment of income

taxes without permitting deductions of expenses of members of legislatures who have no other occupation by reason of retirement, or otherwise, and

Whereas, this ruling results in unfair taxation, and

Whereas, the Honorable George Aiken, United States Senator from Vermont, has introduced in the United States Senate a bill numbered S. 587 to remedy this situation, now therefore,

Be It Further Resolved: That the General Assembly of the State of Iowa wholeheartedly supports Senator Aiken's bill and urges the legislature of each of the other forty-nine states to express their support, and be it further

Resolved: That a copy of this resolution be forwarded by the Secretary of State to the Honorable George Aiken, the Honorable Winston L. Prouty, and the Honorable Robert T. Stafford and to the Legislature of each of the other states.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 9, 50, 169, 181, 268, 427 and 473.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House Files 9, 50, 169, 181, 268, 427 and 473.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 22, 1961, the Governor had approved the following bill:

Senate File 187, relating to grants.

A communication was also received announcing that, on March 23, the Governor had approved the following bill:

Senate File 110, relating to military personnel.

PROOFS OF PUBLICATION

Published copy of House File 526 and verified proof of publication of said bill in the Atlantic News-Telegraph on March 6, 1961, 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 628 and verified proof of publication of said bill in The Scranton Journal on February 16, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage the Senate.

Also; published copy of House File 629 and verified proof of publication of said bill in The Glidden Graphic on February 16, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of Senate.

REPORTS OF COMMITTEE

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 92**, a bill for an act relating to the definition of a "state" in the employment security law, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 97**, a bill for an act relating to a reference to a repealed section in the school reorganization law, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 167 as follows:
Amend Senate File 167 by striking all of section 4, and renumbering the following section.

ROBERT G. MOORE.

Amend Senate File 283 as follows:
Amend section 1, line 6, by striking the word "licensed" and inserting in lieu thereof the word "operating".

LYNN POTTER.

Amend Senate File 465 by striking lines 3, 4 and 5 of section 3 and by inserting in lieu thereof the following:
"publication in The Anamosa Eureka, a newspaper published at Anamosa, Iowa, and in The North English Record, a newspaper published at North English, Iowa.".

D. C. NOLAN.

Amend Senate File 467 by striking lines 1 and 2 of section 3 and by inserting in lieu thereof the following:
"Sec. 3. Section three hundred twenty-four point seventy-eight (324.78), Code 1958, is hereby amended by adding thereto the".

D. C. NOLAN.

Amend section 1 of Senate File 466 as follows:
1. By striking in line 4 the letter (a) and inserting in lieu thereof the words "to the highway grade crossing safety fund".

2. By striking in line 7 the letter (b) and inserting in lieu thereof the words "and after allocating and crediting (a)".

3. By striking in line 11 the letter (c) and inserting in lieu thereof the letter (b).

4. By striking in line 16 the letter (d) and inserting in lieu thereof the letter (c).

5. By striking in line 19 the letter (e) and inserting in lieu thereof the letter (d).

D. C. NOLAN.

Amend Senate File 466 by inserting in line 3 of section 12 immediately before the word "are" the following:

", all of Code 1958,".

D. C. NOLAN.

Amend Senate File 467 by striking lines 2, 3 and 4 of section 4, and insert in lieu thereof the following:

"publication in The North English Record, a newspaper published at North English, Iowa, and in The Anamosa Eureka, a newspaper published at Anamosa, Iowa."

D. C. NOLAN.

Amend Senate File 470 by striking the quotation (") mark in line 11 of section 4, and by adding to said section the following paragraph:

"'For any district which has an area vocational technical high school or program established and approved under the provisions of chapter two hundred fifty-eight (258), multiply one (1) dollar and fifty (50) cents by the number of full-time day students who have graduated from high school or who are beyond twenty-one (21) years of age and are tuition students. Multiply this product by the actual number of days that the school was officially in session, not to exceed one hundred eighty (180) days. A school district, in computing the tuition to charge such a student, shall deduct the amount of general aid received for such student from the regular tuition for such student.'".

EDWARD A. WEARIN.

Amend Senate File 480 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section forty point one (40.1), Code 1958, is hereby repealed and the following enacted in lieu thereof:

"The State of Iowa is hereby organized and divided into seven (7) congressional districts, which shall be composed, respectively, of the following counties:

"First district shall consist of the counties of Cedar, Clinton, Des Moines, Henry, Johnson, Lee, Louisa, Muscatine and Scott.

"Second district shall consist of the counties of Allamakee, Buchanan, Clayton, Delaware, Dubuque, Fayette, Jackson, Jones, Linn and Winneshiek.

"Third district shall consist of the counties of Black Hawk, Bremer, Butler, Chickasaw, Cerro Gordo, Floyd, Franklin, Grundy, Hamilton, Hancock, Hardin, Howard, Mitchell, Winnebago, Worth and Wright.

"Fourth district shall consist of the counties of Adams, Appanoose, Benton, Clarke, Davis, Decatur, Iowa, Jefferson, Keokuk, Lucas, Madison, Mahaska, Marion, Monroe, Poweshiek, Ringgold, Tama, Taylor, Union, Van Buren, Wapello, Warren, Washington and Wayne.

"Fifth district shall consist of the counties of Jasper, Marshall, Polk and Story.

"Sixth district shall consist of the counties of Adair, Audubon, Boone, Calhoun, Carroll, Cass, Crawford, Dallas, Fremont, Greene, Guthrie, Harrison, Ida, Mills, Monona, Montgomery, Page, Pottawattamie, Sac and Shelby.

"Seventh district shall consist of the counties of Buena Vista, Cherokee, Clay, Dickinson, Emmet, Humboldt, Kossuth, Lyon, O'Brien, Osceola, Palo Alto, Plymouth, Pocahontas, Sioux, Webster and Woodbury."

"Sec. 2. This Act shall be effective as to the nomination and election of representatives in congress for this state in 1962 and succeeding years. Nothing herein contained shall affect the law concerning the filling of vacancies, should any occur in the eighty-seventh (87th) congress."

"Sec. 3. Nothing herein contained shall affect the terms of office of officials now holding certificates of election from the various congressional districts of Iowa."

C. EDWIN GILMOUR.

Amend Senate File 480 as follows:

By striking lines 6 through 29, section 1, and inserting in lieu thereof the following:

"First district shall consist of the counties of Des Moines Louisa, Washington, Iowa, Johnson, Muscatine, Cedar, Jackson, Clinton and Scott.

"Second district shall consist of the counties of Benton, Linn, Jones, Buchanan, Delaware, Dubuque, Fayette, Clayton, Winneshiek and Allamakee.

"Third district shall consist of the counties of Marshall, Tama, Hardin, Grundy, Black Hawk, Franklin, Butler, Bremer, Cerro Gordo, Floyd, Chickasaw, Worth, Mitchell and Howard.

"Fourth district shall consist of the counties of Taylor, Ringgold, Decatur, Wayne, Appanoose, Davis, Van Buren, Lee, Adams, Union, Clarke, Lucas, Monroe, Wapello, Jefferson, Henry, Madison, Warren, Marion, Mahaska, Keokuk, Jasper and Poweshiek.

"Fifth district shall consist of the counties of Dallas, Polk, Boone, Story and Hamilton.

"Sixth district shall consist of the counties of Lyon, Osceola, Dickinson, Emmet, Kossuth, Winnebago, Sioux, O'Brien, Clay, Palo Alto, Hancock, Plymouth, Cherokee, Buena Vista, Pocahontas, Humboldt, Wright and Woodbury.

"Seventh district shall consist of the counties of Fremont, Page, Mills, Montgomery, Pottawattamie, Cass, Adair, Harrison, Shelby, Audubon, Guthrie, Monona, Crawford, Carroll, Greene, Ida, Sac, Calhoun, and Webster."

MELVIN H. WOLF.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 28, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Arnold Thalacker, pastor of the Lutheran Church, Tripoli, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Long, on account of illness, on request of Senator Lynes.

PETITION

By Senator Van Eaton, from the mayor and members of the town council of Sloan favoring recommendations of the Iowa Highway Study Committee as to road use tax distribution.

PRESENTATION OF VISITORS

Senator Gilmour asked and received unanimous consent to present to the Senate fifty students from the Hedrick High School who were present in the balcony accompanied by their instructors, Robert Roach and Dale Watt.

Senator Hansen asked and received unanimous consent to present to the Senate six students, members of the American problems class of the Manning High School, who were present in the balcony accompanied by their instructor, Lester Moore.

Senator Moore asked and received unanimous consent to present to the Senate seventeen students from the Mapleton High School who were present in the balcony accompanied by their instructors, A. W. Hansen and Mr. Rauterkus.

Senator Walker asked and received unanimous consent to present to the Senate forty-one students, members of the senior class of the Dows High School, who were present in the balcony accompanied by their instructors, F. R. Richards and W. R. Burns.

Senator Walter asked and received unanimous consent to present to the Senate thirty students from the Bedford Community High School who were present in the balcony accompanied by their instructors, Kathlyn Kirketeg and Roger Cook.

Senator Nystrom asked and received unanimous consent to present to the Senate thirty-five students, members of the sixth grade class of the Colo Community School, who were present in the balcony accompanied by their instructors, Lois Cerka and Ava Greer.

Senator Nolan asked and received unanimous consent to present to the Senate one hundred seven students, members of the junior and senior classes of the University High School of Iowa City, who were present in the balcony accompanied by their instructor, Doctor John Heafner.

INTRODUCTION OF BILLS

Senate File 481, by committee on judiciary 2, a bill for an act to amend chapter five hundred four (504), Code 1958, to permit persons and organizations to incorporate under the provisions of chapter five hundred four (504), Corporations Not for Pecuniary Profit, for the purpose of promoting industrial development and expansion in Iowa communities; to authorize and encourage such corporations to cooperate with similar corporations in adjoining states; and, when the Iowa and foreign corporations have identical names and purposes, to permit the same to function as one corporation in Iowa upon certain conditions.

Read first and second times and placed on the calendar.

Senate Joint Resolution 33, by committee on schools and educational institutions, a joint resolution concerning cost studies of the state universities and colleges.

Read first and second times and placed on the calendar.

Senate Joint Resolution 34, by committee on schools and educational institutions, a joint resolution directing the department of public instruction to prepare a statewide plan for the development of public area community colleges.

Read first and second times and placed on the calendar.

SPECIAL ORDER OF BUSINESS

Senator Lynes asked and received unanimous consent that Senate File 466 be made a special order of business for Wednesday, April 5, 1961, at 11:00 a.m.

THIRD READING OF BILLS

On motion of Senator Buck, Senate File 445, a bill for an act to appropriate funds to the employment security commission as a pro-

portionate share in the cost of erecting an administrative building for the use of the commission, was taken up and considered.

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, in accordance with Senate Concurrent Resolution 9, proceeded to the House under the direction of the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and Senate Concurrent Resolution 9 duly adopted, the joint convention was called to order, President Mooty presiding.

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

Hanson of Lyon moved that a committee of five, consisting of two members from the Senate and three members from the House, be appointed to notify the Honorable Barry Goldwater and the Honorable Norman Erbe that the joint convention was ready to receive them.

Motion prevailed and the President appointed as such committee Senator Rigler of Chickasaw and Senator Fisher of Clarke, on the part of the Senate, and Representatives Hanson of Lyon, Lynes of Bremer and Lisle of Page, on the part of the House.

The committee waited upon the Honorable Barry Goldwater and the Honorable Norman Erbe and escorted them to the Speaker's rostrum.

President Mooty presented to the joint convention the Honorable Barry Goldwater with these remarks:

I am indeed proud and pleased to have the opportunity to introduce to you, this morning, our guest, the Honorable Barry Goldwater, United States Senator from Arizona.

Our guest is married and father of four children. He is a Brigadier General in the Air Force Reserve and received his education at Staunton Military Academy and the University of Arizona. He is chairman of the Board of Goldwaters, having been associated with that firm since 1929.

Senator Goldwater is chairman of the Republican senatorial campaign committee, he is a member of the labor and public welfare committee, the interior and insular affairs committee and serves on the committee on improper activities in the labor or management field. His early political background consisted of four years' service as a member of the City Council of Phoenix. He was elected to the United States Senate in 1952 and re-elected in 1958. It is with great pleasure that I present to you, at this time, the Honorable Barry Goldwater.

The Honorable Barry Goldwater addressed the joint convention with the following remarks:

Mr. Goldwater said the tough attitude toward the Russians being expressed by President Kennedy is eminently correct and long overdue. He called the President's pronouncement on the situation in Laos in the right direction. He advocated an extension of the same attitude and same toughness toward Cuba and recommended that the President deliver a similar ultimatum to Cuba as quickly as possible. He said that this attitude does run the risk of war, but he has never known the American people to not fight for the freedoms that are ours. He said, however, that he does not expect war will result. Every time we have stood up to the Russians they have backed down, he commented.

Senator Goldwater said the biggest domestic problem facing the nation is the trend toward centralization in Washington, and both parties have been guilty of this practice; the trend is dangerous because it violates the concepts of our constitution. He said that under one version of the minimum wage debate, it would be possible to consider a boot black as being under federal control through interstate commerce regulations because he had to buy his polish across state lines. Senator Goldwater called legislation on federal aid to education an attempt to acquire control of education at the Washington level, and that the tenth amendment to the constitution contains no authority of the federal government to control or a right to enter into the problems of the state. He commended Iowa as being one of the three states which has not adopted an enabling act to qualify this state for federal housing financial aid, and said that the people of New Jersey have learned that, to get one dollar of federal aid, it costs them two dollars and forty-seven cents.

Senator Goldwater said that both parties have great hope, and their prayers are for the success of President Kennedy, and added that no American should wish the President ill because our country has reached the point where we can no longer indulge in such politics. He commended Iowa on its state capitol, which he described as one of the most beautiful he has ever seen in this country, and said that such a venerable building should be preserved.

President Mooty expressed to Senator Goldwater the appreciation of the members of the legislature, employees and guests for appearing and addressing the joint convention.

The committee previously appointed came forward and escorted the Honorable Barry Goldwater and the Honorable Norman Erbe from the House chamber.

Senator Lynes of Bremer moved that the joint convention be now dissolved.

The motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, Senator Stuart presiding.

The Senate resumed consideration of Senate File 445.

Senator Putney offered the following amendment and moved its adoption:

Amend Senate File 445 by striking all of lines 3, 4 and 5 of section 3 and by inserting in lieu thereof the following: "passage and publication in the Fayette County Union, a newspaper published at West Union, Iowa, and the Cedar Valley Daily Times, a newspaper published at Vinton, Iowa."

The amendment was adopted.

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

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

Ayes, 41:

Brown	Frommelt	Mincks	Shaff
Buck	Gilmour	Moore	Stuart
Butler	Gray	Nolan	Turner
Coleman	Grimstead	Nystrom	Van Eaton
Cowden	Hansen	O'Malley	Walker
Curran	Hill	Phelps	Walter
Elijah	Hoschek	Potter	Wearin
Elvers	Hoxie	Price	Wiley
Eppers	Lucken	Putney	Wilson
Fisher	Lynes	Schroeder	Wolf
Flatt			

Nays, 7:

Dykhouse	Prentis	Scott	Weber
Getting	Rigler	Shoeman	

Absent or not voting, 2:

Long	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 Buck, Senate File 446, a bill for an act to appropriate funds from the Iowa Public Employees' Retirement Fund to the employment security commission as a proportionate share in the cost of erecting an administrative building for the use of the commission, was taken up and considered.

Senator Putney offered the following amendment and moved its adoption:

Amend Senate File 446 by striking all of lines 3, 4 and 5 of section 3 and by inserting in lieu thereof the following: "passage and publication in The Evening Sentinel, a newspaper published at Shenandoah, Iowa, and in The Belle Plaine Union, a newspaper published at Belle Plaine, Iowa."

The amendment was adopted.

Senator Putney asked and received unanimous consent to withdraw the amendment filed by him and found on page 561 of the Senate Journal.

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

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

Ayes, 44:

Brown	Flatt	Mincks	Shoeman
Buck	Frommelt	Moore	Stuart
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Vance
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Wiley
Eppers	Lucken	Schroeder	Wilson
Fisher	Lynes	Shaff	Wolf

Nays, 5:

Getting	Rigler	Scott	Weber
Prentis			

Absent or not voting, 1:

Long

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

On motion of Senator Buck, Senate File 447, a bill for an act to appropriate money 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 Putney offered the following amendment and moved its adoption:

Amend Senate File 447 by striking all of lines 3, 4, 5 and 6 of section 5 and by inserting in lieu thereof the following: "passage and publication in the Traer Star-Clipper, a newspaper published at Traer, Iowa, and in The Diagonal Reporter, a newspaper published at Diagonal, Iowa."

The amendment was adopted.

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

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

Ayes, 40:

Brown	Frommelt	Mincks	Shoeman
Buck	Gilmour	Moore	Stuart
Butler	Gray	Nolan	Turner
Coleman	Grimstead	Nystrom	Van Eaton
Cowden	Hansen	O'Malley	Walker
Curran	Hill	Phelps	Walter
Elijah	Hoschek	Potter	Wearin
Elvers	Hoxie	Putney	Wiley
Eppers	Lucken	Schroeder	Wilson
Flatt	Lynes	Shaff	Wolf

Nays, 6:

Dykhouse	Prentis	Scott	Weber
Getting	Rigler		

Absent or not voting, 4:

Fisher	Long	Price	Vance

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 Files 445, 446 and 447 be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

On motion of Senator Elvers, Senate File 126, a bill for an act relating to cream and milk grading law, was taken up for further consideration.

The following committee amendment was considered:

"This shall not apply to individuals transporting their own dairy products."

On motion of Senator Walker, the committee amendment was adopted.

Senator Elvers asked and received unanimous consent to withdraw the amendments filed by him and Senator Elijah and found on pages 418 and 436 of the Senate Journal.

Senator Elvers offered the following amendment and moved its adoption:

Amend Senate File 126 as follows:

1. Section 3 by adding the following as a new paragraph:

" 'By applying for said license, the applicant consents to abide by all laws set forth in this chapter and the rules and regulations which may be promulgated to implement these laws in the case of all milk obtained from Iowa producers for manufacture of dairy products.' "

2. By adding the following as a new section:

"The provisions of section one hundred eighty-nine point six (189.6), Code 1958, shall not apply to milk for manufacture of dairy products."

The amendment was adopted.

Senator Elvers moved that the bill be read a third 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:

Brown	Coleman	Dykhouse	Fisher
Buck	Cowden	Elijah	Flatt
Butler	Curran	Elvers	Frommelt

Getting	Lynes	Putney	Van Eaton
Gilmour	Mincks	Rigler	Walker
Gray	Moore	Schroeder	Walter
Grimstead	Nystrom	Shaff	Wearin
Hansen	O'Malley	Shoeman	Weber
Hill	Phelps	Stuart	Wiley
Hoschek	Potter	Turner	Wilson
Hoxie	Prentis	Vance	Wolf
Lucken	Price		

Nays, none.

Absent or not voting, 4:

Eppers	Long	Nolan	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, House File 305, a bill for an act relating to the income, corporation and sales tax including the distribution thereof and making a transfer of funds for the manufacture of registration plates for motor vehicles, was taken up for further consideration.

Senator Wiley offered the following amendment:

Amend House File 305 as follows:

1. Strike the following in section 1, lines 4 and 5 "and annually on December 1 of each year".

2. Strike the following in section 2, line 10 ", less three hundred fifty thousand (350,000) dollars,".

3. Strike all of section 3 and renumber the succeeding section.

On motion of Senator Lynes, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Stuart presiding.

The Senate resumed consideration of House File 305 and the amendment filed by Senator Wiley.

On motion of Senator Wiley, the amendment was adopted.

Senator Potter offered the following amendment and moved its adoption:

Amend House File 305 by striking section 2, and renumbering the remaining sections.

Roll call was requested.

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

Ayes, 16:

Brown	Elvers	Hoschek	O'Malley
Butler	Eppers	Mincks	Potter
Coleman	Hansen	Moore	Walter
Dykhouse	Hill	Nystrom	Wiley

Nays, 30:

Buck	Gilmour	Prentis	Stuart
Cowden	Gray	Putney	Turner
Curran	Grimstead	Rigler	Vance
Elijah	Hoxie	Schroeder	Van Eaton
Fisher	Lucken	Scott	Walker
Flatt	Lynes	Shaff	Wearin
Frommelt	Nolan	Shoeman	Wilson
Getting	Phelps		

Absent or not voting, 4:

Long	Price	Weber	Wolf

The amendment was lost.

Senator Potter asked and received unanimous consent to withdraw the amendment filed by him and Senator Gilmour and found on page 596 of the Senate Journal.

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:

Brown	Frommelt	Nolan	Shoeman
Buck	Getting	Nystrom	Stuart
Butler	Gilmour	O'Malley	Turner
Coleman	Gray	Phelps	Vance
Cowden	Grimstead	Potter	Van Eaton
Curran	Hansen	Prentis	Walker
Dykhouse	Hoschek	Putney	Walter
Elijah	Hoxie	Rigler	Wearin
Elvers	Lucken	Schroeder	Weber
Eppers	Lynes	Scott	Wiley
Fisher	Mincks	Shaff	Wilson
Flatt	Moore		

Nays, 1:

Hill

Absent or not voting, 3:

Long	Price	Wolf

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

EXPLANATION OF VOTE

I voted "aye" on House File 305 because of my interest in section 1, the establishment of a revolving fund for financing the production of automobile and trailer plates; not because I agree with the provisions of section 2 allowing deferment of transfer of 10 per cent of the sales tax which rightfully belongs to the road use tax fund as it is currently collected.

LYNN POTTER.

MESSAGES FROM 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 357, a bill for an act relating to joint use of municipal sewers.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 15, a joint resolution to create a special committee with power to investigate as to rulings, regulations and policies any offices, departments, agencies, boards, bureaus and commissions of the state government.

Also: That the House refuses to concur in Senate amendment to House File 6, 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.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House Joint Resolution 15, a joint resolution to create a special committee with power to investigate as to rulings, regulations, and policies any offices, departments, agencies, boards, bureaus and commissions of the state government.

Read first and second times and passed on file.

MOTION TO SUBSTITUTE

MR. PRESIDENT: I move to substitute the contents of House File 443 for Senate File 461.

C. EDWIN GILMOUR.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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, 115, 146, 162, 227 and 263; also, House File 252.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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, 115, 146, 162, 227 and 263; also, House File 252.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 28th day of March, 1961, sent to the Governor for his approval: Senate Files 46, 115, 146, 162, 227 and 263.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following bills assigned to committee:

S. F. 225 Appropriations (under Senate Rule 21)
H. F. 23 Conservation
H. F. 208 Judiciary 1
H. F. 210 Judiciary 2
H. F. 253 Transportation and highway safety
H. F. 265 Insurance
H. F. 308 Social security
H. F. 317 Conservation
H. F. 323 Conservation
H. F. 381 Transportation and highway safety
H. F. 392 Schools and educational institutions
H. F. 398 Tax revision
H. F. 402 Cities and towns
H. F. 628 Judiciary 2
H. F. 629 Judiciary 2

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report that it has the following bills under consideration and recommends that they be placed on the steering committee calendar:

S. F. 190	S. F. 315	S. F. 438	S. F. 442
S. F. 469	S. F. 335	S. F. 362	S. F. 411
S. F. 451	S. F. 441	H. F. 156	S. F. 478

Your steering committee further recommends that the following bills be placed on a noncontroversial steering committee calendar:

S. F. 215	S. F. 348	S. F. 477	H. F. 90
S. F. 264	S. F. 349	H. F. 65	H. F. 92
S. F. 265	S. F. 360	H. F. 67	H. F. 97
S. F. 316	S. F. 415	H. F. 73	H. F. 113
S. F. 333	S. F. 449	H. F. 75	H. F. 241
S. F. 276	S. F. 462		

ROBERT R. RIGLER, *Chairman, Steering Committee.*

REPORTS OF COMMITTEES

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred

House File 87, a bill for an act to raise the maximum tax for repairs and furnishing of township buildings, 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 87 by striking all of section 1 and inserting in lieu thereof the following:

Section 1. Section three hundred sixty point eight (360.8), Code 1958, is hereby amended by adding after the period in line ten (10) the following: "Provided, that in counties with a population of seventeen thousand (17,000) of seventeen thousand two hundred fifty (17,250), census 1960, that where such buildings are of brick construction with at least one hundred thousand cubic feet of space, such tax may be one mill on the dollar."

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Senator Getting submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 225**, a bill for an act relating to an appropriation for a dam at Keosauqua, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

LEROY GETTING, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 349**, a bill for an act to amend chapter four hundred fifty-five (455), Code 1958, relating to levee and drainage districts, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LEROY GETTING, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 360**, a bill for an act relating to levee and drainage districts and improvements on petition or by mutual agreement as provided in chapter four hundred fifty-five (455), Code 1958, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LEROY GETTING, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 225, section 1, line 5, by striking the period (.) after the word, "Iowa", and adding the following: ", said appropriation shall be contingent upon, and be supplemented by, a like sum of seventeen thousand (17,000) dollars being raised in contributions by the people of Keosauqua and surrounding area. Any unused portion of the appropriation herein provided shall revert to the general fund.".

COMMITTEE ON WATER RIGHTS,
LEROY GETTING, *Chairman.*

Amend Senate File 384 as follows:

Amend Section 2, line 8, by striking the words and

figures "four hundred three point twenty (403.20)" and inserting in lieu thereof the words and figures "three (3) of this Act".

GEORGE E. O'MALLEY.

Amend Senate File 428 by striking lines 2, 3, 4 and 5 of section 6 and by inserting in lieu thereof the following:

"shall take effect and be enforced after its publication in The Sheldon Mail, a newspaper published in Sheldon, Iowa, and The Evening Sentinel, a newspaper published in Shenandoah, Iowa."

LEROY GETTING.

Amend Senate File 441 by striking everything after line 4 and adding the following paragraph:

"No area shall be attached under this section to a district maintaining twelve (12) grades without the consent of the electors of such latter district, if there resided in such area, together with any contiguous area also not maintaining twelve (12) grades, more than seven hundred (700) persons of school age in the preceding school year.".

COMMITTEE ON SCHOOLS AND EDUCATIONAL INSTITUTIONS,
ROBERT R. RIGLER, *Chairman*.

Amend Senate File 469, line 7, by adding after the word "purpose.", the following:

"Such concurrent action shall be subject to the approval of the county board or boards of education involved but such concurrent action shall stand approved if the county board or boards of education do not disapprove such concurrent action within thirty (30) days following receipt of notice thereof.".

COMMITTEE ON SCHOOLS AND EDUCATIONAL INSTITUTIONS,
ROBERT R. RIGLER, *Chairman*.

Amend Senate File 480 by striking the word "Webster" in line 14. Further amend Senate File 480 by adding the word "Webster" after the comma (,) in line 25.

C. JOSEPH COLEMAN.

Amend House File 3, section 19, by inserting in line 6 after "inclusive," the following: "Code 1958,".

JOHN A. WALKER.

Amend House File 261 by adding to section 4, subsection 6 after the period (.) in line 54 the following: "The provisions of this paragraph shall not be applicable if such private, fraternal, service, golf, or country club or association as defined in this Act holds a class "B" club permit as defined in chapter 124, Code 1958.".

JOHN A. WALKER.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 29, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend John C. Porath, pastor of the First Methodist Church, Winterset, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Long on account of illness on request of Senator Lynes; Senator Phelps for the day on request of Senator Fisher.

PETITIONS

By Senator Buck, from fifty residents of Marshall County favoring recommendations of Iowa Highway Study Committee relating to distribution of road use tax.

By Senator Hoxie, from the mayor and members of the town council of Hamburg favoring recommendations of Iowa Highway Study Committee relating to distribution of road use tax.

By Senator Shoeman, from one hundred thirty-one residents of Shelby County in opposition to the changes in distribution of road use tax as suggested by the Iowa Highway Study Committee.

PRESENTATION OF VISITORS

Senator Butler asked and received unanimous consent to present to the Senate fifty-six students from the Pocahontas Community School who were present in the balcony accompanied by their instructors, Lyle Coture and Dallas Pals.

Senator O'Malley asked and received unanimous consent to present to the Senate fifty-nine students from the Park Avenue Elementary School who were present in the balcony accompanied by their instructors, Janette Walker and Miss McCabe.

Senator Vance asked and received unanimous consent to present to the Senate forty-six students from the Wayland Community School who were present in the balcony accompanied by their superintendent, R. E. Stern, and their instructor, Jerry Barnholdt.

Senator Fisher on behalf of Senator Long asked and received

unanimous consent to present to the Senate seventeen students from the Brandon High School, members of the junior class, who were present in the balcony accompanied by their instructor, J. M. Nissen.

Senator Shoeman asked and received unanimous consent to present to the Senate twenty-six students from the Shelby High School who were present in the balcony accompanied by their instructor, Larry Mitchell.

Senator Moore asked and received unanimous consent to present to the Senate forty-two students, members of the senior class of the Manilla High School, who were present in the balcony accompanied by their instructor, William Gladston.

Senator Lynes asked and received unanimous consent to present to the Senate thirty-four students from the Allison-Bristow Community School who were present in the balcony accompanied by their instructor, Mr. Ritland.

Senator Gilmour asked and received unanimous consent to present to the Senate thirty-two students, members of the senior class of the Sigourney High School, who were present in the balcony accompanied by their instructor, Harry Haird.

Senator Putney asked and received unanimous consent to present to the Senate thirty-nine students, members of the junior and senior classes of the Garrison Consolidated School, who were present in the balcony accompanied by their instructor, R. L. Holliday.

INTRODUCTION OF BILLS

Senate File 482, by committee on highways, a bill for an act relating to the improvement of primary roads by amending section three hundred thirteen point eight (313.8), Code 1958, referring to diagonal highways.

Read first and second times and placed on the calendar.

Senate File 483, by committee on highways, a bill for an act relating to fire protection for highway commission property.

Read first and second times and placed on the calendar.

Senate File 484, by committee on highways, a bill for an act relating to assistance and advice by the state highway commission to cities and towns with respect to road and street traffic problems.

Read first and second times and placed on the calendar.

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

SENATE CONCURRENT RESOLUTION 20
By Dykhouse, Prentis and Shaff

Be It Resolved by the Senate, the House Concurring: Whereas, the United States Internal Revenue Service requires the payment of income taxes without permitting deductions of expenses of members of legislatures who have no other occupation by reason of retirement, or otherwise, and

Whereas, this ruling results in unfair taxation, and

Whereas, the Honorable George Aiken, United States Senator from Vermont, has introduced in the United States Senate a bill numbered S. 587 to remedy this situation, now therefore,

Be It Further Resolved: That the General Assembly of the State of Iowa wholeheartedly supports Senator Aiken's bill and urges the legislature of each of the other forty-nine states to express their support, and be it further

Resolved: That a copy of this resolution be forwarded by the Secretary of State to the Honorable George Aiken, the Honorable Winston L. Prouty, and the Honorable Robert T. Stafford and to the Legislature of each of the other states.

The motion prevailed and the resolution was adopted.

HOUSE MESSAGE CONSIDERED

Senator Elijah called up House File 6, 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, amended by the Senate, and moved that the Senate insist on its amendments to House File 6.

The motion prevailed and the Senate insisted on its amendments.

CONFERENCE COMMITTEE APPOINTED

President Mooty announced the appointment of Senators Elijah, Wiley, O'Malley and Shaff, on the part of the Senate, on the conference committee on House File 6.

UNFINISHED BUSINESS

On motion of Senator Elvers, Senate File 167, a bill for an act to prohibit all other hunting during shotgun deer season and to provide for the free licensing of owners and tenants of land to hunt deer on such land, was taken up for further consideration.

Senator Elvers offered the following amendment and moved its adoption:

Amend Senate File 167 as follows:
By adding quotation marks after the period in line 16 of section 4.

The amendment was adopted.

Senator Elvers offered the following amendment and moved its adoption:

Amend Senate File 167 as follows:

1. Section 1, line 1, by inserting after "(109)" the following: ", Code 1958,".

2. Section 4, by striking all of lines 2, 3, 4, and 5 and inserting in lieu thereof the following:

"Code 1958, is hereby amended by striking all after the second word 'that' in line six (6) of subsection two (2) and inserting in lieu thereof the following:

"an owner or tenant of land or members of his immediate family".

The amendment was adopted.

Senator Stuart offered the following amendment:

Amend Senate File 167, section 1, by striking from line 4 the following: ", except deer" and inserting in lieu thereof the following: "with a rifle".

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

The Senate reconvened, President Mooty presiding.

SPECIAL ORDER

The hour of 11:00 a.m. having arrived, the Chair announced the special order of business for the consideration of Senate File 480.

THIRD READING OF BILLS

On motion of Senator Vance, Senate File 480, a bill for an act to repeal section forty point one (40.1), Code 1958, and to enact a substitute therefor, redistricting the state into seven (7) congressional districts, was taken up and considered.

Senator Gilmour offered the following amendment and moved its adoption:

Amend Senate File 480 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section forty point one (40.1), Code 1958, is hereby repealed and the following enacted in lieu thereof:

"The State of Iowa is hereby organized and divided into seven (7) congressional districts, which shall be composed, respectively, of the following counties:

"First district shall consist of the counties of Cedar, Clinton, Des Moines, Henry, Johnson, Lee, Louisa, Muscatine and Scott.

"Second district shall consist of the counties of Allamakee, Buchanan, Clayton, Delaware, Dubuque, Fayette, Jackson, Jones, Linn and Winneshiek.

"Third district shall consist of the counties of Black Hawk, Bremer, Butler, Chickasaw, Cerro Gordo, Floyd, Franklin, Grundy, Hamilton, Hancock, Hardin, Howard, Mitchell, Winnebago, Worth and Wright.

"Fourth district shall consist of the counties of Adams, Appanoose, Benton, Clarke, Davis, Decatur, Iowa, Jefferson, Keokuk, Lucas, Madison, Mahaska, Marion, Monroe, Poweshiek, Ringgold, Tama, Taylor, Union, Van Buren, Wapello, Warren, Washington and Wayne.

"Fifth district shall consist of the counties of Jasper, Marshall, Polk and Story.

"Sixth district shall consist of the counties of Adair, Audubon, Boone, Calhoun, Carroll, Cass, Crawford, Dallas, Fremont, Greene, Guthrie, Harrison, Ida, Mills, Monona, Montgomery, Page, Pottawattamie, Sac and Shelby.

"Seventh district shall consist of the counties of Buena Vista, Cherokee, Clay, Dickinson, Emmet, Humboldt, Kossuth, Lyon, O'Brien, Osceola, Palo Alto, Plymouth, Pocahontas, Sioux, Webster and Woodbury."

"Sec. 2. This Act shall be effective as to the nomination and election of representatives in congress for this state in 1962 and succeeding years. Nothing herein contained shall affect the law concerning the filling of vacancies, should any occur in the eighty-seventh (87th) congress."

"Sec. 3. Nothing herein contained shall affect the terms of office of officials now holding certificates of election from the various congressional districts of Iowa."

Roll call was requested.

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

Ayes, 15:

Brown	Frommelt	Hoschek	Potter
Coleman	Gilmour	Mincks	Walter
Elvers	Hansen	Moore	Wolf
Eppers	Hill	O'Malley	

Nays, 33:

Buck	Gray	Price	Turner
Butler	Grimstead	Putney	Vance
Cowden	Hoxie	Rigler	Van Eaton
Curran	Lucken	Schroeder	Walker
Dykhouse	Lynes	Scott	Wearin
Elijah	Nolan	Shaff	Weber
Fisher	Nystrom	Shoeman	Wiley
Flatt	Prentis	Stuart	Wilson
Getting			

Absent or not voting, 2:

Long	Phelps

The amendment was lost.

Senator Putney asked and received unanimous consent to be excused for the balance of the day.

Senator Putney asked and received unanimous consent to be recorded as voting "aye" on the following amendment.

Senator Wolf offered the following amendment and moved its adoption:

Amend Senate File 480 as follows:

By striking lines 6 through 29, section 1, and inserting in lieu thereof the following:

"First district shall consist of the counties of Des Moines, Louisa, Washington, Iowa, Johnson, Muscatine, Cedar, Jackson, Clinton and Scott.

"Second district shall consist of the counties of Benton, Linn, Jones, Buchanan, Delaware, Dubuque, Fayette, Clayton, Winneshiek and Allamakee.

"Third district shall consist of the counties of Marshall, Tama, Hardin,

Grundy, Black Hawk, Franklin, Butler, Bremer, Cerro Gordo, Floyd, Chickasaw, Worth, Mitchell and Howard.

"Fourth district shall consist of the counties of Taylor, Ringgold, Decatur, Wayne, Appanoose, Davis, Van Buren, Lee, Adams, Union, Clarke, Lucas, Monroe, Wapello, Jefferson, Henry, Madison, Warren, Marion, Mahaska, Keokuk, Jasper and Poweshiek.

"Fifth district shall consist of the counties of Dallas, Polk, Boone, Story and Hamilton.

"Sixth district shall consist of the counties of Lyon, Osceola, Dickinson, Emmet, Kossuth, Winnebago, Sioux, O'Brien, Clay, Palo Alto, Hancock, Plymouth, Cherokee, Buena Vista, Pocahontas, Humboldt, Wright and Woodbury.

"Seventh district shall consist of the counties of Fremont, Page, Mills, Montgomery, Pottawattamie, Cass, Adair, Harrison, Shelby, Audubon, Guthrie, Monona, Crawford, Carroll, Greene, Ida, Sac, Calhoun, and Webster."

Roll call was requested.

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

Ayes, 12:

Coleman	Gilmour	Mincks	Putney
Elvers	Hansen	Moore	Rigler
Frommelt	Hoschek	Potter	Wolf

Nays, 35:

Brown	Getting	O'Malley	Vance
Buck	Gray	Prentis	Van Eaton
Butler	Grimstead	Price	Walker
Cowden	Hill	Schroeder	Walter
Curran	Hoxie	Scott	Wearin
Dykhouse	Lucken	Shaff	Weber
Elijah	Lynes	Shoeman	Wiley
Fisher	Nolan	Stuart	Wilson
Flatt	Nystrom	Turner	

Absent or not voting, 3:

Eppers	Long	Phelps

The amendment was lost.

Senator Coleman offered the following amendment and moved its adoption:

Amend Senate File 480 by striking the word "Webster" in line 14. Further amend Senate File 480 by adding the word "Webster" after the comma (,) in line 25.

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, 32:

Buck	Gray	Prentis	Turner
Butler	Grimstead	Price	Vance
Cowden	Hoxie	Putney	Van Eaton
Curran	Long	Rigler	Walker
Dykhouse	Lucken	Schroeder	Wearin
Elijah	Lynes	Scott	Weber
Fisher	Nolan	Shaff	Wiley
Flatt	Nystrom	Shoeman	Wilson
Getting	Phelps	Stuart	

Nays, 15:

Brown	Frommelt	Hoschek	Potter
Coleman	Gilmour	Mincks	Walter
Elvers	Hansen	Moore	Wolf
Eppers	Hill	O'Malley	

Absent or not voting, 3:

Long (Excused on account of illness)	Phelps (Excused for the day)	Putney (Excused)

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 480 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 concurred in Senate amendments to and passed House File 158, a bill for an act relating to the population of consolidated cities or towns.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 193, a bill for an act relating to liens for inheritance tax.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 222, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 229, a bill for an act relating to investment of funds by savings banks.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 456, a bill for an act to legalize and validate the proceedings of the town council of the town of Buffalo, in Scott County, Iowa, authorizing and providing for the issuance, sale and delivery of sewer revenue bonds of said town to defray part of the cost of constructing sewers and sewage treatment facilities in and for said town and the provisions made

for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said town.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 458, a bill for an act to legalize and validate the proceedings of the town council of the town of Buffalo, in Scott County, Iowa, authorizing and providing for the issuance, sale and delivery of sewer bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said town.

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 to amend chapter one hundred ninety-nine (199), Code 1958, relating to agricultural seed testing.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 194, a bill for an act relating to appointment of guardian under old-age assistance.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 272, a bill for an act relating to confinement of juvenile offenders.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 291, a bill for an act to amend section two hundred seventy-seven point three (277.3), relating to the publication of notices of school elections.

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 bid bonds issued in connection with any public or private contract.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 415, a bill for an act to amend section three hundred thirty-two point three (332.3), Code 1958, relating to county insurance coverage.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 458, a bill for an act relating to the maximum length of vehicle transports.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 579, a bill for an act relating to the budget and financial control committee, creating therein the office of legislative fiscal director, prescribing his compensation, and fixing his duties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 601, a bill for an act relating to resident fishing and hunting license fees.

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 legalize and validate the special election of Lake Township School District, Pottawattamie County, held on June 8, 1960, for issuance of $49,000.00 of school bonds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 657, a bill for an act to make appropriations to members of the legislative research committee and legislative advisory committees.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 8, a bill for an act to amend chapter one hundred ninety-nine (199), Code 1958, relating to agricultural seed testing.

Read first and second times and passed on file.

House File 194, a bill for an act relating to appointment of guardian under old-age assistance.

Read first and second times and passed on file.

House File 272, a bill for an act relating to confinement of juvenile offenders.

Read first and second times and passed on file.

House File 291, a bill for an act to amend section two hundred seventy-seven point three (277.3), Code 1958, relating to the publication of notices of school elections.

Read first and second times and passed on file.

House File 403, a bill for an act relating to bid bonds issued in connection with any public or private contract.

Read first and second times and passed on file.

House File 415, a bill for an act to amend section three hundred thirty-two point three (332.3), Code 1958, relating to county insurance coverage.

Read first and second times and passed on file.

House File 458, a bill for an act relating to the maximum length of vehicle transports.

Read first and second times and passed on file.

House File 579, a bill for an act relating to the budget and financial control committee, creating therein the office of legislative fiscal director, prescribing his compensation, and fixing his duties.

Read first and second times and passed on file.

House File 601, a bill for an act to amend section one hundred ten point one (110.1), Code 1958, relating to resident fishing and hunting license fees.

Read first and second times and passed on file.

House File 656, a bill for an act to legalize and validate the special election of the Lake Township School District, Pottawattamie County, Iowa, held on June 8, 1960, for the issuance of $49,000.00 of school bonds.

Read first and second times and passed on file.

House File 657, a bill for an act to make appropriations to members of the legislative research committee and legislative advisory committees.

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 Mooty presiding.

PRESENTATION OF VISITOR

Senator Lucken rose on a point of personal privilege and presented to the Senate the Honorable Ralph Combs, member of the Missouri House of Representatives who was present in the Senate chamber.

THIRD READING OF BILLS

On motion of Senator Wiley, Senate File 465, a bill for an act relating to the disposition of the proceeds of the road use tax fund, was taken up and considered.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 465 by striking lines 3, 4 and 5 of section 3 and by inserting in lieu thereof the following:

"publication in The Anamosa Eureka, a newspaper published at Anamosa, Iowa, and in The North English Record, a newspaper published at North English, Iowa.".

The amendment was adopted.

Senator Wiley moved that the bill be read a third 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:

Brown	Frommelt	Nolan	Stuart
Buck	Getting	Nystrom	Turner
Butler	Gilmour	O'Malley	Vance
Coleman	Gray	Potter	Van Eaton
Cowden	Grimstead	Prentis	Walker
Curran	Hansen	Price	Walter
Dykhouse	Hill	Rigler	Wearin
Elijah	Hoschek	Schroeder	Weber
Elvers	Hoxie	Scott	Wiley
Eppers	Lucken	Shaff	Wilson
Fisher	Lynes	Shoeman	Wolf
Flatt			

Nays, none.

Absent or not voting, 5:

Long	Moore	Phelps	Putney
Mincks			

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

UNFINISHED BUSINESS

The Senate resumed consideration of Senate File 167 and the amendment filed by Senator Stuart.

Senator Stuart moved the adoption of the amendment.

Division was called for.

The amendment was lost.

Senator Moore offered the following amendment and moved its adoption:

Amend Senate 167 by striking all of section 4, and renumbering the following section.

The amendment was adopted.

Senator Moore asked and received unanimous consent to withdraw the amendment filed by him and found on page 605 of the Senate Journal.

Senator Elvers moved that the bill be read a third 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:

Brown	Curran	Fisher	Hansen
Buck	Dykhouse	Flatt	Hill
Butler	Elijah	Getting	Hoschek
Coleman	Elvers	Gray	Hoxie
Cowden	Eppers	Grimstead	Lucken

Lynes	O'Malley	Schroeder	Walter
Mincks	Potter	Scott	Wearin
Moore	Price	Stuart	Wiley
Nolan	Putney	Van Eaton	Wolf
Nystrom	Rigler		

Nays, 9:

Frommelt	Shoeman	Vance	Weber
Prentis	Turner	Walker	Wilson
Shaff			

Absent or not voting, 3:

Gilmour	Long	Phelps

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

THIRD READING OF BILLS

On motion of Senator Nolan, Senate File 467, a bill for an act to continue and make permanent the present motor vehicle fuel taxes after July 1, 1961, was taken up and considered.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 467 by striking lines 1 and 2 of section 3 and by inserting in lieu thereof the following:

"Sec. 3. Section three hundred twenty-four point seventy-eight (324.78), Code 1958, is hereby amended by adding thereto the".

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 467 by striking lines 2, 3 and 4 of section 4, and insert in lieu thereof the following:

"publication in The North English Record, a newspaper published at North English, Iowa, and in The Anamosa Eureka, a newspaper published at Anamosa, Iowa."

The amendment was adopted.

Senator Nolan asked and received unanimous consent that action on Senate File 467 be deferred and that the bill be placed on the calendar under unfinished business.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

Senate File 85, a bill for an act to increase the jurisdiction of the municipal court.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 85

Amend Senate File 85, section 1, by striking from line 4 the words "three thousand (3000) dollars" and inserting in lieu thereof the words "two thousand (2000) dollars".

HOUSE AMENDMENT CONSIDERED

Senator Wolf called up for consideration Senate File 85, a bill for an act to increase the jurisdiction of the municipal court, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 85, section 1, by striking from line 4 the words "three thousand (3000) dollars" and inserting in lieu thereof the words "two thousand (2000) dollars".

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, 47:

Brown	Frommelt	Nolan	Stuart
Buck	Getting	Nystrom	Turner
Butler	Gray	O'Malley	Vance
Coleman	Grimstead	Potter	Van Eaton
Cowden	Hansen	Prentis	Walker
Curran	Hill	Price	Walter
Dykhouse	Hoschek	Putney	Wearin
Elijah	Hoxie	Rigler	Weber
Elvers	Lucken	Schroeder	Wiley
Eppers	Lynes	Scott	Wilson
Fisher	Mincks	Shaff	Wolf
Flatt	Moore	Shoeman	

Nays, none.

Absent or not voting, 3:

Gilmour	Long	Phelps

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

Senator Shaff submitted the following report:

REPORT OF COMMITTEE ON INSURANCE

Pursuant to the adoption of Senate Resolution 3, the insurance committee of the Senate has investigated the method of handling security transactions by the office of the Commissioner of Insurance as to whether or not there was negligence in regard to preventing the sale of stock in the Northern Biochemical Corporation of Sheldon, Iowa.

The committee received a detailed report from the Insurance Department

covering the applicable statutes and the activities of the department in connection with this matter.

Based on that information, it is the opinion of the committee that there was no negligence on the part of the office of the Commissioner of Insurance.

DAVID O. SHAFF, *Chairman.*

SENATE RESOLUTION 4

By Frommelt

Be It Resolved by the Senate: Whereas, the Department of Social Welfare is experiencing a shortage in their Aid to Dependent Children Funds, and

Whereas, this deficiency is necessitating the reduction of the already inadequate benefits which are presently 90 per cent of the out-dated 1950 standards, and

Whereas, there are surplus funds available under the Old Age Assistance Program brought about by the passage of the Kerr-Mills Medical Aid bill which became effective on October 1, 1960, making available increased federal matching funds which were not entirely used and which could be transferred to the Aid to Dependent Children Fund thereby eliminating the shortage, and

Whereas, on two occasions the Social Welfare sub-committee on appropriations has refused to introduce and recommend a bill authorizing a transfer of funds, now therefore

Be It Resolved: That the Senate direct the general appropriations committee to prepare and recommend to the Senate a bill authorizing the transfer of $350,000.00 from the Old Age Assistance fund to the Aid to Dependent Children fund thereby eliminating the need for a reduction of the assistance grants to A. D. C. recipients.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 357 and House File 526.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 357 and House File 526.

BILL SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 29th day of March, 1961, sent to the Governor for his approval: Senate File 357.

HARRY L. COWDEN, *Chariman.*

Passed on file.

PROOF OF PUBLICATION

Published copy of House File 656 and verified proof of publication of said bill in the Council Bluffs Nonpareil, on March 11, 1961, was filed with the Secretary of the Senate prior to the time said bill was place on passage in the Senate

CARROLL A. LANE,
Secretary of Senate.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following bills assigned to committee:

H.J.R. 15 Judiciary 1
H. F. 601 Conservation

REPORTS OF COMMITTEES

Senator Nolan submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 403**, a bill for an act relating to revenue bonds for highway construction, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the two amendments filed by Senator Nolan on March 22, and when so amended the bill do pass.**

D. C. NOLAN, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred **House File 147**, a bill for an act relating to creeper lanes on certain 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 147 by inserting after the word "shall" in line 7, section 1, the following: "when reconstructing or relocating any such highway".

D. C. NOLAN, *Chairman.*

Ordered passed on file.

Senator Van Eaton submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 290**, a bill for an act to amend chapter three hundred ninety (390), Code 1958, relating to erection of privately owned parking facilities upon public land in cities of one hundred thousand or more population, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 380**, a bill for an act to make appropriations to Rock Creek Lake, Jasper County, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **House File 601**, a bill for an act to amend section one hundred ten point one (110.1), Code 1958, relating to resident fishing and hunting license fees, begs leave to report it has had the same under consideration and recommends the same **do pass.**

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend the Nolan amendment to Senate File 105 filed February 16, 1961, as follows:

By striking the quotation marks and second period (".) from line 12 and adding the following:

"All rules and regulations must be indexed to the line, sentence, section or paragraph of the law which contains the legislative intent expressed in the rule and regulation."

EUGENE M. HILL.

Amend Senate File 133, section 3, by striking all of lines 1 and 2 and by inserting in lieu thereof the following: "Associations may be formed either:

"1. To conduct a mercantile, manufacturing, mechanical or mining business, or to construct or operate telephone or electric transmission lines; or

"2. To produce, grade, blend, preserve, process, store, warehouse, market, sell or handle any agricultural product, or any by-product thereof; or to purchase, produce, sell or supply machinery, petroleum products, equipment, fertilizer, supplies, business or educational service to or for those engaged as bona fide producers of agricultural products; or to finance any such activities; or to engage in any cooperative activity connected with any of said purposes; or for any number of these purposes.

"No association shall engage in the".

JOHN J. BROWN.

Amend Senate File 287 by striking lines 1 and 2 and inserting in lieu thereof the following:

"Chapter seven hundred ten (710), Code 1958, is amended by adding the following paragraphs as a new section:"

GEORGE E. O'MALLEY.

Amend Senate File 408 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section one hundred thirty-five D point nine (135D.9), Code 1958, is amended as follows:

1. By striking from line seven (7) the word "two" and inserting in lieu thereof the word "four".

2. By striking from line ten (10) the words "two and one-half" and inserting in lieu thereof the word "five".

3. By striking from line twelve (12) the word "three" and inserting in lieu thereof the word "six".

4. By striking from lines forty (40) through forty-two (42) the words "a monthly fee in the amount and in the manner as has heretofore been provided in this section" and inserting in lieu thereof the following:

"the fee provided in this section. Such fee shall be paid semi-annually. The fee due for April through September shall be paid by the tenth day of April. The fee due for October through March shall be paid by the tenth day of October. On the tenth day of May and the tenth day of November said semi-annual fees become delinquent and on the tenth of each month thereafter that the fee remains unpaid a ten percent penalty shall be added and the county treasurer shall not renew the motor vehicle registration until such delinquent fees and penalties, if any, have been paid. If any mobile home is moved during the six-month period for which a fee has been paid, the county treasurer shall, upon request of the owner, refund his pro rata share of the fee paid. If said fee is not paid, the amount of the unpaid fee shall become a tax and the tax shall be assessed against the land from which the mobile home was removed."

Sec. 2. Section one hundred thirty-five D point ten (135D.10), Code 1958, is amended as follows:

1. By striking from line fourteen (14) the word "fifty" and inserting in lieu thereof the word "seventy-five".

2. By striking all after the word "located" in line twenty (20), inserting a period and adding the following:

"If there is no municipality one hundred percent shall be paid to the local public school district."

Sec. 3. Section three hundred twenty-one point one hundred twenty-three (321.123), Code 1958, is amended by adding thereto the following new subsection:

"House trailers and mobile homes, regardless of whether or not they are used on the highways, five dollars."

Sec. 4. Section one hundred twenty-three point one hundred thirty (123.130), Code 1958, is amended as follows:

1. By striking from line three (3) the words "or house trailers".

2. By striking from lines five (5) and six (6) the words "or house trailers".

3. By striking from line seven (7) the words "or house trailer".

4. By striking from line eleven (11) the words "or house trailer".

5. By striking from line thirteen (13) the words "or house trailer".

6. By striking all after the word "year" in line fifteen (15) and inserting in lieu thereof a period (.).

RICHARD C. TURNER.

Amend Senate File 468 as follows:

1. Strike from section 1, line 5, the following: "an access" and substitute in lieu thereof "a local".

2. Strike from section 1, line 12 the word "access" and substitute in lieu thereof "local".

3. Strike from section 1, line 14 the word "access" and substitute in lieu thereof "local".

GEORGE E. O'MALLEY.

Amend Senate File 467 as follows:

1. Amend Senate File 467, section 3 by striking the words "license fees" in lines 4 and 5 and inserting in lieu thereof the following: "excise tax".

2. Further amend section 3, lines 11 and 12 by striking the words "license fees" and inserting in lieu thereof the following: "excise tax".

D. C. NOLAN.
MARTIN WILEY.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 30, 1961.

The Senate met in regular session, President Mooty 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 Long on account of illness on request of Senator Lynes.

PETITIONS

By Senator Hansen, from sixty-four residents of Carroll County urging legislation to change opening day for pheasant season to a Sunday.

By Senator Lynes, from one hundred sixty-eight residents of Bremer County favoring legislation which would prohibit all types of hunting during open deer season and legislation prohibiting use of artificial lights for hunting with the exception of raccoon hunting with dogs.

By Senator Shoeman, from three hundred forty-nine residents of Shelby County in opposition to the changes in distribution of road use tax as suggested by the Iowa Highway Study Committee.

INTRODUCTION OF BILLS

Senate File 485, 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 File 486, by committee on social security, a bill for an act to amend section six hundred point two (600.2), Code 1958, relating to adoptions to provide that the court may, in its discretion, order the agency placing the child for adoption to make the investigation.

Read first and second times and placed on the calendar.

Senate File 487, by committee on social security, a bill for an act relating to the determination of eligibility and amount of assistance of aid to the blind.

Read first and second times and placed on the calendar.

Senate File 488, by committee on social security, a bill for an act relating to property exclusions under old-age assistance.

Read first and second times and placed on the calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Joint Resolution 31, a joint resolution authorizing the state executive council to accept, as a gift, a completed structure for public use to advance culture and music.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 97, a bill for an act relating to mailing of absent voters' applications and ballots.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 128, a bill for an act relating to the payment of transportation costs for the elementary or high school education of students residing on land owned by the state under the control of the state board of regents.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 613, a bill for an act to continue and make permanent the present motor vehicle fuel taxes after July 1, 1961.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 187, a bill for an act relating to low-rent housing.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 339, a bill for an act relating to transmission to the state tax commission of the abstract of assessments of property by the assessor.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 97

Amend Senate File 97 by adding a new section as follows:

Sec. 2. Section fifty-three point ten (53.10), Code 1958, is hereby amended by adding after the word "by" in line three (3) the following words "card or".

HOUSE MESSAGES CONSIDERED

House File 187, a bill for an act relating to low-rent housing.

Read first and second times and passed on file.

House File 339, a bill for an act to amend chapter two hundred ninety-one (291), Acts of the Fifty-eighth General Assembly, relating to transmission to the state tax commission of the abstract of assessments of property by the assessor.

Read first and second times and passed on file.

House File 613, a bill for an act to continue and make permanent the present motor vehicle fuel taxes after July 1, 1961.

Read first and second times and passed on file.

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report that it has had the following bill under consideration and recommends that it be placed on the steering committee calendar:

H. F. 601

ROBERT R. RIGLER, *Chairman,*
Steering Committee.

THIRD READING OF BILLS

On motion of Senator Nolan, Senate File 468, a bill for an act relating to the classification of roads and streets within cities and towns, was taken up and considered.

Senator O'Malley offered the following amendment and moved its adoption:

Amend Senate File 468 as follows:

1. Strike from section 1, line 5, the following: "an access" and substitute in lieu thereof "a local".
2. Strike from section 1, line 12 the word "access" and substitute in lieu thereof "local".
3. Strike from section 1, line 14 the word "access" and substitute in lieu thereof "local".

The amendment was adopted.

Senator Wiley moved that the bill be read a third 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:

Brown	Eppers	Hill	O'Malley
Buck	Fisher	Hoschek	Phelps
Butler	Flatt	Hoxie	Potter
Coleman	Frommelt	Lucken	Price
Cowden	Getting	Lynes	Putney
Curran	Gilmour	Mincks	Rigler
Dykhouse	Gray	Moore	Schroeder
Elijah	Grimstead	Nolan	Scott
Elvers	Hansen	Nystrom	Shaff

Shoeman	Vance	Walter	Wiley
Stuart	Van Eaton	Wearin	Wilson
Turner	Walker	Weber	Wolf

Nays, none.

Absent or not voting, 2:

Long	Prentis

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

Senator Lynes asked and received unanimous consent that House File 601 be taken up at this time.

On motion of Senator Dykhouse, House File 601, a bill for an act to amend section one hundred ten point one (110.1), Code 1958, relating to resident fishing and hunting license fees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 48:

Brown	Frommelt	Moore	Shaff
Buck	Getting	Nolan	Shoeman
Butler	Gilmour	Nystrom	Stuart
Coleman	Gray	O'Malley	Turner
Cowden	Grimstead	Phelps	Vance
Curran	Hansen	Potter	Van Eaton
Dykhouse	Hill	Prentis	Walker
Elijah	Hoschek	Price	Walter
Elvers	Hoxie	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 2:

Long	Wilson

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 105, a bill for an act relating to the rules and regulations promulgated by the various state agencies, with report of committee recommending amendment in accordance with the following amendment filed by Senator Nolan and passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan offered the following amendment:

Amend Senate File 105 by striking all of lines 8 to 14 inclusive and inserting in lieu thereof the following:

"Whenever in the statutes any administrative agency is empowered to make rules and regulations such rules and regulations or amendments thereto hereinafter promulgated shall be operative but not final until the following procedure is followed:

"1. Such rules and regulations shall be reported to the general assembly within thirty days after the commencement of a regular session and shall become the permanent rules and regulations of such agency July 4th following the adjournment of such session, with such changes, if any, as may have been enacted at such session.".

Senator Nolan offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:

By inserting after the word "inclusive" in line 2 the following: ", section 1".

The amendment to the amendment was adopted.

Senator Nolan asked and received unanimous consent to withdraw the amendment filed by him and found on page 347 of the Senate Journal.

Senator Hill asked and received unanimous consent to withdraw the amendment filed by him and found on page 672 of the Senate Journal.

Senator Hill offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the quotation marks and second period (".") from line 12 and adding the following:

"All rules and regulations must be indexed at the time of promulgation to the line, sentence, section or paragraph of the law which contains the legislative intent expressed in the rule and regulation.".

The amendment to the amendment was adopted.

On motion of Senator Nolan, the amendment as amended was adopted.

Senator Prentis asked and received unanimous consent to withdraw the amendment filed by him and found on pages 436 and 437 of the Senate Journal.

Senator Prentis offered the following amendment and moved its adoption:

Amend Senate File 105 by striking section 4.

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, 43:

Buck	Getting	Phelps	Turner
Butler	Gilmour	Potter	Vance
Coleman	Gray	Prentis	Van Eaton
Cowden	Grimstead	Price	Walker
Curran	Hansen	Putney	Walter
Dykhouse	Hill	Rigler	Wearin
Elijah	Hoxie	Schroeder	Weber
Elvers	Lynes	Scott	Wiley
Eppers	Moore	Shaff	Wilson
Fisher	Nolan	Shoeman	Wolf
Flatt	Nystrom	Stuart	

Nays, 5:

Brown	Hoschek	Mincks	O'Malley
Frommelt			

Absent or not voting, 2:

Long	Lucken

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 459, a bill for an act to amend chapter one hundred forty-six (146), Code 1958, relating to basic science, compensation of members of the board of examiners, fixing fees for examination of applicants and fees charged in matters of reciprocity, 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, 48:

Brown	Frommelt	Nolan	Shoeman
Buck	Getting	Nvstrom	Stuart
Butler	Gilmour	O'Malley	Turner
Coleman	Gray	Phelps	Vance
Cowden	Grimstead	Potter	Van Eaton
Curran	Hansen	Prentis	Walker
Dykhouse	Hill	Price	Walter
Elijah	Hoschek	Putney	Wearin
Elvers	Hoxie	Rigler	Weber
Eppers	Lynes	Schroeder	Wiley
Fisher	Mincks	Scott	Wilson
Flatt	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

Long	Lucken

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 461, a bill for an act to provide that it shall be the policy of the state that the county school system shall be eliminated, was taken up and considered.

Senator Gilmour called up the following motion filed by him:

MOTION TO SUBSTITUTE

MR. PRESIDENT: I move to substitute the contents of House File 448 as printed for Senate File 461.

Senator Rigler asked and received unanimous consent that action on Senate File 461 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Price, Senate File 278, a bill for an act to authorize the Treasurer of State to issue memoranda of credit and refunds of excess payments of motor vehicle fuel tax to operators of motor vehicles, was taken up and considered.

Senator Price asked and received unanimous consent that House File 330 be substituted for Senate File 278.

On motion of Senator Price, House File 330, a bill for an act to authorize the Treasurer of State to issue memoranda of credit and refunds of excess payments of motor vehicle fuel tax to operators of motor vehicles, 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, 46:

Brown	Frommelt	Moore	Shaff
Buck	Getting	Nolan	Shoeman
Butler	Gilmour	O'Malley	Stuart
Coleman	Gray	Phelps	Turner
Cowden	Grimstead	Potter	Vance
Curran	Hansen	Prentis	Van Eaton
Dykhouse	Hill	Price	Walter
Elijah	Hoschek	Putney	Wearin
Elvers	Hoxie	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wolf
Flatt	Mincks		

Nays, none.

Absent or not voting, 4:

Long	Nystrom	Walker	Wilson

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 278 be withdrawn from further consideration of the Senate.

On motion of Senator Eppers, House File 300, a bill for an act relating to the boiler laws of the State of Iowa, was taken up and considered.

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, 47:

Brown	Frommelt	Nolan	Stuart
Buck	Getting	O'Malley	Turner
Butler	Gilmour	Phelps	Vance
Coleman	Gray	Potter	Van Eaton
Cowden	Grimstead	Prentis	Walker
Curran	Hansen	Price	Walter
Dykhouse	Hoschek	Putney	Wearin
Elijah	Hoxie	Rigler	Weber
Elvers	Lucken	Schroeder	Wiley
Eppers	Lynes	Scott	Wilson
Fisher	Mincks	Shaff	Wolf
Flatt	Moore	Shoeman	

Nays, none.

Absent or not voting, 3:

Hill	Long	Nystrom

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

Senator Eppers asked and received unanimous consent that Senate File 240 be withdrawn from further consideration of the Senate.

On motion of Senator Nolan, Senate File 467, a bill for an act to continue and make permanent the present motor vehicle fuel taxes after July 1, 1961, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan asked and received unanimous consent that House File 613 be substituted for Senate File 467.

On motion of Senator O'Malley, Senate File 384, a bill for an act to amend chapter four hundred three (403), Code 1958, relating to urban renewal, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley offered the following amendment and moved its adoption:

Amend Senate File 384 as follows:

Amend Section 2, line 8, by striking the words and figures "four hundred

three point twenty (403.20)" and inserting in lieu thereof the words and figures "three (3) of this Act".

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:

Brown	Frommelt	Nolan	Shoeman
Buck	Getting	Nystrom	Stuart
Butler	Gilmour	O'Malley	Turner
Coleman	Gray	Phelps	Vance
Cowden	Grimstead	Potter	Van Eaton
Curran	Hansen	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Lucken	Rigler	Weber
Eppers	Lynes	Schroeder	Wiley
Fisher	Mincks	Scott	Wilson
Flatt	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

Hill	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 Rigler, Senate File 470, a bill for an act permitting tuition students to attend school in districts which have an area vocational technical high school or program, was taken up and considered.

Senator Wearin offered the following amendment and moved its adoption:

Amend Senate File 470 by striking the quotation (") mark in line 11 of section 4, and by adding to said section the following paragraph:

" 'For any district which has an area vocational technical high school or program established and approved under the provisions of chapter two hundred fifty-eight (258), multiply one (1) dollar and fifty (50) cents by the number of full-time day students who have graduated from high school or who are beyond twenty-one (21) years of age and are tuition students. Multiply this product by the actual number of days that the school was officially in session, not to exceed one hundred eighty (180) days. A school district, in computing the tuition to charge such a student, shall deduct the amount of general aid received for such student from the regular tuition for such student.' ".

The amendment was adopted.

COMMITTEE FROM THE HOUSE

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

The Senate, in accordance with Senate Concurrent Resolution 8, proceeded to the House under the direction of the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and Senate Concurrent Resolution 8 duly adopted, the joint convention was called to order, President Mooty presiding.

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

Mensing of Cedar moved that a committee of five, consisting of two members from the Senate and three members from the House, be appointed to notify Governor Norman A. Erbe and Major General U. S. Grant III that the joint convention is ready to receive them.

Motion prevailed and the President appointed as such committee Senator Shaff of Clinton and Senator Hansen of Carroll, on the part of the Senate, and Representatives Mensing of Cedar, Lange of Sac, and Denman of Polk, on the part of the House.

President Mooty announced the appointment of Senator Joseph B. Flatt as a member of the Iowa Civil War Centennial Commission on the part of the Senate.

The Sergeant-at-Arms announced the arrival of Governor and Mrs. Norman A. Erbe, Major General U. S. Grant III and members of the Iowa Civil War Centennial Commission.

President Mooty requested the committee to escort Governor and Mrs. Norman A. Erbe, Major General U. S. Grant III and Senator Joseph B. Flatt to the Speaker's rostrum, and that the other distinguished guests come forward and be seated in the well of the House.

President Mooty presented to the joint convention the Honorable Joseph B. Flatt, chairman of the Iowa Civil War Centennial Commission, who introduced the following distinguished guests: Congressman Fred Schwengel, Iowa Member National Civil War Centennial Commission; Major General Fred C. Tandy; Brigadier General Frank Berlin; Colonel Harry D. Easton, U. S. Army; Colonel Rex F. Fryer, U. S. Air Force; Colonel Millard G. Gray, U. S. Army; Ray C. Stiles, Commander, Department of Iowa American Legion; Mrs. Deverre Harper, President, Iowa Department American Legion Auxiliary; Dale Clark, Commander, Iowa Department of AmVets; Vinton E. Jones, Commander, Sons of Union Veterans; Carl Betts, Executive Director of National Civil War Centennial Commission; and the following members of the Iowa Civil War Cen-

tennial Commission: Willard Archie, Fleming Fraker, Jr., Amy Noll, Ralph Evans, Senator Eugene M. Hill, Dr. William D. Houlette, Dr. William J. Petersen, Clyde H. Doolittle, Dr. James I. Robertson, Jr., advisors, and Mrs. Edith Wasson McElroy, executive secretary.

President Mooty presented to the joint convention Governor Norman A. Erbe who officially opened the Iowa Civil War Centennial with the following remarks:

The Civil War was the greatest test our country ever faced, built of the heroism and endurance that were drawn from men and women of both sections by devotion to principles valued more than life itself, and the loss, the gain, and the experience itself are a common national possession. More Iowans gave their lives to their country in that conflict than in both World Wars, the Korean War and the Spanish-American War combined, and more than 76,000 citizens of Iowa served in the Union forces during that conflict out of a population of 674,000, and 13,000 of them made the supreme sacrifice for their convictions.

The Honorable Joseph B. Flatt presented to the joint convention the distinguished National Chairman of the National Civil War Centennial Commission, Major General Ulysses S. Grant III, of Washington, D. C.

Major General Grant III addressed the joint convention on "The War Was Won in the West", and explained the strategy by which the Union forces held the Confederacy in the East while crumpling up the Confederates in campaigns along the Mississippi River and tributaries, extending eastward to the Atlantic Ocean.

Senator Flatt thanked General Grant in behalf of the members of the legislature and guests for appearing and addressing the joint convention.

The committee previously appointed came forward and escorted Governor and Mrs. Norman Erbe, Major General U. S. Grant III, and the Honorable Joseph B. Flatt from the House chamber.

Senator Lynes of Bremer moved that the joint convention be now dissolved.

The motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, President Mooty presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House Concurrent Resolution 12, a concurrent resolution requesting the President of the United States and the Governor to immediately declare Waterloo, Cedar Falls and Evansdale as disaster areas.

WILLIAM R. KENDRICK, *Chief Clerk.*

Senator Wolf asked and received unanimous consent to immediately take up for consideration House Concurrent Resolution 12.

HOUSE CONCURRENT RESOLUTION 12
By Messerly

Whereas, the recent floods have inflicted tremendous damage to several areas in Iowa, resulting also in great personal suffering, especially in the communities of Waterloo, Cedar Falls and Evansdale, and

Whereas, it is essential that efforts be put forth at once in order to enable the people to return to their homes and restore them to their economic pursuits in order to minimize the economic loss to this area, and to other areas of the state which have suffered similar damages, and

Whereas, individuals in this part of the state have also suffered great losses, thus creating a serious threat to the whole economic structure of the state, and

Whereas, the flooding of the Cedar River has created a vast health problem, now therefore

Be It Resolved by the House of Representatives of the State of Iowa, the Senate Concurring, that the General Assembly respectfully request the President of the United States and the Governor of this state to immediately declare these communities as disaster areas.

Be It Further Resolved, that a copy of this resolution be sent to the President of the United States and to the Governor of the State of Iowa.

On motion of Senator Wolf, the resolution was adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 85, 193, 222, 229, 456 and 458; also, House Files 158 and 601.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 85, 193, 222, 229, 456, and 458; also, House Files 158 and 601.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate Files 85, 193, 222, 229, 456 and 458.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 29, 1961, the Governor had approved the following bills:

Senate File 46, relating to mobile home parks.
Senate File 115, relating to bait dealer's licenses.
Senate File 146, relating to automation equipment for banks.
Senate File 162, relating to plats.
Senate File 227, relating to drainage and levee district trustees.
Senate File 263, relating to employment security and disqualification for voluntary quitting.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following bills assigned to committee:

S. F. 380	Appropriations (under Senate Rule 21)
H. F. 8	Agriculture
H. F. 272	Judiciary 1
H. F. 291	Schools and educational institutions
H. F. 403	Judiciary 1
H. F. 458	Transportation and highway safety
H. F. 579	Appropriations
H. F. 656	Judiciary 2
H. F. 8	Agriculture
S.J.R. 27	Appropriations (under Senate Rule 21)

REPORT OF COMMITTEE

Senator Buck submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred **Senate Joint Resolution 27**, a joint resolution to provide a committee for the study of the problem of mental retardation in Iowa and to make an appropriation therefor, 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

Amend Senate File 431 by adding a new section following section 1:

"Sec. 2. Section two hundred thirty-nine point two (239.2), Code 1958, is hereby amended by striking subsections one (1) and two (2) and inserting in lieu thereof the following:

'Is a resident of the State of Iowa, except that an

applicant who is receiving aid to dependent children from another state and has removed to Iowa shall be granted assistance only when he has resided in Iowa for a period equal to that required by such other state before it will grant assistance to an Iowa recipient who removes to such state.'"

HOWARD C. BUCK.

Amend House File 613 as follows:

1. By inserting the following after section 2:

"Sec. 3. Section three hundred twenty-four point sixty-three (324.63), Code 1958, is hereby amended by adding therto the following:

'(a) The net proceeds of one cent per gallon of the excise tax collected under the provisions of this chapter shall, for the period beginning July 1, 1961, and ending December 31, 1961, be credited by the treasurer of state to the primary road fund, to be used for construction of such primary roads as are presently surfaced with gravel or crushed rock only, on the basis of need as determined by the state highway commission.

'(b) The net proceeds of one cent per gallon of the excise tax collected under the provisions of this chapter shall, for the period beginning July 1, 1961, and ending December 31, 1961, be credited by the treasurer of state to the primary road fund for the purpose of widening and modernization of highways and bridges.'"

2. Further amend House File 613 by renumbering the succeeding section.

D. C. NOLAN.

On motion of Senator Lynes, and also in accordance with Senate Concurrent Resolution 11 duly adopted, the Senate adjourned until 10:30 a.m., Monday, April 3, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 3, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend H. Hughes Dill, Director of Church Extensions, North Iowa Conference, and pastor of the Methodist Church, Cedar Rapids, Iowa.

PETITIONS

By Senator Moore from thirty-three residents of Harrison County in opposition to the recommendation of the Iowa Highway Study Committee relating to the distribution of road use tax.

By Senator Prentis from twenty-four residents of Union County favoring legislation relating to billboard advertising on interstate highways.

By Senator Schroeder from thirty-two residents of Scott County favoring proposed legislation relating to the waiting period for marriages.

By Senator Shoeman from eighty-two residents of Shelby County in opposition to changing the distribution of road use tax funds.

By Senator Van Eaton from mayors and members of the town councils of Correctionville and Cushing favoring recommendation of Iowa Highway Study Committee relating to the distribution of road use tax.

PRESENTATION OF VISITORS

Senator Frommelt rose on a point of personal privilege and presented to the Senate Linda Mincks, daughter of Senator Mincks, and Maryan Clark, students from the Ottumwa High School who were present in the Senate chamber.

Senator Hill asked and received unanimous consent to present to the Senate sixty students, members of the fifth grade class of the Emerson Hough School of Newton, who were present in the balcony accompanied by their instructor, Myrna Johnston, and the principal, Jennie H. Miller.

RESOLUTION ASSIGNED TO COMMITTEE

President Mooty announced the following resolution assigned to committee:

S. R. 4 Appropriations (under Senate Rules 21 and 41)

UNFINISHED BUSINESS

On motion of Senator Rigler, the Senate resumed consideration of Senate File 470, a bill for an act permitting tuition students to attend school in districts which have an area vocational technical high school or program.

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:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gilmour	Nystrom	Turner
Coleman	Gray	O'Malley	Vance
Cowden	Grimstead	Phelps	Van Eaton
Curran	Hansen	Potter	Walker
Dykhouse	Hill	Price	Walter
Elijah	Hoschek	Putney	Wearin
Elvers	Hoxie	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

Long	Prentis

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 Moore, Senate File 215, a bill for an act amending section forty-nine point ten (49.10), Code 1958, relating to petitions for polling places, 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 215 as follows:

By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend subsection two (2), section forty-nine point ten (49.10), Code 1958, by adding thereto 'When the board of supervisors has fixed such a polling place it shall remain the polling place at all subsequent primary, general, and special elections, until such time as the county board of supervisors, upon its own motion, shall fix a polling place within said precinct'."

On motion of Senator Moore, 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, 49:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Lucken	Rigler	Weber
Eppers	Lynes	Schroeder	Wiley
Fisher	Mincks	Scott	Wilson
Flatt	Moore	Shaff	Wolf
Frommelt			

Nays, none.

Absent or not voting, 1:

Long

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

On motion of Senator Hoxie, Senate File 316, a bill for an act relating to consultants for the board of control of state institutions, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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, Senate File 265, a bill for an act to amend chapter two hundred fifty-two (252), Acts of the Fifty-eighth General Assembly, relating to election of county supervisors, 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 265 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Phelps, Senate File 333, a bill for an act to amend section three hundred thirty-two point three (332.3), Code 1958, relating to county insurance coverage, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Phelps asked and received unanimous consent that House File 415 be substituted for Senate File 333.

On motion of Senator Phelps, House File 415, a bill for an act to amend section three hundred thirty-two point three (332.3), Code 1958, relating to county insurance coverage, was taken up and considered.

Senator Phelps moved that the bill be read a third 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:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Phelps asked and received unanimous consent that Senate File 333 be withdrawn from further consideration of the Senate.

On motion of Senator Potter, Senate File 276, a bill for an act

relating to superior court judges, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Hoschek, Senate File 348, a bill for an act to amend section one hundred forty-seven point eighty (147.80), Code 1958, relating to the fee for renewal of license to practice chiropody, 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 House File 120 be substituted for Senate File 348.

On motion of Senator Hoschek, House File 120, a bill for an act to amend section one hundred forty-seven point eighty (147.80), Code 1958, relating to the fee for renewal of license to practice chiropody, was taken up and considered.

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, 50:

Brown	Curran	Fisher	Gray
Buck	Dykhouse	Flatt	Grimstead
Butler	Elijah	Frommelt	Hansen
Coleman	Elvers	Getting	Hill
Cowden	Eppers	Gilmour	Hoschek

Hoxie	O'Malley	Scott	Walker
Long	Phelps	Shaff	Walter
Lucken	Potter	Shoeman	Wearin
Lynes	Prentis	Stuart	Weber
Mincks	Price	Turner	Wiley
Moore	Putney	Vance	Wilson
Nolan	Rigler	Van Eaton	Wolf
Nystrom	Schroeder		

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 Hoschek asked and received unanimous consent that Senate File 348 be withdrawn from further consideration of the Senate.

On motion of Senator Weber, Senate File 349, a bill for an act to amend chapter four hundred fifty-five (455), Code 1958, relating to levee and drainage districts, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Groy	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Hoschek, Senate File 360, a bill for an act relating to levee and drainage districts and improvements on petition or by mutual agreement as provided in chapter four hundred fifty-five (455), Code 1958, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Stuart, Senate File 415, a bill for an act relating to the term of office of supreme and district court judges, 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:

Brown	Flatt	Moore	Stuart
Buck	Getting	O'Malley	Turner
Butler	Gilmour	Phelps	Van Eaton
Cowden	Gray	Prentis	Walker
Curran	Grimstead	Price	Walter
Dykhouse	Hill	Putney	Wearin
Elijah	Hoschek	Rigler	Weber
Elvers	Hoxie	Schroeder	Wiley
Eppers	Long	Shaff	Wilson
Fisher	Lynes	Shoeman	Wolf

Nays, 8:

Frommelt	Lucken	Nolan	Scott
Hansen	Mincks	Potter	Vance

Absent or not voting, 2:

Coleman	Nystrom

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, Senate File 449, a bill for an act relating to the annexation of adjoining land by certain sanitary sewer districts, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Buck, Senate File 264, a bill for an act to amend sections eighty-five point thirty-one (85.31) and eighty-five point forty-two (85.42), Code 1958, relating to workmen's compensation so as to clarify the definition of "stepparent," 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Wearin, Senate File 462, 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, was taken up and considered.

Senator Lynes asked and received unanimous consent that action on Senate File 462 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Potter, House File 73, a bill for an act relating to domesticated fur-bearing animals, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Hoschek, Senate File 477 a bill for an act to legalize and validate the proceedings of the city council of the city of Burlington, in Des Moines County, Iowa, authorizing and providing for the issuance, sale and delivery of parking revenue bonds of said city to refund outstanding bonds and defray the cost of acquiring additional off-street motor vehicle parking facilities in and for said city and the provisions made for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city, was taken up and considered.

On motion of Senator Wolf, Senate File 449, a bill for an act relating to the annexation of adjoining land by certain sanitary sewer districts, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Buck, Senate File 264, a bill for an act to amend sections eighty-five point thirty-one (85.31) and eighty-five point forty-two (85.42), Code 1958, relating to workmen's compensation so as to clarify the definition of "stepparent," 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Wearin, Senate File 462, 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, was taken up and considered.

Senator Lynes asked and received unanimous consent that action on Senate File 462 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Potter, House File 73, a bill for an act relating to domesticated fur-bearing animals, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore.		

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 Hoschek, Senate File 477 a bill for an act to legalize and validate the proceedings of the city council of the city of Burlington, in Des Moines County, Iowa, authorizing and providing for the issuance, sale and delivery of parking revenue bonds of said city to refund outstanding bonds and defray the cost of acquiring additional off-street motor vehicle parking facilities in and for said city and the provisions made for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city, was taken up and considered.

Senator 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Rigler, House File 67, a bill for an act to amend section five hundred twenty-four point eight (524.8), Code 1958, relating to bonds required for bank examiners, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Butler asked and received unanimous consent that Senate File 204 be withdrawn from further consideration of the Senate.

On motion of Senator Butler, House File 75, a bill for an act relating to bond of the deputy superintendent and other banking department employees and to repeal section five hundred twenty-four point nine (524.9), Code 1958, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Butler asked and received unanimous consent that Senate File 200 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 amended and passed the following bill in which the concurrence of the House was asked:

Senate File 103, a bill for an act to amend section one hundred seventy-six A point ten (176A.10), Code 1958, relating to county agricultural extension education tax.

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 amend chapter three hundred forty-seven (347), Code 1958, and chapter two hundred sixty-two (262) and chapter two hundred eighty-four (284), Acts of the 58th General Assembly, relating to county hospitals.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 149, a bill for an act to amend chapter thirty-seven (37), Code 1958, relating to memorial hospitals.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 327, a bill for an act to amend chapter three hundred eighty (380), Code 1958, relating to municipal hospitals.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 269, a bill for an act relating to the minimum age of marriage.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 676, a bill for an act to transfer funds from the old-age assistance fund of the social security department to the emergency relief fund of the social welfare department.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 103

Amend Senate File 103 as follows:

1. By adding thereto the following section:

Sec. 2. Chapter one hundred seventy-six A (176A), Code 1958, is amended by adding thereto the following section:

Any two or more extension districts may be consolidated to form a single extension district, by resolution duly adopted by the extension council of each such extension district. Upon adoption of such resolutions providing for such consolidation, the extension councils shall do all things which may be necessary or convenient to carry into effect such consolidation. The initial extension council for such new extension district shall consist of the members of the extension councils of the consolidated extension districts. The extension council of such new extension district shall promptly elect officers as provided in this chapter, and upon such election the terms of the officers of the extension councils of the consolidated extension districts shall terminate. The extension council of the new extension district shall select a name for such district and shall file the name, together with copies of the resolutions providing for such consolidation, with the recorder of each county affected thereby. The new extension district shall be regarded for all purposes as an extension district, the same as if such extension district consisted of a single county, and its extension council and officers thereof shall have all the powers and duties which now or hereafter may pertain to extension councils and officers thereof. All assets and liabilities of the consolidated extension districts shall become the assets and liabilities of the new extension district. The millage rate for the "county agricultural extension education fund" shall be the same in each county included in an extension district formed by consolidation. For the purposes of any law requiring extension districts to file any document with or certify any information to any county officer or board, an extension district formed by consolidation shall file or certify the same with or to the appropriate officer or board of each county included in the extension district. An extension district formed by consolidation may be dissolved and the original extension districts as they existed prior to such consolidation may be re-established, by resolution duly adopted by the extension council of such extension

district; and upon adoption of such resolution, the extension council shall do all things which may be necessary or convenient to carry into effect such dissolution and the re-establishment of the original extension districts.

2. Amend the title by striking all after the word "amend" in line one (1) and inserting in lieu thereof the following: "chapter one hundred seventy-six A (176A), Code 1958, relating to county agricultural extension districts, the education program thereof and the taxes levied therefor and the consolidation of extension districts."

HOUSE MESSAGES CONSIDERED

House File 269, a bill for an act relating to the minimum age of marriage.

Read first and second times and passed on file.

House File 676, a bill for an act to transfer funds from the old-age assistance fund of the social security department to the emergency relief fund of the social welfare department.

Read first and second times and passed on file.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

Senator Frommelt rose on a point of personal privilege and called to the attention of the members of the Senate Senate Resolution 4 filed by him and found on page 670 of the Senate Journal.

THIRD READING OF BILLS

On motion of Senator Schroeder, House File 90, a bill for an act relating to the time of election and term of school boards, 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, 50:

Brown	Eppers	Hill	Nystrom
Buck	Fisher	Hoschek	O'Malley
Butler	Flatt	Hoxie	Phelps
Coleman	Frommelt	Long	Potter
Cowden	Getting	Lucken	Prentis
Curran	Gilmour	Lynes	Price
Dykhouse	Gray	Mincks	Putney
Elijah	Grimstead	Moore	Rigler
Elvers	Hansen	Nolan	Schroeder

Scott	Turner	Walter	Wilson
Shaff	Vance	Wearin	Wolf
Shoeman	Van Eaton	Weber	
Stuart	Walker	Wiley	

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, House File 92, a bill for an act relating to the definition of a "state" in the employment security law, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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, House File 97, a bill for an act relating to a reference to a repealed section in the school reorganization law, 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, 50:

Brown	Butler	Cowden	Dykhouse
Buck	Coleman	Curran	Elijah

Elvers	Hoschek	Potter	Vance
Eppers	Hoxie	Prentis	Van Eaton
Fisher	Long	Price	Walker
Flatt	Lucken	Putney	Walter
Frommelt	Lynes	Rigler	Wearin
Getting	Mincks	Schroeder	Weber
Gilmour	Moore	Scott	Wiley
Gray	Nolan	Shaff	Wilson
Grimstead	Nystrom	Shoeman	Wolf
Hansen	O'Malley	Stuart	
Hill	Phelps	Turner	

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, House File 241, a bill for an act relating to the terms of office of bridge commissioners, 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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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.

HOUSE AMENDMENT CONSIDERED

Senator Wiley called up for consideration Senate File 97, a bill for an act relating to mailing of absent voters' applications and ballots, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 97 by adding a new section as follows:

Sec. 2. Section fifty-three point ten (53.10), Code 1958, is hereby amended by adding after the word "by" in line three (3) the following words "card or".

The Senate concurred in the House amendment.

Senator Wiley 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:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Nolan, House File 613, a bill for an act to continue and make permanent the present motor vehicle fuel taxes after July 1, 1961, was taken up for further consideration.

Senator Nolan offered the following amendment:

Amend House File 613 as follows:

1. By inserting the following after section 2:

"Sec. 3. Section three hundred twenty-four point sixty-three (324.63), Code 1958, is hereby amended by adding thereto the following:

'(a) The net proceeds of one cent per gallon of the excise tax collected under the provisions of this chapter shall, for the period beginning July 1, 1961, and ending December 31, 1961, be credited by the treasurer of state to the primary road fund, to be used for construction of such primary roads as are presently surfaced with gravel or crushed rock only, on the basis of need as determined by the state highway commission.

'(b) The net proceeds of one cent per gallon of the excise tax collected under the provisions of this chapter shall, for the period beginning July 1, 1961, and ending December 31, 1961, be credited by the treasurer of state

to the primary road fund for the purpose of widening and modernization of highways and bridges.' "

2. Further amend House File 613 by renumbering the succeeding section.

Senator Nolan offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from lines 3 and 4 the words and figures "three hundred twenty-four point sixty-three (324.63)" and inserting in lieu thereof the words and figures "three hundred twenty-four point seventy-eight (324.78)".

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, 50:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 Nolan asked and received unanimous consent that Senate File 467 be withdrawn from further consideration of the Senate.

On motion of Senator Rigler, Senate File 461, a bill for an act to provide that it shall be the policy of the state that the county school system shall be eliminated, was taken up for further consideration.

COMMUNICATION

The following communication was received from the office of the State Comptroller:

CLAIMS FOR THE FIFTY-NINTH GENERAL ASSEMBLY

No.	Name of Claimant and Nature of Claim	Amount of Claim
374-59	Town of Barnes City, Barnes City, Iowa—Sales and use tax refund	$ 94.41
H-70-59	Marvin D. Messer, 330 Grant St., Bettendorf, Iowa—Loss of onion crop	1,594.92

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 128 and Senate Joint Resolution 31.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 128 and Senate Joint Resolution 31.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 3rd day of April, 1961, sent to the Governor for his approval: Senate File 128 and Senate Joint Resolution 31.

HARRY L. COWDEN, *Chairman.*

Passed on file.

APPOINTMENT OF EMPLOYEE

Senator Putney announced the appointment of Elmer E. Pennington of Polk County as an Assistant Doorkeeper on a tenporary basis effective April 3, 1961.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following bills assigned to committee:

H. F. 187 Judiciary 2
H. F. 269 Judiciary 1
H. F. 339 Tax revision
H. F. 676 Appropriations

REPORTS OF COMMITTEE

Senator Schroeder submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 216**, a bill for an act relating to the definition of fireworks, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 628**, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Glidden-Ralston Community School District, in the counties of Carroll and Greene, 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.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 629**, a bill for an act to legalize and validate the proceedings of the board of directors of the Glidden-Ralston Community School District, in the counties of Carroll and Greene, 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.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 656**, a bill for an act to legalize and validate the special election of Lake Township School District, Pottawattamie County, held on June 8, 1960, for issuance of $49,000 of school bonds, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK SCHROEDER, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 133 as follows:

1. Amend section 31, subsection 3, lines 22 and 23, by striking the following: "and nonmember patrons if the association's articles so provide,".

2. Amend section 33, subsection 7, line 19, by striking the following: "and nonmember patrons if the articles so provide,".

LEROY GETTING.

Amend Senate File 385 as follows:

1. Strike from section 5, subsection 1, line 5, the word and figure "seventeen (17)" and insert in lieu thereof "twenty (20)".

2. Strike from section 5, subsection 2, line 8, the word and figure "seventeen (17)" and insert in lieu thereof "twenty (20)".

3. Strike from section 6, line 4, the word and figure "seventeen (17)" and insert in lieu thereof "twenty (20)".

4. Strike from section 12, subsection 1, lines 4 and 5, the word and figure "seventeen (17)" and insert in lieu thereof twenty (20)".

5. Strike from section 13, line 5, the word and figure "seventeen (17)" and insert in lieu thereof "twenty (20)".

JACK SCHROEDER.

Amend Senate File 385 as follows:

1. Strike from section 3, subsection 2, lines 18 and 19 the words and figure "sixteen million five hundred thousand (16,500,000)" and insert in lieu thereof "twenty-one million (21,000,000)".

2. Strike from section 3, subsection 3, lines 22 and 23 the words and figure "twenty million (20,000,000)" and insert in lieu thereof "fifteen million five hundred thousand (15,500,000)".

3. Strike from section 11, lines 7 and 8, the words and figure "twenty million (20,000,000)" and insert in lieu thereof "fifteen million five hundred thousand (15,500,000)".

JACK SCHROEDER.

Amend Senate File 385 as follows:

1. By striking from section 14, line 5, the word and figure "three (3)" and inserting in lieu thereof "five (5)".

2. By striking from section 14, lines 11 and 12 the word and figure "three (3)" and inserting in lieu thereof "five (5)".

JACK SCHROEDER.

Amend Senate File 362 as follows:

1. Strike from line 4 the words "in the possession of an Iowa bank or trust company" and insert in lieu thereof "held".

2. Strike from the title the words "in the possession of an Iowa bank or trust company" and insert in lieu thereof "held".

JACK SCHROEDER.

Amend the amendment by the committee on schools and educational institutions to Senate File 441 filed March 28, 1961, as follows:

By inserting after the word "area" in line 3 "in which a high school has been operated at any time since January 1, 1957."

MELVIN H. WOLF.

Amend Senate File 466 as follows:

1. Amend Senate File 466 by striking from section 2 all of lines 5 to 30 inclusive, and inserting in lieu thereof

the following:

"1. To the primary road fund, fifty percent.

2. To the secondary road fund of the counties, thirty-five percent.

3. To the farm-to-market road fund, twenty-five percent of the thirty-five percent allocation to the secondary road fund of the counties.

4. To the street construction fund of the cities and towns, fifteen percent."

RICHARD C. TURNER.
C. S. VAN EATON.
GEORGE E. O'MALLEY.
CLIFFORD NYSTROM.
CHARLES EPPERS.
JAKE B. MINCKS.
DAVID O. SHAFF.
JACK SCHROEDER.
MELVIN H. WOLF.
ANDREW G. FROMMELT.
LEIGH R. CURRAN.

Amend Senate File 462 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. "Amend section two hundred sixty-two point fourteen (262.14), Code 1958, by inserting after the word 'securities' in line four (4) of sub-section four (4) the following: 'such as are authorized for insurance companies in section five hundred eleven point eight (511.8), Code 1958, or as' ".

W. C. STUART.
ROBERT R. RIGLER.
CHARLES S. VAN EATON.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 4, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Alvin Goldhorn, pastor of the Memorial Presbyterian Church, Cherokee, Iowa.

PETITIONS

By Senator Buck, from twenty-one residents of Marshall County favoring proposed legislation relating to Iowa public employees retirement system.

By Senator Cowden, from twenty-seven residents of Guthrie County favoring proposed liquor legislation.

By Senators Hoxie and Turner, from one thousand one hundred twenty-four residents of Pottawattamie County, one thousand ninety-one urging the retention of Carter Lake in the State of Iowa, and thirty-three opposing.

PRESENTATION OF VISITORS

Senator Mincks rose on a point of personal privilege and presented to the Senate the Honorable Elmer K. Bekman, former member of the Senate from Wapello County who was present in the Senate Chamber.

Senator O'Malley asked and received unanimous consent to present to the Senate fifteen students from the Southview Christian School, members of the fifth, sixth and seventh grade classes, who were present in the Senate chamber accompanied by their instructor, Ada L. Ibson.

Senator Price asked and received unanimous consent to present to the Senate thirteen students from the Washington Rural School who were present in the balcony accompanied by their instructor, Mrs. Dwight Harvey.

THIRD READING OF BILLS

On motion of Senator Rigler, the Senate resumed consideration of Senate File 461, a bill for an act to provide that it shall be the policy of the state that the county school system shall be eliminated.

Senator Gilmour again called up the following motion filed by him:

MOTION TO SUBSTITUTE

MR. PRESIDENT: I move to substitute the contents of House File 443 as printed for Senate File 461.

Senator Elijah moved that Senate File 461 be re-referred to the committee on schools and educational institutions.

Senator Walker moved the previous question on the motion to re-refer, which motion prevailed.

Roll call was requested.

On the question "Shall Senate File 461 be re-referred to the committee?" the vote was:

Ayes, 20:

Brown	Elijah	Gray	O'Malley
Buck	Elvers	Hansen	Potter
Butler	Eppers	Hoschek	Walter
Coleman	Frommelt	Mincks	Wearin
Curran	Gilmour	Moore	Wolf

Nays, 30:

Cowden	Long	Putney	Turner
Dykhouse	Lucken	Rigler	Vance
Fisher	Lynes	Schroeder	Van Eaton
Flatt	Nolan	Scott	Walker
Getting	Nystrom	Shaff	Weber
Grimstead	Phelps	Shoeman	Wiley
Hill	Prentis	Stuart	Wilson
Hoxie	Price		

Absent or not voting, none.

The motion to re-refer was lost.

Senator Putney moved the previous question on the motion to substitute and the main bill, which motion prevailed.

On the motion by Senator Gilmour to substitute the contents of House File 443 as printed for Senate File 461, roll call was requested.

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

Rule 8 was invoked.

Ayes, 19:

Brown	Frommelt	Moore	Shoeman
Butler	Gilmour	O'Malley	Walter
Coleman	Hansen	Potter	Wearin
Elijah	Hoschek	Schroeder	Wolf
Eppers	Mincks	Shaff	

Nays, 31:

Buck	Gray	Nystrom	Turner
Cowden	Grimstead	Phelps	Vance
Curran	Hill	Prentis	Van Eaton
Dykhouse	Hoxie	Price	Walker
Elvers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Scott	Wilson
Getting	Nolan	Stuart	

Absent or not voting, none.

The motion to substitute was lost.

Senator Rigler offered the following amendment:

Amend Senate File 461 by adding at the end thereof the following:

"Nothing contained herein shall be construed to discourage special education programs, classes or services in any county. Community, independent and consolidated districts are encouraged to provide by joint action of their boards any of the above programs, classes or services."

Senator Nolan offered the following amendment to the amendment and moved its adoption:

Amend the amendment by inserting the following after the word "encouraged" in line 6 "and are hereby authorized".

The amendment to the amendment was adopted.

On motion of Senator Rigler, the amendment as amended was adopted.

Senator Elijah offered the following amendment, filed by Senators Elijah, O'Malley, Phelps and Moore, and moved its adoption:

Amend Senate File 461 as follows:

1. By striking from line 2, section 1, the number "1962" and inserting in lieu thereof the number "1963".

2. By inserting in line 7, section 1, after the word "year" the words ", providing that the state board of public instruction concurs after studying the impact of such action in the county involved,".

The amendment was lost.

Senator Potter offered the following amendment and moved its adoption:

Amend Senate File 461 by adding after the word "year" in line 7 thereof the following: "provided that all districts in such counties be a part of a unit performing functions assigned, by law, to intermediate administrative boards".

The amendment was lost.

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:

Rule 8 was invoked.

Ayes, 27:

Dykhouse	Hill	Price	Vance
Elvers	Hoxie	Putney	Van Eaton
Fisher	Long	Rigler	Walker
Flatt	Lucken	Schroeder	Weber
Frommelt	Lynes	Scott	Wiley
Getting	Nystrom	Stuart	Wilson
Grimstead	Prentis	Turner	

Nays, 22:

Brown	Eppers	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	O'Malley	Walter
Coleman	Hansen	Phelps	Wearin
Cowden	Hoschek	Potter	Wolf
Curran	Mincks		

Absent or not voting, 1:
Elijah

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 9, a bill for an act relating to restricted drugs and medicines.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 144, a bill for an act relating to moneys and credits tax.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 221, a bill for an act to amend section one hundred ten point one (110.1), Code 1958, eliminating the restriction of issuance of hunting and fishing licenses to certain nonresidents.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 292, a bill for an act relating to common trust funds and to make uniform the law with reference thereto.

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 providing for supplemental returns and listings by owners of property subject to taxation in this state, and providing for the manner of use of such supplemental returns by assessors in the preparation of assessment rolls.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 294, a bill for an act relating to criminal indictments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 322, a bill for an act relating to the transportation of game birds.

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 privileges and benefits of members of the Iowa public employees retirement system after termination of employment.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 602, a bill for an act to amend section three hundred sixty-three point seven (363.7), Code 1958, so that city and town wards may be made equal in population.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 617, a bill for an act to legalize and validate the proceedings of the board of directors of the Blakesburg Community School District, in the counties of Wapello, Monroe and Davis, 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.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 264, a bill for an act providing for supplemental returns and listings by owners of property subject to taxation in this state, and providing for the manner of use of such supplemental returns by assessors in the preparation of assessment rolls.

Read first and second times and passed on file.

House File 294, a bill for an act to amend chapter seven hundred ninety-five (795), Code 1958, relating to criminal indictments.

Read first and second times and passed on file.

House File 322, a bill for an act relating to the transportation of game birds.

Read first and second times and passed on file.

House File 371, a bill for an act to amend section ninety-seven B point fifty-three (97B.53), Code 1958, relating to privileges and benefits of members of the Iowa public employees retirement system after termination of employment.

Read first and second times and passed on file.

House File 602, a bill for an act to amend section three hundred sixty-three point seven (363.7), Code 1958, so that city and town wards may be made equal in population.

Read first and second times and passed on file.

House File 617, a bill for an act to legalize and validate the proceedings of the board of directors of the Blakesburg Community School District, in the Counties of Wapello, Monroe and Davis, 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.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty 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 165, a bill for an act relating to the salaries of judges of municipal courts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 133, a bill for an act relating to liquor permit fees.

Also: 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 to exempt county homes from nursing-home licensing.

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 the duties of justices of the peace.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 486, a bill for an act relating to the power of cities and counties to jointly undertake the erection of government buildings and to lease a portion thereof to the general public and to finance such undertaking by the issuance of revenue bonds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 519, a bill for an act relating to the enforcement of collections for the support and treatment charges for the mentally ill and mentally retarded.

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 the selection of members of election boards.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 165

Amend Senate File 165 as follows:

1. By adding the following new section thereto:

Sec. 2. Section six hundred three point forty-three (603.43), Code 1958,

is hereby amended by striking from line three (3) the words "five thousand dollars per annum, and", and inserting in lieu thereof the following:

"sixty (60) per cent of the maximum salary set by statute for judges of the district courts, and shall be".

2. Amend the title by adding after the word "municipal" in line two (2) the words "and superior".

HOUSE MESSAGES CONSIDERED

House File 133, a bill for an act relating to liquor permit fees.

Read first and second times and passed on file.

House File 397, a bill for an act to exempt county homes from nursing-home licensing.

Read first and second times and passed on file.

House File 440, a bill for an act relating to the duties of justices of the peace.

Read first and second times and passed on file.

House File 486, a bill for an act relating to the power of cities and counties to jointly undertake the erection of government buildings and to lease a portion thereof to the general public and to finance such undertaking by the issuance of revenue bonds.

Read first and second times and passed on file.

House File 519, a bill for an act relating to the enforcement of collections for the support and treatment charges for the mentally ill and mentally retarded.

Read first and second times and passed on file.

House File 596, a bill for an act relating to the selection of members of election boards.

Read first and second times and passed on file.

On motion of Senator Lynes, the Senate stood at ease until the fall of the gavel.

The Senate reconvened, President Mooty presiding.

SENATE CONCURRENT RESOLUTION 21

By Putney, Lucken, Scott, Getting, Wearin, Hill

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."

SENATE CONCURRENT RESOLUTION 22

By Lucken, Chairman, Committee on Printing

Whereas, the Senate committee on printing has had under consideration the study on legislative printing by the legislative research bureau, and the recommendations of the office of the Secretary of the Senate and the office of the Chief Clerk of the House of Representatives, relative to suggested improvements in the legislative journals;

Now, Therefore, Be It Resolved by the Senate, the House Concurring, That the following changes be adopted and placed in operation by the Secretary of the Senate and the Chief Clerk of the House of Representatives as rapidly as the actual operation justifies:

1. That the "corrected" journal be eliminated. Corrections to the proof journal to be printed in a special section of the clip sheet. The final "corrected" journal to use the clip sheet corrections.

2. That amendments appear in the journal only at the time they are considered during House or Senate action. Amendments as filed are to be completely printed in the clip sheet. Notation of original filing to be made in the journal by caption only.

3. That long committee reports of a general nature should be printed in only one journal, with appropriate cross reference in the opposite journal.

4. That committee reports on bills, as now printed in the journal, be condensed.

5. That concurrent and Senate or House resolutions be printed in the journal only at the time they are introduced. Action on a resolution shall be shown with a reference to the page of the journal as originally printed.

6. That messages from the House or Senate be printed in the journal in condensed form, listing numbers of bills with the action described as briefly as possible. Titles will be read but will not be entered in the journal.

7. That the identifying number of each bill and each resolution, when first considered, or following a break in the order of business, be set in bold face type.

MOTIONS TO RECONSIDER

I move the vote by which Senate File 461 passed the Senate be reconsidered.

ROBERT R. RIGLER.

MR. PRESIDENT: I move to reconsider the vote by which Senate File 461 passed the Senate.

ANDREW G. FROMMELT.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 97, 148, 149 and 327; also, House Files 67, 73, 75, 120, 300, 330 and 415.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 97, 148, 149 and 327; also, House Files 67, 73, 75, 120, 300, 330 and 415.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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 April, 1961, sent to the Governor for his approval: Senate Files 97, 148, 149 and 327.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 30, 1961, the Governor had approved the following bills:

Senate File 85, relating to the jurisdiction of the municipal court.
Senate File 193, relating to liens for inheritance tax.
Senate File 222, relating to expenses of the inaugural ceremonies.
Senate File 229, relating to investment of funds by savings banks.
Senate File 357, relating to joint use of municipal sewers.
Senate File 456, relating to sewer revenue bonds of the town of Buffalo, in Scott County, Iowa.
Senate File 458, relating to the proceedings of the town council of Buffalo, in Scott County, Iowa.

PROOF OF PUBLICATION

Published copy of House File 617 and verified proof of publication of said bill in The Blakesburg Excelsior on March 2, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of Senate.

REPORTS OF COMMITTEES

Senator Weber submitted the following report:

MR. PRESIDENT: Your committee on industrial relations to which was referred **Senate File 107**, a bill for an act to amend chapter eighty-eight (88), Code 1958, relating to sanitary provisions pertaining to railroad em-

ployees, 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 industrial relations to which was referred **Senate File 350**, a bill for an act to change the name of the Bureau of Labor to the Department of Labor and Industrial Safety, 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 Shaff submitted the following report:

MR. PRESIDENT: Your committee on insurance to which was referred **Senate File 280**, a bill for an act relating to the amount of group credit life insurance on any debtor, 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 Long on March 7, 1961, and found on page 437 of the Senate Journal, and when so amended the bill do pass.**

DAVID O. SHAFF, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on insurance to which was referred **House File 265**, a bill for an act relating to life insurance policies, 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 Van Eaton submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 394**, a bill for an act relating to the power of cities and counties to jointly undertake the erection of government buildings and to lease a portion thereof to the general public and to finance each undertaking by the issuance of revenue bonds, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 402**, a bill for an act to amend section one hundred thirty-five D point nine (135D.9), Code 1958, relating to fees on mobile homes, begs leave to report it has had the same under consideration and recommends the same **do pass.**

C. S. VAN EATON, *Chairman.*

Ordered passed on file.

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred

Senate Joint Resolution 32, a joint resolution to appropriate from the state road use tax fund an amount necessary to print the report of the Iowa Highway Study Committee, 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 appropriations to which was referred **Senate File 14**, a bill for an act to provide for optional audit of the state highway commission by certified public accountants, 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 appropriations to which was referred **Senate File 297**, a bill for an act relating to payment of tuition to local school boards by the state board of regents at certain institutions under control of said board, 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 appropriations to which was referred **Senate File 414**, a bill for an act to make appropriations to the members of the Iowa-Nebraska boundary study committee, 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 appropriations to which was referred **House File 657**, a bill for an act to make appropriations to members of the legislative research committee and legislative advisory committees, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend section 2 of Senate File 466 by striking everything after line 4 of said section and inserting in lieu thereof the following:

1. To the primary road fund, forty-eight percent.
2. To the secondary road fund of the counties, forty percent.
3. To the farm-to-market road fund, twenty-five percent of the forty percent allocation to the secondary road fund of the counties.

4. To the street construction fund of the cities and towns, twelve percent.

X. T. PRENTIS.
LEROY GETTING.
DEWEY PHELPS.
EARL ELIJAH.
J. KENDALL LYNES.
J. N. WILSON.
GEO. L. SCOTT.
HARRY L. COWDEN.
JOHN D. SHOEMAN.
FRANK HOXIE.
JACOB GRIMSTEAD.
C. M. VANCE.
GUY G. BUTLER.
J. LOUIS FISHER.
HOWARD C. BUCK.
R. G. MOORE.
J. HENRY LUCKEN.
PETER F. HANSEN.
ADOLPH ELVERS.
CARROLL PRICE.
LAWRENCE PUTNEY.
IRVING D. LONG.
ORVAL C. WALTER.
LYNN POTTER.
JOSEPH B. FLATT.

Amend Senate File 466 as follows:

1. By striking lines 2 and 3 of section 3 and inserting in lieu thereof the following:

"Code 1958, is hereby amended by striking subsection one (1) and inserting in lieu thereof the following:".

2. Further amend section 3 by striking lines 20 through 54 inclusive, and by inserting quotation marks (") at the end of line 19 of section 3.

DAVID O. SHAFF.

Amend Senate File 466 as follows:

1. By inserting after section 11 the following new sections:

"Sec. 12. Section three hundred nine point seven (309.7), Code 1958, is hereby amended in subsection two (2) by striking the remainder of the subsection after the word 'towns' in line four (4) and inserting in lieu thereof a period (.).

"Sec. 13. Section three hundred ten point nine (310.9), Code 1958, is hereby amended by striking the remainder of the section after the word 'required.' in line six (6)."

2. By renumbering the remaining sections.

D. C. NOLAN.

Amend the Turner, Van Eaton, et al., amendment to Senate File 466, filed on April 3, 1961, and found on pages 708 and 709 of the Senate Journal, as follows:

1. By striking the word "fifty" in line 5 and inserting in

lieu thereof "fifty-five".

2. By striking the word "thirty-five" in line 7 and inserting in lieu thereof "thirty".

3. By striking the word "thirty-five" in line 9 and inserting in lieu thereof "thirty".

C. EDWIN GILMOUR.

Amend the Nolan amendment to Senate File 403 filed March 22, 1961, by striking all of lines 135 to 149 inclusive and insert in lieu thereof the following:

"The issue and sale of any such bonds shall constitute an irrevocable contract between the State of Iowa and the holder or holders of any such bonds that the fees and taxes pledged for the payment thereof, so long as any of said bonds remain outstanding and unpaid, shall be levied, maintained and collected at such rates, and at such proportions as between the various fees and taxes required to be paid into the Road Use Tax Fund as defined in section three hundred twelve point one (312.1), Code 1958, as to assure that the percentage of such revenues required by this Act to be paid into the Highway Construction Fund shall each year be at least equal to two (2) times the maximum amount of principal and interest falling due in any one year on such outstanding bonds.".

D. C. NOLAN.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 5, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend R. J. Ongna, pastor of the Ebenezer Reformed Church, Leighton, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:
Senator Wolf for the day on request of Senator Dykhouse.

PETITION

By Senator Schroeder, from eighty-three residents of Scott County in opposition to proposed legislation increasing the tax on mobile homes.

PRESENTATION OF VISITORS

Senator Curran rose on a point of personal privilege and presented to the Senate the Honorable Herman M. Knudson, a former member of the Senate from Cerro Gordo County who was present in the Senate chamber.

Senator Frommelt rose on a point of personal privilege and presented to the Senate the Honorable Robert L. Oeth a former member of the House of Representatives from Dubuque County who was present in the Senate chamber.

Senator Walker asked and received unanimous consent to present to the Senate thirty-one students from the Williams High School who were present in the balcony accompanied by their instructors, Helen Stauffer and Kenneth E. Sutton.

Senator Shaff asked and received unanimous consent to present to the Senate twenty-seven students from the Elvira Consolidated School who were present in the balcony accompanied by their superintendent, M. V. Kauzlarich, and their instructor, Aurelia Wick.

Senator Wilson asked and received unanimous consent to present to the Senate twenty-four students from the Centerville Howar High School who were present in the balcony accompanied by their instructor, Celia Starcherich, and their principal, Dwight Pogemiller.

Senator Dykhouse on behalf of Senator Wolf asked and received

unanimous consent to present to the Senate sixty students from the Hudson Community School who were present in the balcony accompanied by their instructors, Everett Oliphant, James Deyo and Leonard Roberts.

ANNOUNCEMENT

Senator Lynes asked and received unanimous consent that the President of the Senate give his interpretation of the intent behind the rule granting the "Point of Personal Privilege."

President Mooty said:

It is the opinion of the Chair that the use of the "Point of Personal Privilege" has been extended beyond its ordinary concept and cannot be used as a vehicle for debating or discussing legislation not pending before the Senate. It is the intention of the Chair to limit speaking time in the future on a point of personal privilege to three (3) minutes.

INTRODUCTION OF BILLS

Senate File 489, by committee on public health, a bill for an act relating to supplemental aid to recipients of old-age assistance.

Read first and second times and placed on the calendar.

Senate File 490, by committee on cities and towns, a bill for an act authorizing the incurring of indebtedness and issuances of bonds by cities for the purpose of acquiring sites for and constructing parking lots in conjunction with hospitals.

Read first and second times and placed on the calendar.

Senate File 491, by committee on agriculture, a bill for an act to increase the license fees paid by bonded warehousemen.

Read first and second times and placed on the calendar.

HOUSE AMENDMENTS CONSIDERED

Senator Coleman called up for consideration Senate File 103, a bill for an act to amend section one hundred seventy-six A point ten (176A.10), Code 1958, relating to county agricultural extension education tax, was taken up for further consideration, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 103 as follows:

1. By adding thereto the following section:

Sec. 2. Chapter one hundred seventy-six A (176A), Code 1958, is amended by adding thereto the following section:

Any two or more extension districts may be consolidated to form a single extension district, by resolution duly adopted by the extension council of each such extension district. Upon adoption of such resolutions providing

for such consolidation, the extension councils shall do all things which may be necessary or convenient to carry into effect such consolidation. The initial extension council for such new extension district shall consist of the members of the extension councils of the consolidated extension districts. The extension council of such new extension district shall promptly elect officers as provided in this chapter, and upon such election the terms of the officers of the extension councils of the consolidated extension districts shall terminate. The extension council of the new extension district shall select a name for such district and shall file the name, together with copies of the resolutions providing for such consolidation, with the recorder of each county affected thereby. The new extension district shall be regarded for all purposes as an extension district, the same as if such extension district consisted of a single county, and its extension council and officers thereof shall have all the powers and duties which now or hereafter may pertain to extension councils and officers thereof. All assets and liabilities of the consolidated extension districts shall become the assets and liabilities of the new extension district. The millage rate for the "county agricultural extension education fund" shall be the same in each county included in an extension district formed by consolidation. For the purposes of any law requiring extension districts to file any document with or certify any information to any county officer or board, an extension district formed by consolidation shall file or certify the same with or to the appropriate officer or board of each county included in the extension district. An extension district formed by consolidation may be dissolved and the original extension districts as they existed prior to such consolidation may be re-established, by resolution duly adopted by the extension council of such extension district; and upon adoption of such resolution, the extension council shall do all things which may be necessary or convenient to carry into effect such dissolution and the re-establishment of the original extension districts.

2. Amend the title by striking all after the word "amend" in line one (1) and inserting in lieu thereof the following: "chapter one hundred seventy-six A (176A), Code 1958, relating to county agricultural extension districts, the education program thereof and the taxes levied therefor and the consolidation of extension districts."

The Senate concurred in the House amendments.

Senator Coleman moved that the bill, as amended by the House and concurred in by the Senate, be read a third time now, which motion prevailed, and the bill was read a third time.

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

Ayes, 40:

Brown	Fisher	Lynes	Shoeman
Buck	Flatt	Mincks	Stuart
Butler	Frommelt	Nolan	Turner
Coleman	Getting	O'Malley	Vance
Cowden	Gilmour	Phelps	Van Eaton
Curran	Gray	Potter	Walker
Dykhouse	Hansen	Price	Walter
Elijah	Hoschek	Rigler	Wearin
Elvers	Hoxie	Schroeder	Weber
Epper	Long	Shaff	Wiley

Nays, 5:

Lucken	Putney	Scott	Wilson
Prentis			

Absent or not voting, 5:

Grimstead	Moore	Nystrom	Wolf
Hill			

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 462, 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, was taken up for further consideration.

Senator Stuart offered the following amendment, filed by Senators Stuart, Rigler and Van Eaton, and moved its adoption:

Amend Senate File 462 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. "Amend section two hundred sixty-two point fourteen (262.14), Code 1958, by inserting after the word 'securities' in line four (4) of sub-section four (4) the following: 'such as are authorized for insurance companies in section five hundred eleven point eight (511.8), Code 1958, or as' ".

The amendment was adopted.

Senator Wearin moved that the bill be read a third 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:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shaff
Coleman	Gilmour	Nystrom	Shoeman
Cowden	Gray	O'Malley	Stuart
Curran	Grimstead	Phelps	Turner
Dykhouse	Hansen	Potter	Vance
Elijah	Hoschek	Prentis	Van Eaton
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wilson

Nays, 2:

Butler	Hill

Absent or not voting, 4:

Nolan	Walker	Wiley	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 Schroeder, Senate File 265, a bill for an act to amend chapter two hundred fifty-two (252), Acts of the Fifty-eighth General Assembly, relating to election of county supervisors, 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, 49:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt			

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.

STATEMENT BY SENATOR SCOTT

MR. PRESIDENT, MEMBERS OF THE SENATE:

I was more than startled yesterday afternoon in our appropriation meeting when a good friend of mine made a statement regarding school reorganization. This Senator, I feel, is one of the outstanding members of the Senate. He is a man for whom I have had great admiration and full confidence in any remarks he has made.

This statement was in regard to the Curtis Riehm amendment to the school reorganization bill, which stated in effect that no school district would be forced to join a High School District by 1961 unless Ag Land Tax credit had been paid in full for at least one calendar year. (This can be found in chapter 128, Acts of the Fifty-seventh General Assembly.)

He stated "We never intended to fulfill this promise. It was just thrown out for bait to further the cause of reorganization".

MR. PRESIDENT, MEMBERS OF THE SENATE:

I presume the Senator was speaking for the minority party, as I know he was not speaking for me, and I do not think for any of my party. The press was barred from this meeting, not by my request. I hesitate to release these facts. But what are the people over the state going to think of the Iowa Senate when such statements are made?

In Fayette County I believe the rapid progress of reorganization was due solely to this promise made and I feel that it pertains pretty much to

the State of Iowa as a whole. Are we going to let the taxpayers down on these promises? I hope not.

I realize we are in a very difficult position in regard to revenue to take care of these promises. But let's try every means possible to find revenue which will make it possible to do in part this pledge which was made to the people of Iowa. I am not concerned wholly with Ag Land Tax credit, but I feel that all taxpayers, both rural and urban, should be given all relief possible from the present high taxation.

MESSAGES FROM 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 20, a bill for an act to amend chapter two hundred ninety-five (295), Acts of the Fifty-eighth General Assembly, relative to state income taxes.

Also: That the House has concurred in Senate amendments to and passed House File 305, a bill for an act relating to the income, corporation and sales tax including the distribution thereof and making a transfer of funds for the manufacture of registration plates for motor vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 544, a bill for an act authorizing the governor to enter into the interstate compact on juveniles and grant the juvenile courts of the state jurisdiction to carry out its provisions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 603, a bill for an act relating to payment of dividends based on excess interest on the retirement fund to active and retired members of the Iowa public employees retirement system and to maintain the actuarial reserves, and relating to payments to beneficiaries upon death of retired members.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 611, a bill for an act relating to the improvement of roads whereon school buses travel.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 621, a bill for an act to legalize and validate the incorporation and re-incorporation of the Grand Mound Co-operative Telephone Association and to legalize and validate the sale of certain real estate.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 544, a bill for an act authorizing the governor to enter into the interstate compact on juveniles and grant the juvenile courts of the state jurisdiction to carry out its provisions.

Read first and second times and passed on file.

House File 603, a bill for an act to amend chapter ninety-seven B (97B), Code 1958, relating to payment of dividends based on excess interest on the retirement fund to active and retired members of the Iowa public employees retirement system and to maintain the actuarial reserves, and relating to payments to beneficiaries upon death of retired members.

Read first and second times and passed on file.

House File 611, a bill for an act relating to the improvement of roads whereon school buses travel.

Read first and second times and passed on file.

House File 621, a bill for an act to legalize and validate the incorporation and re-incorporation of the Grand Mound Co-operative Telephone Association and to legalize and validate the sale of certain real estate, owned by it, to Arnold N. Schmidt.

Read first and second times and passed on file.

SPECIAL ORDER

The hour of 11:00 a.m. having arrived, the Chair announced the Special Order of Business for the consideration of Senate File 466.

COMMITTEE OF THE WHOLE

On motion of Senator Nolan, the Senate resolved itself into a committee of the whole for the purpose of discussing Senate File 466, a bill for an act relating to allocations from the road use tax fund and to the apportionment thereof among the counties, cities and towns.

The Senate arose from the committee of the whole and resumed regular session.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

Senator Nolan asked and received unanimous consent that the Senate again resolve itself into the committee of the whole.

COMMITTEE OF THE WHOLE

The committee arose and resumed regular session.

Senator Nolan asked and received unanimous consent that action

on Senate File 466 be deferred and that the bill be placed on the calendar under unfinished business.

HOUSE AMENDMENTS CONSIDERED

Senator Eppers called up for consideration Senate File 165, a bill for an act relating to the salaries of judges of municipal courts, amended by the House as follows:

HOUSE AMENDMENT TO SENATE FILE 165

Amend Senate File 165 as follows:

1. By adding the following new section thereto:

Sec. 2. Section six hundred three point forty-three (603.43), Code 1958, is hereby amended by striking from line three (3) the words "five thousand dollars per annum, and", and inserting in lieu thereof the following:

"sixty (60) per cent of the maximum salary set by statute for judges of the district courts, and shall be".

2. Amend the title by adding after the word "municipal" in line two (2) the words "and superior".

Senator Eppers offered the following amendment to the House amendment and moved its adoption:

Amend the House amendment to Senate File 165 by striking the word and figure "sixty (60)" in line 7 and inserting in lieu thereof the word and figure "fifty (50)".

The amendment to the amendment was adopted.

On motion of Senator O'Malley, the Senate concurred in the House amendment as amended.

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:

Brown	Frommelt	Mincks	Scott
Buck	Getting	Moore	Shaff
Butler	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walker
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wiley

Nays, none.

Absent or not voting, 2:

Wilson	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 469, a bill for an act to amend chapter two hundred seventy-four (274), Code 1958, relative to school districts, was taken up and considered.

Senator Rigler called up the following committee amendment and moved its adoption:

Amend Senate File 469, line 7, by adding after the word "purpose.", the following:

"Such concurrent action shall be subject to the approval of the county board or boards of education involved but such concurrent action shall stand approved if the county board or boards of education do not disapprove such concurrent action within thirty (30) days following receipt of notice thereof.".

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, 49:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt			

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.

On motion of Senator Hoxie, Senate File 315, a bill for an act relating to the transfer of persons from one institution to other institutions, 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, 49:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Butler	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt			

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.

On motion of Senator Schroeder, Senate File 335, a bill for an act to define trees infected with Dutch elm disease as a nuisance when located in cities and towns and to provide for the abatement of same, was taken up and considered.

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

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

Ayes, 47:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gilmour	O'Malley	Turner
Coleman	Gray	Phelps	Vance
Cowden	Grimstead	Potter	Van Eaton
Curran	Hansen	Prentis	Walker
Dykhouse	Hill	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	

Nays, 1:

Hoschek

Absent or not voting, 2:

Nystrom 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 Stuart, Senate File 451, a bill for an act relating to boat registration, navigation regulations and water safety, was taken up and considered.

Senator Stuart offered the following amendment and moved its adoption:

Amend Senate File 451 as follows:

1. By striking from lines 43 and 44 of section 2 the words: "control, covering navigation" and inserting in lieu thereof the following: "control covering navigation,".

2. By inserting after the word "state" in line 2 of section 31, the following: ", except".

The amendment was adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 451, section 2, line 6 by striking the comma after the word "machinery" and inserting the following: "developing in excess of ten (10) horsepower,".

The amendment was lost.

Senator Frommelt asked and received unanimous consent that action on Senate File 451 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator O'Malley, Senate File 190, a bill for an act to amend chapter six hundred five A (605A), Code 1958, making certain changes in the judicial retirement system, including the amount of the annuity that the judge shall receive upon retirement, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley asked and received unanimous consent that action on Senate File 190 be deferred and that the bill be placed on the calendar under unfinished business.

SPECIAL ORDER OF BUSINESS

Senator Hoxie asked unanimous consent that Senate File 428 be made a special order of business for Tuesday, April 11, 1961, at 11:00 a.m.

Objection was raised.

Senator Hoxie moved that Senate File 428 be made a special order of business for Tuesday, April 11, 1961, at 11:00 a.m., which motion prevailed.

ADDITIONAL COPIES

Senator Gray asked and received unanimous consent that 500 additional copies of Senate File 448 be printed.

Senator Hoxie submitted the following report:

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 boundary commission established by 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.

Senate Joint Resolution No. 17 adopted by the Fifty-eighth General Assembly of the State of Iowa extended the scope of study. The committee was directed to confer with the Nebraska commission relative to the boundary line between Iowa and Nebraska and further to make a determination if a boundary line problem does exist between the State of Iowa and South Dakota due to reported channel realignments by the Corps of Engineers U. S. Army along the Big Sioux River.

The members originally appointed to this committee under House Joint Resolution No. 8, Fifty-seventh General Assembly, were, from the Senate: Frank M. Hoxie, D. C. Nolan, Jim O. Henry; and from the House: William E. Darrington, Fred L. Johnson and Henry Stevens. The committee filed a report and it was made a part of the record in the Senate Journal, February 13, 1959, page 301. The committee, following numerous public hearings and study of reports of the Corps of Engineers U. S. Army, along with visual inspections of the Missouri river concluded that a sufficient degree of stream stabilization had not been attained to warrant a committee recommendation to proceed with boundary line negotiations at that time. This finding was concurred in by the Nebraska commission.

Under Senate Joint Resolution No. 17, Acts of the Fifty-eighth General Assembly, the committee was reactivated in December of 1959. Replacement committee members added were, from the Senate: Robert G. Moore and J. T. Dykhouse; and from the House: Fred M. Jarvis and Willard M. Freed. Representative Jarvis resigned from the House following the December, 1959, organizational meeting and was replaced by Lester L. Kluever. For the purpose of this report we respectfully refer to the committee report found on page 301 of the Senate Journal, February 13, 1959, Acts of the Fifty-eighth General Assembly, to supplement historical background of the present committee's conclusions.

The Iowa committee in consultation with the Nebraska Boundary Study Commission during August of 1960 concluded from the reports of the District Office of the Corps of Engineers U. S. Army and visual inspections that a sufficient degree of channel stabilization had been attained to attempt a boundary line determination. The unanimous conclusion of the Iowa committee and the Nebraska commission to proceed with boundary negotiations was based on the premise that the twenty-eight miles of wild river, so-called because of lack of stabilization work, would be under contract with completion date August, 1961, with the exception of some five miles. Involved in this work is an eight mile realignment at Decatur Bend which additional shortens the river length. The proposed realignment eliminates an oxbow, substituting for it long sweeping curves designed to lower the river bed, making a deeper, more navigable channel.

The Nebraska commission made the proposal that the middle channel of the Missouri River be the center line of the proposed stabilized channel of the Missouri River as established by the District Office of the Corps of Engineers U. S. Army, Omaha, Nebraska, and shown on the construction maps of the Missouri River from Sioux City, Iowa, to Hamburg, Iowa, and identified by file numbers M400-61-18 through M400-61-47 inclusive, file

number M400-61-51A and file numbers M400-61-51 through M400-61-84 inclusive, which maps are now on file in the District Office of the Corps of Engineers U. S. Army, Omaha, Nebraska.

Further negotiations between the Iowa committee and the Nebraska commission came to an impasse when an Iowa proposal making the center of the river the boundary with the exception of the Carter Lake area was declined by the Nebraska commission.

The Iowa committee then held a public hearing at Carter Lake September 17, 1960, to permit an expression of the views held by Carter Lake citizens.

Essential facts developed during negotiations point to the findings that in a 121 mile span of the river from Sioux City to Omaha, Nebraska, the Missouri River straightening by the Corps of Engineers U. S. Army has eliminated, or will eliminate, some 40 miles of river bends on the Iowa side. The losses in river frontage under the 1943 compact are principally at Blackbird Bend, Tieville Bend and Decatur Bend. No one lives in the area to the knowledge of the committee.

The oxbow cutoffs are well adapted to conservation and recreational uses and should be preserved for this use. A determination of the feasibility of industrial sites indicates a potential need in the vicinity of Sioux City, Missouri Valley, Carter Lake, Council Bluffs and Hamburg.

Carter Lake residents are practically unanimous in their opposition to becoming a part of Nebraska. Carter Lake is now the second largest city in Pottawattamie county with a population count of 2,287 according to the 1960 census.

On December 21, 1960, the Iowa committee considered the following resolution by Senator Moore:

"*Be It Resolved* that this committee is of the consensus that the following boundary line between the States of Iowa and Nebraska should be established:

Commencing at the northern boundary of the State of Missouri, 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.

The said middle of the main channel of the Missouri River referred to in this Resolution shall be the center line of the proposed stabilized channel of the Missouri River as established by the United States Engineers' Office, Omaha, Nebraska, and shown on the alluvial plain maps of the Missouri River from Sioux City, Iowa, to Rulo, Nebraska, and identified by file numbers .....
dated.....
and file numbers.....
dated.....
which maps are now on file in the United States Engineers' Office at Omaha, Nebraska."

The maps referred to in the Resolution as quoted are as follows:

File numbers M400-61-18 through M400-61-47 inclusive, dated February 21, 1961, file number M400-61-51A, dated February 21, 1961 and file numbers M400-61-51 through M400-61-84, inclusive, dated February 21, 1961, which maps are now on file in the District Office of the Corps of Engineers U. S. Army, Omaha, Nebraska.

Senator Hoxie offered an amendment to the Resolution which provided that Carter Lake be made an exception and thereby remain a part of Iowa. On roll call the amendment was lost. The motion on the Resolution by Senator Moore was then considered and adopted by the following vote: Ayes—Moore, Dykhouse, Freed, Kluever; Nays—Hoxie, Darrington.

The adoption of this Resolution thereby became the recommendation of the Iowa Boundary Study Committee.

The chairman and secretary were instructed to work with the Nebraska commission to determine the design maps to use in drafting a boundary line bill to be submitted to the Iowa and Nebraska Legislatures for their consideration. The chairman was further instructed to prepare a report of the committee's study for presentation to the Fifty-ninth General Assemby of Iowa.

It is the belief of this committee that an exhaustive survey and study has been made of this problem, as evinced by the several public hearings held on both the Iowa and Nebraska sides of the river. The committee has had the complete cooperation of the District Office of the Corps of Engineers U. S. Army in the presentation of their work, and, therefore, wish to take this opportunity to express their appreciation to them for their help; also a note of appreciation on behalf of the chairman of the Iowa committee and the General committee to Mr. R. N. Towl, chairman of the Nebraska commission, and other members for their work.

The committee finds no basis for a study at this time of realignments proposed by the Corps of Engineers U. S. Army which may result in channel shifts of the Big Sioux River between the Iowa and South Dakota boundaries.

In conclusion we recommend that a committee be continued until negotiations now in progress are completed.

Respectfully submitted,
FRANK M. HOXIE, *Chairman.*
WILLIAM E. DARRINGTON, *Secretary.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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, 144, 221 and 292; also, House Files 90, 92, 97, 241 and 305.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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, 144, 221 and 292; also, House Files 90, 92, 97, 241 and 305.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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 April, 1961, sent to the Governor for his approval: Senate Files 9, 144, 221 and 292.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEE

President Mooty announced the following bills assigned to committee:

H. F. 133	Ways and means
H. F. 264	Ways and means
H. F. 294	Judiciary 1
H. F. 322	Conservation
H. F. 371	Social security
H. F. 397	Social security
H. F. 440	Judiciary 1
H. F. 486	Cities and towns
H. F. 519	Judiciary 1
H. F. 596	Judiciary 1
H. F. 602	Cities and towns
H. F. 617	Judiciary 2

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. 275	H. F. 3	H. F. 402	S. F. 472
S. F. 248	S. F. 479	S. F. 471	S. F. 473
S. F. 448			

Your steering committee further recommends that the following bills be placed on a noncontroversial steering committee calendar:

S. F. 290	H. F. 87	H. F. 629	S. F. 130
S. F. 301	H. F. 156	H. F. 628	S. F. 399
S. F. 478	H. F. 265	S. F. 481	H. F. 69
S. F. 485	H. F. 656	H. F. 66	S. F. 283

ROBERT R. RIGLER, *Chairman,*
Steering Committee.

CALL OF THE SENATE

We, the undersigned, wish to place a call of the Senate on Senate File 466 and all amendments thereto.

DAVID O. SHAFF.
C. S. VAN EATON.
C. EDWIN GILMOUR.
D. C. NOLAN.
EDWARD A. WEARIN.
C. M. VANCE.
I. D. LONG.
A. FROMMELT.
GEORGE E. O'MALLEY.
RICHARD C. TURNER.
W. C. STUART.
JACK SCHROEDER.
MARTIN WILEY.
J. T. DYKHOUSE.

REPORTS OF COMMITTEES

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 269**, a bill for an act to amend section six hundred twenty-two point ten (622.10), Code 1958, and provide for a certain exception to the rule of evidence relating to privileged communications, 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. Section 1, line 6, by inserting after the word "surgeons" the following ", except those practicing psychiatry,".

2. Further amend section 1, line 7, by striking the word "persons" and inserting in lieu thereof the words "physician or surgeon".

W. C. STUART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **House Joint Resolution 26**, a joint resolution proposing an amendment to the constitution of the State of Iowa relating to the effective date of laws of the General Assembly passed at a general session, 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 208**, a bill for an act relating to guardianship under aid to the blind, 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 269**, a bill for an act relating to the minimum age of marriage, 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 403**, a bill for an act relating to bid bonds issued in connection with any public or private contract, 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 408**, a bill for an act relating to assistant county attorneys in

certain counties, 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 Walker submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 326**, a bill for an act to repeal chapter one hundred eighty-four (184), Code 1958, relating to poultry associations, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOHN A. WALKER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 8**, a bill for an act to amend chapter one hundred ninety-nine (199), Code 1958, relating to agricultural seed, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOHN A. WALKER, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 277 as follows:

1. By striking from section 2 in line 6 thereof the word, "five (5)" and inserting in lieu thereof the word, "six (6)".

2. By striking from section 4 in line 5 thereof the word, "five (5)" and inserting in lieu thereof the word, "six (6)".

3. By adding to Senate File 277 the following sections:

"Sec. 5. Section three hundred twenty-seven point nine (327.9), Code 1958, is hereby further amended by striking therefrom the word, 'five' in line six (6) and substituting the word, 'six' in lieu thereof.".

"Sec. 6. Section three hundred twenty-five point thirty-five (325.35), Code 1958, is hereby further amended by striking therefrom the word, 'five' in line seven (7) and substituting the word, 'six' in lieu thereof.".

CARROLL PRICE.

Amend the amendment to Senate File 441 filed March 28, 1961 by the committee on schools and educational institutions by striking the period in line 9 and inserting in lieu thereof "and if a high school has been operated in such area, or in any such contiguous area not presently maintaining twelve (12) grades, at any time since January 1, 1957."

GEORGE E. O'MALLEY.

Amend Senate File 466, section 2, line 30 by striking the word "fourteen" and inserting in lieu thereof "fifteen".

JACK SCHROEDER.

Amend Senate File 466 as follows:

1. Amend Senate File 466, section 3, line 10 by striking the word

"sixty" and inserting in lieu thereof "forty".

2. Further amend Senate File 466, section 3, line 15 by inserting after the "comma" following the word "counties" the following: "and apportion among the counties in the state in the ratio that the population of said county as shown by the latest available census bears to the total population of all counties in the state, twenty percent of the allocation from road use tax funds which he has credited to the secondary road fund of the counties,".

JACK SCHROEDER.

Amend Senate File 451 as follows:

Amend section 5, subsection 8 by striking from line 82 the words "change of name, change of address or for a".

ANDREW G. FROMMELT.

Amend Senate File 466 as follows:

1. By striking lines 4 through 19 in section 3 and inserting in lieu thereof the following:

"1. After deducting the portion of the allocation to the secondary road fund of the counties which is for the farm-to-market road fund, apportion the remainder of the allocation for secondary roads among the counties in the ratio that the area of each county bears to the total area of the state, and shall remit to the treasurer of each county the amount apportioned to each county.

"The road use tax funds credited to the farm-to-market road fund by the treasurer of the state shall be apportioned among the counties of the state in the ratio that the area of each county bears to the total area of the state. These funds shall be accounted for by the highway commissioner in the manner provided in chapter three hundred ten (310) of the Code."

2. By amending section 5 by striking the remainder of the section after the word "hereby" in line 2 and inserting in lieu thereof the word "repealed".

LEROY GETTING.
J. A. WALKER.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 6, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend William Simbro, pastor of the Methodist Church, Ainsworth, Iowa.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate three hundred fifty students, members of the senior class from the Des Moines Technical High School, who were present in the balcony accompanied by their instructors, Eino Tuomi, Edna Bohlman and Jasper Farrow.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty students from the Woodside Junior High School who were present in the balcony accompanied by their instructors, Jean Courtney, Rose Marie Chance and their principal, Wayne Davenport.

Senator Elijah asked and received unanimous consent to present to the Senate sixty students, members of the senior class of the Tipton High School, who were present in the balcony accompanied by their coach, Robert Tschirki.

Senator Schroeder asked and received unanimous consent to present to the Senate two foreign exchange students, Benjamin and Ruth Jensen from Liberia. The gentleman is the adopted son of Senator Schroeder's aunt who is a missionary in Liberia.

Senator Vance asked and received unanimous consent to present to the Senate ten students, members of the history class from the Washington High School, who were present in the balcony accompanied by their principal, E. K. Schlapkohl, and their instructor, Harold Stevens. Senator Vance also presented Inge Flagman, a foreign exchange student from Germany, who was present in the balcony.

INTRODUCTION OF BILLS

Senate File 492, by committee on judiciary 2, a bill for an act to legalize and validate the proceedings of the board of directors of the Nashua Community School District in the Counties of Bremer, Butler, Chickasaw and Floyd, 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 placed on the calendar.

Senate File 493, by committee on transportation and highway safety, a bill for an act relating to gasoline receptacles.

Read first and second times and placed on the calendar.

Senate File 494, by committee on transportation and highway safety, a bill for an act to exclude liquid commercial fertilizer equipment from the definition of "implement of husbandry."

Read first and second times and placed on the calendar.

Senate File 495, by committee on board of control, a bill for an act relating to the commitment and discharge of mentally ill persons.

Read first and second times and placed on the calendar.

Senate Joint Resolution 35, by committee on conservation, a joint resolution relating to the issuance of stickers and the use of revenue therefrom for the care of state parks.

Read first and second times and placed on the calendar.

ANNOUNCEMENT

Senator Gilmour announced that he had been informed of the inability of U. S. Senator Eugene J. McCarthy to appear in Des Moines on April 20, and asked and received unanimous consent to amend Senate Concurrent Resolution 18, adopted by the Senate and found on page 575 of the Senate Journal, to read as follows:

SENATE CONCURRENT RESOLUTION 18

By Gilmour

Whereas, The Honorable U. S. Senator Gale W. McGee will be in Des Moines, Iowa, on the 19th of April, 1961;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That an invitation be extended to Senator McGee to address a joint convention of both houses at 2:00 p.m., on Wednesday, April 19, 1961.

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

EXECUTIVE SESSION

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

Steve Darling of Iowa City, Johnson County, Iowa, as a member of the Real Estate Commission for the term ending June 30, 1963.

Dale K. DeKoster of Waterloo, Black Hawk County, Iowa, as a member of the Advisory Investment Board of the Iowa Public Employees' Retirement System for the term ending June 30, 1967.

Howard Helscher of Cedar Rapids, Linn County, Iowa, as a member of the State Highway Commission for the term ending June 30, 1965.

John C. Oberhausen of Dubuque, Dubuque County, Iowa, as a member of the State Board of Regents for the term ending June 30, 1967.

Alton H. Sanders of Charles City, Floyd County, Iowa, as a member of the Real Estate Commission for the term ending June 30, 1965.

George L. Towne of Des Moines, Polk County, Iowa, as a member of the Real Estate Commission for the term ending June 30, 1965.

Dr. Edmund G. Zimmerer of Des Moines, Polk County, Iowa, as Commissioner of Public Health for the term ending June 30, 1965.

The Senate arose from executive session and resumed regular session.

THIRD READING OF BILLS

On motion of Senator Putney, House File 657, a bill for an act to make appropriations to members of the legislative research committee and legislative advisory committees, 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, 36:

Brown	Flatt	Moore	Turner
Butler	Frommelt	Nolan	Van Eaton
Cowden	Getting	Nystrom	Walker
Curran	Grimstead	O'Malley	Walter
Dykhouse	Hansen	Phelps	Wearin
Elijah	Hill	Putney	Weber
Elvers	Hoschek	Schroeder	Wiley
Eppers	Hoxie	Scott	Wilson
Fisher	Long	Shoeman	Wolf

Nays, none.

Absent or not voting, 14:

Buck	Lucken	Prentis	Shaff
Coleman	Lynes	Price	Stuart
Gilmour	Mincks	Rigler	Vance
Gray	Potter		

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

MOTION TO RECONSIDER

Senator Rigler called up the following motion filed by him and moved its adoption:

I move the vote by which Senate File 461 passed the Senate be reconsidered.

Roll call was requested.

On the question "Shall the Senate reconsider the vote by which Senate File 461 passed the Senate?" the vote was:

Ayes, 19:

Brown	Frommelt	Moore	Walter
Buck	Gilmour	O'Malley	Wearin
Butler	Hansen	Potter	Weber
Coleman	Hoschek	Shaff	Wilson
Eppers	Mincks	Shoeman	

Nays, 29:

Cowden	Hill	Phelps	Stuart
Curran	Hoxie	Prentis	Turner
Dykhouse	Long	Price	Vance
Elvers	Lucken	Putney	Van Eaton
Fisher	Lynes	Rigler	Walker
Flatt	Nolan	Schroeder	Wiley
Getting	Nystrom	Scott	Wolf
Gray			

Absent or not voting, 2:

Elijah	Grimstead

The motion was lost.

THIRD READING OF BILLS

On motion of Senator Putney, Senate Joint Resolution 32, a joint resolution to appropriate from the state road use tax fund an amount necessary to print the report of the Iowa Highway Study Committee, was taken up and considered.

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

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

Ayes, 44:

Brown	Flatt	Lynes	Scott
Buck	Frommelt	Mincks	Shaff
Butler	Getting	Moore	Shoeman
Coleman	Gilmour	O'Malley	Stuart
Cowden	Gray	Phelps	Turner
Curran	Grimstead	Potter	Van Eaton
Dykhouse	Hansen	Prentis	Walter
Elijah	Hill	Price	Wearin
Elvers	Hoschek	Putney	Wiley
Eppers	Hoxie	Rigler	Wilson
Fisher	Long	Schroeder	Wolf

Nays, none.

Absent or not voting, 6:

Lucken	Nystrom	Walker	Weber
Nolan	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 O'Malley, Senate File 14, a bill for an act to provide for optional audit of the state highway commission by certified public accountants, with reports of committees recommending passage, was taken up, considered, and the reports of the committees adopted.

Senator O'Malley offered the following amendment and moved its adoption:

Amend Senate File 14, line 8, by inserting after the word "registered" the following: "in the State of Iowa, and there is hereby annually appropriated".

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:

Brown	Frommelt	Mincks	Shoeman
Buck	Getting	Moore	Stuart
Butler	Gilmour	O'Malley	Turner
Coleman	Gray	Phelps	Vance
Cowden	Grimstead	Potter	Van Eaton
Curran	Hansen	Prentis	Walker
Dykhouse	Hill	Price	Walter
Elijah	Hoschek	Putney	Wearin
Elvers	Hoxie	Rigler	Weber
Eppers	Long	Schroeder	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Lynes	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

Nolan	Nystrom

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 297, 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, with reports of committees recommending passage, was taken up, considered, and the reports of the committees 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:

Brown	Frommelt	Mincks	Shoeman
Buck	Getting	Moore	Stuart
Butler	Gilmour	O'Malley	Turner
Coleman	Gray	Phelps	Vance
Cowden	Grimstead	Potter	Van Eaton
Curran	Hansen	Prentis	Walker
Dykhouse	Hill	Price	Walter
Elijah	Hoschek	Putney	Wearin
Elvers	Hoxie	Rigler	Weber
Eppers	Long	Schroeder	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Lynes	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

Nolan	Nystrom

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 414, a bill for an act to make appropriations to the members of the Iowa-Nebraska boundary study committee, namely: Frank M. Hoxie, J. T. Dykhouse, Robert G. Moore, William E. Darrington, Lester Kluever, Willard M. Freed and Fred M. Jarvis, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hoxie asked and received unanimous consent to withdraw the amendment filed by him and found on page 550 of the Senate Journal.

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:

Brown	Getting	Phelps	Turner
Buck	Gilmour	Potter	Vance
Butler	Gray	Prentis	Van Eaton
Coleman	Grimstead	Price	Walker
Cowden	Hansen	Putney	Walter
Curran	Hill	Rigler	Wearin
Elijah	Hoschek	Schroeder	Weber
Elvers	Long	Scott	Wiley
Eppers	Lucken	Shaff	Wilson
Fisher	Lynes	Shoeman	Wolf
Flatt	Mincks	Stuart	Nystrom
Frommelt	O'Malley		

Nays, none.

Absent or not voting, 4:

Dykhouse	Hoxie	Moore	Nolan

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 and received unanimous consent that House File 676 be withdrawn from the committee on appropriations and taken up at this time.

On motion of Senator Putney, House File 676, a bill for an act to transfer funds from the old-age assistance fund of the social security department to the emergency relief fund of the social welfare department, 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, 45:

Brown	Getting	Nystrom	Shoeman
Buck	Gilmour	O'Malley	Stuart
Butler	Gray	Phelps	Turner
Coleman	Hansen	Potter	Vance
Cowden	Hill	Prentis	Van Eaton
Curran	Hoschek	Price	Walker
Dykhouse	Hoxie	Putney	Walter
Elijah	Long	Rigler	Wearin
Elvers	Lynes	Schroeder	Weber
Eppers	Mincks	Scott	Wiley
Fisher	Moore	Shaff	Wolf
Flatt			

Nays, none.

Absent or not voting, 5:

Frommelt	Lucken	Nolan	Wilson
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 Rigler, Senate File 441, a bill for an act relating to the reorganization of certain school districts, was taken up and considered.

The following committee amendment was considered:

Amend Senate File 441 by striking everything after line 4 and adding the following paragraph:

"No area shall be attached under this section to a district maintaining twelve (12) grades without the consent of the electors of such latter district, if there resided in such area, together with any contiguous area also not maintaining twelve (12) grades, more than seven hundred (700) persons of school age in the preceding school year.".

Senator Wolf asked and received unanimous consent to withdraw the amendments filed by him and found on pages 560 and 708 of the Senate Journal.

Senator O'Malley offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the period in line 9 and inserting in lieu thereof "and if a high school has been operated in such area, or in any such contiguous area not presently maintaining twelve (12) grades, at any time since January 1, 1957."

The amendment to the amendment was adopted.

On motion of Senator Rigler, the amendment as amended 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:

Brown	Getting	O'Malley	Stuart
Buck	Gilmour	Phelps	Turner
Butler	Hansen	Potter	Vance
Coleman	Hoschek	Prentis	Van Eaton
Cowden	Hoxie	Price	Walker
Dykhouse	Long	Putney	Walter
Elijah	Lucken	Rigler	Wearin
Elvers	Lynes	Schroeder	Weber
Eppers	Mincks	Scott	Wiley
Fisher	Moore	Shaff	Wilson
Flatt	Nystrom	Shoeman	Wolf
Frommelt			

Nays, none:

Absent or not voting, 5:

Curran	Grimstead	Hill	Nolan
Gray			

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 362, a bill for an act to amend section four hundred twenty-seven point one (427.1), Code 1958, relating to the exemption from taxation of property in the possession of an Iowa bank or trust company pursuant to certain pension, profit sharing, unemployment compensation, stock bonus or other retirement, deferred benefit or employee welfare plans, 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 362 as follows:

1. Strike from line 4 the words "in the possession of an Iowa bank or trust company" and insert in lieu thereof "held".

2. Strike from the title the words "in the possession of an Iowa bank or trust company" and insert in lieu thereof "held".

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:

Brown	Getting	Moore	Stuart
Buck	Gilmour	O'Malley	Turner
Butler	Gray	Phelps	Vance
Coleman	Grimstead	Potter	Van Eaton
Cowden	Hansen	Prentis	Walker
Curran	Hill	Price	Walter
Dykhouse	Hoschek	Putney	Wearin
Elijah	Hoxie	Rigler	Weber
Elvers	Long	Schroeder	Wiley
Eppers	Lucken	Scott	Wilson
Fisher	Lynes	Shaff	Wolf
Flatt	Mincks	Shoeman	

Nays, none.

Absent or not voting, 8:

Frommelt	Nolan	Nystrom

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

Senator Lynes asked and received unanimous consent that the bills passed by the Senate this morning 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 concurred in Senate amendment to the House amendment to and passed Senate File 165, a bill for an act relating to the salaries of judges of municipal courts.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 210, a bill for an act to make available for scientific research unclaimed and unwanted dogs and to amend various sections of the Code relating to dogs.

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 relating to election of county supervisors.

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 examination of operators of motor vehicles holding operators' or chauffeurs' licenses.

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 residence requirements for electors.

Also: That the House has concurred in Senate amendments to and passed House File 613, a bill for an act to continue and make permanent the present motor vehicle fuel taxes after July 1, 1961.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 210

Amend Senate File 210 as follows:

1. Section one (1), by inserting after the word "establishment" in line six (6) the following: "situated in this state".

2. Section two (2), by inserting in line one (1) after the word "apply" the word "annually".

3. Section three (3), by striking from line seven (7) the word "two" and inserting in lieu thereof the word "eight".

4. By inserting after section four (4) the following new section:

"Animals used in any institution authorized by this Act shall receive every consideration for their bodily comfort; they shall be kindly treated, properly fed and their surroundings kept in a sanitary condition. All major operative procedures may be done under local infiltration anesthesia. If the nature of the study is such that the animal may survive, acceptable techniques shall be followed throughout the operation. If the study does not require survival, the animal shall be killed in a humane manner at the conclusion of the observations. The post-operative care of experimental animals shall be such as to minimize discomfort during convalescence. All conditions shall be maintained for the animal's comfort in accordance with the best practices followed in human medicine and surgery."

5. Further amend by renumbering the remaining sections.

6. Section five (5), by inserting in line two (2) preceding the second word "Any" the following: "Every person convicted hereunder shall be punished by imprisonment for a period not more than thirty (30) days, or by a fine not to exceed one hundred dollars ($100.00)."

HOUSE MESSAGES CONSIDERED

House File 360, a bill for an act relating to the examination of operators of motor vehicles holding operators' or chauffeurs' licenses.

Read first and second times and passed on file.

House File 511, a bill for an act relating to residence requirements for electors.

Read first and second times and passed on file.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

SPECIAL ORDER OF BUSINESS (CONTINUED)

THIRD READING OF BILLS

On motion of Senator Nolan, the Senate returned to the consideration of Senate File 466, a bill for an act relating to allocations from

the road use tax fund and to the apportionment thereof among the counties, cities and towns.

The Chair announced the following call of the Senate:

CALL OF THE SENATE

We, the undersigned, wish to place a call of the Senate on Senate File 466 and all amendments thereto.

DAVID O. SHAFF.
C. S. VAN EATON.
C. EDWIN GILMOUR.
D. C. NOLAN.
EDWARD A. WEARIN.
C. M. VANCE.
I. D. LONG.
A. FROMMELT.
GEORGE E. O'MALLEY.
RICHARD C. TURNER.
W. C. STUART.
JACK SCHROEDER.
MARTIN WILEY.
J. T. DYKHOUSE.

Roll call revealed all members present.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 466 as follows:

1. Amend section 3, line 10, by inserting after the word "Assembly," the words "and which is on record at the state highway commission,".

2. Amend section 3, line 37, by inserting after the word "Assembly," the words "and which is on record at the state highway commission,".

3. Amend section 5, line 17, by inserting after the word "Assembly" the words ", and which is on record at the state highway commission".

4. Amend section 5, line 19, by striking the words and figure "twenty-four (24)" and inserting in lieu thereof the words and figure "twenty-three (23)".

5. Amend section 7, line 3, by inserting after the figure "1963," the words "at least".

6. Amend section 7, line 7, by striking the words "twenty-five percent" and inserting in lieu thereof the words "the remainder".

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend section 1 of Senate File 466 as follows:

1. By striking in line 4 the letter (a) and inserting in lieu thereof the words "to the highway grade crossing safety fund".

2. By striking in line 7 the letter (b) and inserting in lieu thereof the words "and after allocating and crediting (a)".

3. By striking in line 11 the letter (c) and inserting in lieu thereof the letter (b).

4. By striking in line 16 the letter (d) and inserting in lieu thereof the letter (c).

5. By striking in line 19 the letter (e) and inserting in lieu thereof the letter (d).

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 466 by inserting in line 3 of section 12 immediately before the word "are" the following:
", all of Code 1958,".

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 466 as follows:
1. By inserting after section 11 the following new sections:
"Sec. 12. Section three hundred nine point seven (309.7), Code 1958, is hereby amended in subsection two (2) by striking the remainder of the subsection after the word 'towns' in line four (4) and inserting in lieu thereof a period (.).
"Sec. 13. Section three hundred ten point nine (310.9), Code 1958, is hereby amended by striking the remainder of the section after the word 'required.' in line six (6)."
2. By renumbering the remaining sections.

The amendment was adopted.

Senator Turner offered the following amendment, filed by Turner, Van Eaton, O'Malley, Nystrom, Eppers, Mincks, Shaff, Schroeder, Wolf, Frommelt and Curran:

Amend Senate File 466 as follows:
1. Amend Senate File 466 by striking from section 2 all of lines 5 to 30 inclusive, and inserting in lieu thereof the following:
"1. To the primary road fund, fifty percent.
2. To the secondary road fund of the counties, thirty-five percent.
3. To the farm-to-market road fund, twenty-five percent of the thirty-five percent allocation to the secondary road fund of the counties.
4. To the street construction fund of the cities and towns, fifteen percent."

Senator Gilmour offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:
1. By striking the word "fifty" in line 5 and inserting in lieu thereof "fifty-five".
2. By striking the word "thirty-five" in line 7 and inserting in lieu thereof "thirty".
3. By striking the word "thirty-five" in line 9 and inserting in lieu thereof "thirty".

Roll call was requested.

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

Rule 8 was invoked.

Ayes, 9:

Gilmour	O'Malley	Shaff	Van Eaton
Hoschek	Schroeder	Turner	Wolf
Nystrom			

Nays, 41:

Brown	Flatt	Lynes	Scott
Buck	Frommelt	Mincks	Shoeman
Butler	Getting	Moore	Stuart
Coleman	Gray	Nolan	Vance
Cowden	Grimstead	Phelps	Walker
Curran	Hansen	Potter	Walter
Dykhouse	Hill	Prentis	Wearin
Elijah	Hoxie	Price	Weber
Elvers	Long	Putney	Wiley
Eppers	Lucken	Rigler	Wilson
Fisher			

Absent or not voting, none.

The amendment to the amendment was lost.

President pro tempore Long took the chair at 3:40 p.m.

Senator Turner moved the adoption of the amendment filed by him. Roll call was requested.

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

Ayes, 17:

Brown	Frommelt	Nystrom	Turner
Coleman	Gilmour	O'Malley	Van Eaton
Curran	Hoschek	Schroeder	Walker
Dykhouse	Mincks	Shaff	Wolf
Eppers			

Nays, 33:

Buck	Grimstead	Nolan	Shoeman
Butler	Hansen	Phelps	Stuart
Cowden	Hill	Potter	Vance
Elijah	Hoxie	Prentis	Walter
Elvers	Long	Price	Wearin
Fisher	Lucken	Putney	Weber
Flatt	Lynes	Rigler	Wiley
Getting	Moore	Scott	Wilson
Gray			

Absent or not voting, none.

The amendment was lost.

President Mooty took the chair at 4:10 p.m.

Senator Prentis offered the following amendment, filed by Senator Prentis, et al:

Amend section 2 of Senate File 466 by striking everything after line 4 of said section and inserting in lieu thereof the following:

1. To the primary road fund, forty-eight percent.
2. To the secondary road fund of the counties, forty percent.
3. To the farm-to-market road fund, twenty-five percent of the forty percent allocation to the secondary road fund of the counties.
4. To the street construction fund of the cities and towns, twelve percent.

Senator Nolan asked and received unanimous consent that action on Senate File 466 be deferred and that the Senate resume consideration of the bill on Monday morning, April 10, under the call of the Senate.

ANNOUNCEMENT

Senator Lynes moved that at the close of the Senate session Thursday, April 6, 1961, all bills be consigned to the sifting committee with the exception of appropriations bills, ways and means bills, legislative redistricting bills, special orders, unfinished business, claims bills, and also the steering committee calendar as of the close of the Thursday, April 6, session. Further that all bills be turned in to the Secretary forthwith.

The motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 171, a bill for an act relating to authority of the state board of regents to grant easements in public lands under its jurisdiction.

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 to permit mortgagors and mortgagees of real property of less than ten acres in size to reduce the period of redemption after foreclosure sale by agreement and by waiver of deficiency judgment.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 302, a bill for an act relating to fee for permit to carry weapons.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 633, a bill for an act to legalize all instruments, deeds or releases affecting real estate which are now filed or recorded, and which were signed by the secretary of the state board of social welfare or the state department of social welfare.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 302, a bill for an act relating to fee for permit to carry weapons.

Read first and second times and passed on file.

House File 633, a bill for an act to legalize all instruments, deeds or releases affecting real estate which are now filed or recorded, and which were signed by the secretary of the state board of social welfare or the state department of social welfare.

Read first and second times and passed on file.

PROOF OF PUBLICATION

Published copy of Senate File 492 and verified proof of publication of said bill in The Fredericksburg News on April 6, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 20 and 103; also, House File 613.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 20 and 103; also, House File 613.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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 April, 1961, sent to the Governor for his approval: Senate Files 20 and 103.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 3, 1961, the Governor had approved the following:

Senate Joint Resolution 31, authorizing the State Executive Council to accept, as a gift, a completed structure for public use.

Senate File 128, relating to transportation costs for students residing on state owned land under control of the State Board of Regents.

A communication was also received announcing that on April 4, 1961, the Governor had approved the following bill:

Senate File 97, relating to absent voters' applications and ballots.

REPORTS OF COMMITTEE

Senator Flatt submitted the following report:

MR. PRESIDENT: Your committee on military affairs to which was referred **House File 306**, a bill for an act relating to an extension date for filing for Korean Service Compensation, 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 306 as follows:

By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section thirty-five B point eight (35B.8), Code 1958, is hereby amended by striking all after the word 'before' in line seven (7) and inserting in lieu thereof the following: 'November 1, 1961. Such application shall state facts sufficient to establish the status of such applicant within a class as defined in section thirty-five B point eight (35B.8), and shall be duly certified.' "

JOSEPH B. FLATT, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on military affairs to which was referred **House File 490**, a bill for an act to amend section two hundred fifty point sixteen (250.16), Code 1958, relating to the buying of American flags to be placed on veterans' graves on Decoration Day, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JOSEPH B. FLATT, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend the House amendment to Senate File 210, line 7, by striking the word "eight" and inserting in lieu thereof the word "three".

JOHN D. SHOEMAN.

Amend Senate File 451, by striking from sub-section 3 of section 16, line 18, the word and number "sixteen (16)" and inserting in lieu thereof the word and number "seventeen (17)".

W. C. STUART.

Amend Senate File 485 by adding the following section:
"Sec. 2. The provisions of this act shall be retroactive to July 4, 1959.".

ANDREW G. FROMMELT.

Amend House File 240 by adding the following new section:
"Sec. 5. Section eighty-two point eighteen (82.18), Code 1958, is hereby amended by adding in line two (2) after the word 'the' the words 'any underground'.
"Further amend section eighty-two point eighteen (82.18), Code 1958, by adding in line two (2) after the word 'which' the word 'said'."

CARROLL PRICE.

Amend House File 376 by adding after the word "associations" in line 8 of section 4 the words "including the Iowa beef, swine and sheep associations".
Also by striking in line 9 of said section after the word "Iowa" the words "or other groups" and inserting in lieu thereof the words "and the Iowa Division of the American Soybean Association".

JOHN A. WALKER.
C. JOSEPH COLEMAN.
JOHN A. SHOEMAN.
FRANK M. HOXIE.

Amend the Prentis, et al., amendment to Senate File 466 filed on April 4, 1961, pages 720 and 721 of the Senate Journal, by striking the word "forty" in line 4 and inserting in lieu thereof the words "thirty-eight" and by striking the word "twelve" in line 9 and inserting in lieu thereof the word "fourteen".

JACK SCHROEDER.

Amend Senate File 466 as follows:
1. Section 2, lines 7 and 9, by striking the word "forty" and inserting in lieu thereof the word "thirty-seven".
2. Section 2, line 12, by striking the word "ten" and inserting in lieu thereof the word "thirteen".
3. Section 2, line 14, by striking the word "forty-nine" and inserting in lieu thereof the word "fifty".
4. Section 2, lines 15 and 18, by striking the word "thirty-nine" and inserting in lieu thereof the word "thirty-six".
5. Section 2, line 21, by striking the word "twelve" and inserting in lieu thereof the word "fourteen".
6. Section 2, line 23, by striking the word "forty-eight" and inserting in lieu thereof the word "fifty".
7. Section 2, lines 24 and 27, by striking the word "thirty-eight" and inserting in lieu thereof the word "thirty-five".
8. Section 2, line 30, by striking the word "fourteen" and inserting in lieu thereof the word "fifteen".

MELVIN H. WOLF

Amend Senate File 466, section 2 by adding at the end thereof, the following:
"On January 1, 1966 and thereafter.
1. To the primary road fund, forty-eight percent.
2. To the secondary road fund of the counties, thirty-

seven percent.

3. To the farm-to-market road fund, twenty-five percent of the thirty-seven percent allocation to the secondary road fund of the counties.

4. To the street construction fund of the cities and towns, fifteen percent."

JACK SCHROEDER.

Amend Senate File 466, section 2, line 22 by striking the words "and thereafter" and inserting in lieu thereof "through December 31, 1965".

JACK SCHROEDER.

Amend Senate File 466 as follows:

1. Amend Sec. 6, line 6 by striking the word "access" and inserting in lieu thereof the word "local".

2. Amend Sec. 7, line 9 by striking the word "access" and inserting in lieu thereof the word "local".

3. Amend Sec. 8, line 9 by striking the word "access" and inserting in lieu thereof the word "local".

4. Amend Sec. 8, line 16 by striking the word "access" and inserting in lieu thereof the word "local".

5. Amend Sec. 9, line 8 by striking the word "access" and inserting in lieu thereof the word "local".

6. Amend Sec. 10, line 8 by striking the word "access" and inserting in lieu thereof the word "local".

GEORGE E. O'MALLEY.

Amend section 2, of Senate File 466 as follows:

1. By striking from line 7 the word "forty" and inserting in lieu thereof the words "thirty-seven".

2. By striking from line 9 the word "forty" and inserting in lieu thereof the words "thirty-seven".

3. By striking from line 12 the word "ten" and inserting in lieu thereof the word "thirteen".

4. By striking from line 14 the words "forty-nine" and inserting in lieu thereof the word "fifty".

5. By striking from line 15 the words "thirty-nine" and inserting in lieu thereof the words "thirty-six".

6. By striking from line 18 the words "thirty-nine" and inserting in lieu thereof the words "thirty-six".

7. By striking from line 21 the word "twelve" and inserting in lieu thereof the word "fourteen".

8. By striking from line 23 the words "forty-eight" and inserting in lieu thereof the word "fifty".

9. By striking from line 24 the words "thirty-eight" and inserting in lieu thereof the words "thirty-five".

10. By striking from line 27 the words "thirty-eight" and inserting in lieu thereof the words "thirty-five".

11. By striking from line 30 the word "fourteen" and inserting in lieu thereof the word "fifteen".

GEORGE E. O'MALLEY.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 7, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Father Clarence Farrely, pastor of St. Thomas Catholic Church, Emmetsburg, Iowa.

ANNOUNCEMENT

The Secretary announced the death of James Risden, assistant doorkeeper of the Senate. Funeral services to be held at the Hamilton Funeral Home at 10:30 a.m., Saturday, April 8. Burial to be in the family plot at Linwood Cemetery, Cedar Rapids, Iowa.

The members of the Senate and all Senate employees extend their deepest sympathy to the members of the family.

STATEMENT OF MAJORITY FLOOR LEADER

The majority floor leader announced that, in the interests of proper decorum, television cameramen shall advise the Secretary of the Senate whenever pictures are being taken, and that the Secretary of the Senate will so advise the Senate.

PRESENTATION OF VISITORS

Senator Putney rose on a point of personal privilege and presented to the Senate the Honorable Theo Klemesrud, a former member of the House of Representatives from Winnebago County, who was present in the Senate chamber.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-one students, members of the ninth grade class of the Woodside Junior High School, who were present in the balcony accompanied by their instructors, Jean Courtney and Robert Otto, and their principal, Wayne Davenport.

Senator Fisher asked and received unanimous consent to present to the Senate twenty-one students, members of the fifth and sixth grade classes of the Norwalk West Elementary School, who were present in the balcony accompanied by their instructor, Margot Hall.

Senator Hill asked and received unanimous consent to present to the Senate thirty-four students, members of the eighth grade class of the Prairie City Elementary School, who were present in the balcony accompanied by their instructor, J. R. Brown.

INTRODUCTION OF BILL

Senate File 496, by committee on social security, a bill for an act relating to the child labor laws of the State of Iowa.

Read first and second times and placed on the calendar.

THIRD READING OF BILLS

Senator Rigler asked and received unanimous consent to take up for consideration Senate File 492, a bill for an act to legalize and validate the proceedings of the board of directors of the Nashua Community School District in the Counties of Bremer, Butler, Chickasaw and Floyd, 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 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:

Brown	Flatt	Nolan	Shoeman
Buck	Getting	Nystrom	Turner
Butler	Gray	O'Malley	Vance
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hansen	Potter	Walker
Curran	Hill	Prentis	Walter
Dykhouse	Hoxie	Price	Wearin
Elijah	Lynes	Putney	Weber
Elvers	Mincks	Rigler	Wilson
Eppers	Moore	Scott	Wolf
Fisher			

Nays, none.

Absent or not voting, 9:

Frommelt	Long	Schroeder	Stuart
Gilmour	Lucken	Shaff	Wiley
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 Senate File 492 be immediately messaged to the House, which request was complied with.

Senator Putney took the chair at 9:15 a.m.

On motion of Senator Weber, Senate File 301, a bill for an act to amend chapter one hundred four (104), Code 1958, relating to passenger and freight elevators, was taken up and considered.

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

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

Ayes, 42:

Brown	Flatt	Nolan	Shoeman
Buck	Getting	Nystrom	Turner
Butler	Gray	O'Malley	Vance
Coleman	Hansen	Phelps	Van Eaton
Cowden	Hill	Potter	Walker
Curran	Hoschek	Prentis	Walter
Dykhouse	Hoxie	Price	Wearin
Elijah	Lucken	Putney	Weber
Elvers	Lynes	Rigler	Wilson
Eppers	Mincks	Scott	Wolf
Fisher	Moore		

Nays, none.

Absent or not voting, 8:

Frommelt	Grimstead	Schroeder	Stuart
Gilmour	Long	Shaff	Wiley

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 478, a bill for an act relating to the officers, employees and members of the Iowa Soldiers' Home, 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, 42:

Brown	Flatt	Nolan	Shoeman
Buck	Getting	Nystrom	Turner
Butler	Gray	O'Malley	Vance
Coleman	Hansen	Phelps	Van Eaton
Cowden	Hill	Potter	Walker
Curran	Hoschek	Prentis	Walter
Dykhouse	Hoxie	Price	Wearin
Elijah	Lucken	Putney	Weber
Elvers	Lynes	Rigler	Wilson
Eppers	Mincks	Scott	Wolf
Fisher	Moore		

Nays, none.

Absent or not voting, 8:

Frommelt	Grimstead	Schroeder	Stuart
Gilmour	Long	Shaff	Wiley

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 485, 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 O'Malley offered the following amendment, filed by Senator Frommelt, and moved its adoption:

Amend Senate File 485 by adding the following section:

"Section 2. The provisions of this act shall be retroactive to July 4, 1959.".

The amendment was adopted.

Senator O'Malley asked and received unanimous consent that action on Senate File 485 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Hansen, House File 87, a bill for an act to raise the maximum tax for repairs and furnishing of township buildings, 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 87 by striking all of section 1 and inserting in lieu thereof the following:

Section 1. Section three hundred sixty point eight (360.8), Code 1958, is hereby amended by adding after the period in line ten (10) the following: "Provided, that in counties with a population of seventeen thousand (17,000) of seventeen thousand two hundred fifty (17,250), census 1960, that where such buildings are of brick construction with at least one hundred thousand cubic feet of space, such tax may be one mill on the dollar."

On motion of Senator Hansen, the amendment was adopted.

Senator Hansen moved that the bill be read a third 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:

Brown	Getting	Moore	Scott
Buck	Gray	Nolan	Shoeman
Butler	Grimstead	Nystrom	Turner
Coleman	Hansen	O'Malley	Vance
Curran	Hill	Phelps	Van Eaton
Dykhouse	Hoschek	Potter	Walker
Elijah	Hoxie	Prentis	Walter
Elvers	Lucken	Price	Wearin
Eppers	Lynes	Putney	Weber
Fisher	Mincks	Rigler	Wilson
Flatt			

Nays, 1:

Wolf

Absent or not voting, 8:

Cowden	Gilmour	Schroeder	Stuart
Frommelt	Long	Shaff	Wiley

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 290, a bill for an act to amend chapter three hundred ninety (390), Code 1958, relating to erection of privately owned parking facilities upon public land in cities of one hundred thousand (100,000) or more population, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley offered the following amendments and moved their adoption:

Amend Senate File 290 as follows:

1. Section 1, line 3, by striking "one hundred thousand (100,000)" and inserting in lieu thereof the following: "seventy-five thousand (75,000)".

2. Section 2, line 4, by striking "one hundred thousand (100,000)" and inserting in lieu thereof the following: "seventy-five thousand (75,000)".

3. Amend the title by striking in lines 3 and 4 "one hundred thousand (100,000)" and inserting in lieu thereof the following: "seventy-five thousand (75,000)".

The 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, 46:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gray	Nystrom	Turner
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wilson
Fisher	Lynes	Scott	Wolf
Flatt	Mincks		

Nays, none.

Absent or not voting, 4:

Gilmour	Schroeder	Shaff	Wiley

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 O'Malley, House File 156, a bill for an act relating to civil service preferred lists in cities of fifty thousand or

more population and to amend section three hundred sixty-five point eleven (365.11), Code 1958, 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:

Brown	Getting	Moore	Shoeman
Buck	Gray	Nolan	Stuart
Butler	Grimstead	Nystrom	Turner
Coleman	Hansen	O'Malley	Vance
Cowden	Hill	Phelps	Van Eaton
Dykhouse	Hoschek	Potter	Walker
Elijah	Hoxie	Prentis	Walter
Elvers	Long	Price	Wearin
Eppers	Lucken	Putney	Weber
Fisher	Lynes	Rigler	Wilson
Flatt	Mincks	Scott	Wolf
Frommelt			

Nays, none.

Absent or not voting, 5:

Curran	Schroeder	Shaff	Wiley
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 Turner, House File 656, a bill for an act to legalize and validate the special election of the Lake Township School District, Pottawattamie County, Iowa, held on June 8, 1960, for the issuance of $49,000.00 of school bonds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley took the chair at 10:00 a.m.

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, 46:

Brown	Eppers	Hoschek	O'Malley
Buck	Fisher	Hoxie	Phelps
Butler	Flatt	Long	Potter
Coleman	Frommelt	Lucken	Prentis
Cowden	Getting	Lynes	Price
Curran	Gray	Mincks	Putney
Dykhouse	Grimstead	Moore	Rigler
Elijah	Hansen	Nolan	Scott
Elvers	Hill	Nystrom	Shoeman

Stuart	Van Eaton	Wearin	Wilson
Turner	Walker	Weber	Wolf
Vance	Walter		

Nays, none.

Absent or not voting, 4:

Gilmour	Schroeder	Shaff	Wiley

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

On motion of Senator Hansen, House File 629, a bill for an act to legalize and validate the proceedings of the board of directors of the Glidden-Ralston Community School District, in the Counties of Carroll and Greene, 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 Hansen moved that the bill be read a third 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:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gray	Nystrom	Turner
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wilson
Fisher	Lynes	Scott	Wolf
Flatt	Mincks		

Nays, none.

Absent or not voting, 4:

Gilmour	Schroeder	Shaff	Wiley

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

On motion of Senator Hansen, House File 628, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Glidden-Ralston Community School District, in the Counties of Carroll and Greene, 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 Hansen moved that the bill be read a third 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:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gray	Nystrom	Turner
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearinn
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wilson
Fisher	Lynes	Scott	Wolf
Flatt	Mincks		

Nays, none.

Absent or not voting, 4:

Gilmour	Schroeder	Shaff	Wiley

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 481, a bill for an act to amend chapter five hundred four (504), Code 1958, to permit persons and organizations to incorporate under the provisions of chapter five hundred four (504), Corporations Not for Pecuniary Profit, for the purpose of promoting industrial development and expansion in Iowa communities; to authorize and encourage such corporations to cooperate with similar corporations in adjoining states; and, when the Iowa and foreign corporations have indentical names and purposes, to permit the same to function as one corporation in Iowa upon certain conditions, 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:

Brown	Eppers	Hoschek	O'Malley
Buck	Fisher	Hoxie	Phelps
Butler	Flatt	Long	Potter
Coleman	Frommelt	Lucken	Prentis
Cowden	Getting	Lynes	Price
Curran	Gray	Mincks	Putney
Dykhouse	Grimstead	Moore	Rigler
Elijah	Hansen	Nolan	Scott
Elvers	Hill	Nystrom	Shoeman

Stuart	Van Eaton	Wearin	Wilson
Turner	Walker	Weber	Wolf
Vance	Walter		

Nays, none.

Absent or not voting, 4:

Gilmour	Schroeder	Shaff	Wiley

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 399, a bill for an act pertaining to residents in an institution under old-age assistance, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley offered the following amendment and moved its adoption:

Amend Senate File 399 by adding thereto the following new section:

Sec. 2. Section two hundred forty-nine point six (249.6), Code 1958, is hereby amended by striking subsection nine (9) and inserting in lieu thereof the following:

"Is not an inmate of a public institution, except as a patient in a medical institution for treatment for other than tuberculosis or mental diseases or who has been diagnosed as having tuberculosis or psychosis and is a patient in a public medical institution as a result thereof. However, an inmate of such institution may make application for assistance, but the assistance, if granted, shall not begin until he has ceased to be an inmate."

The amendment was adopted.

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

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

Ayes, 45:

Brown	Frommelt	Mincks	Shoeman
Buck	Getting	Moore	Stuart
Butler	Gray	Nolan	Turner
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wilson
Fisher	Lynes	Scott	Wolf
Flatt			

Nays, none.

Absent or not voting, 5:

Gilmour	Schroeder	Shaff	Wiley
Nystrom			

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 69, a bill for an act to repeal section five hundred thirty-two point twenty (532.20), Code 1958, relating to trust reports to the superintendent of banking, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 45:

Brown	Frommelt	Mincks	Shoeman
Buck	Getting	Moore	Stuart
Butler	Gray	Nolan	Turner
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wilson
Fisher	Lynes	Scott	Wolf
Flatt			

Nays, none.

Absent or not voting, 5:

Gilmour	Schroeder	Shaff	Wiley
Nystrom			

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 194 be withdrawn from further consideration of the Senate.

On motion of Senator Nolan, Senate File 438, 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 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, 44:

Brown	Curran	Fisher	Hansen
Buck	Dykhouse	Flatt	Hill
Butler	Elijah	Getting	Hoschek
Coleman	Elvers	Gray	Hoxie
Cowden	Eppers	Grimstead	Long

Lucken	Phelps	Scott	Walker
Lynes	Potter	Shoeman	Walter
Mincks	Prentis	Stuart	Wearin
Moore	Price	Turner	Weber
Nolan	Putney	Vance	Wilson
O'Malley	Rigler	Van Eaton	Wolf

Nays, none.

Absent or not voting, 6:

Frommelt	Nystrom	Shaff	Wiley
Gilmour	Schroeder		

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 resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 19

By Coleman

Be It Resolved by the Senate, the House Concurring, that the Board of Control is authorized to lease to the city of Rockwell City, Iowa, a strip of the women's reformatory farm not exceeding twenty-one (21) acres to be used to construct and maintain: (1) a 300 x 2,960 foot grass landing strip paralleling the north-south county road; (2) temporary removable storage buildings for aircraft.

The motion prevailed and the resolution was adopted.

UNFINISHED BUSINESS

On motion of Senator Stuart, Senate File 451, a bill for an act relating to boat registration, navigation regulations and water safety, was taken up for further consideration.

Senator Stuart offered the following amendment and moved its adoption:

Amend Senate File 451, by striking from sub-section 3 of section 16, line 18, the word and number "sixteen (16)" and inserting in lieu thereof the word and number "seventeen (17)".

The amendment was adopted.

Senator Stuart offered the following amendment and moved its adoption:

Amend Senate File 451 by striking from line 2 of section 19 the word "a" and inserting in lieu thereof the words "any undocumented".

The amendment was adopted.

Senator Frommelt offered the following amendment:

Amend Senate File 451 as follows:

Amend section 5, subsection 8 by striking from line 82 the words "change of name, change of address or for a".

Division was called for.

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, 46:

Brown	Frommelt	Moore	Shoeman
Buck	Gettinng	Nolan	Stuart
Butler	Gray	Nystrom	Turner
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wilson
Fisher	Lynes	Scott	Wolf
Flatt	Mincks		

Nays, none.

Absent or not voting, 4:

Gilmour	Schroeder	Shaff	Wiley

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

HOUSE AMENDMENTS CONSIDERED

Senator Shoeman called up for consideration Senate File 210, a bill for an act to make available for scientific research unclaimed and unwanted dogs and to amend various sections of the Code relating to dogs, amended by the House.

HOUSE AMENDMENTS TO SENATE FILE 210

Amend Senate File 210 as follows:

1. Section one (1), by inserting after the word "establishment" in line six (6) the following: "situated in this state".

2. Section two (2), by inserting in line one (1) after the word "apply" the word "annually".

3. Section three (3), by striking from line seven (7) the word "two" and inserting in lieu thereof the word "eight".

4. By inserting after section four (4) the following new section:

"Animals used in any institution authorized by this Act shall receive every consideration for their bodily comfort; they shall be kindly treated, properly fed and their surroundings kept in a sanitary condition. All major operative procedures may be done under local infiltration anesthesia. If the nature of the study is such that the animal may survive, acceptable techniques shall be followed throughout the operation. If the study does not require survival, the animal shall be killed in a humane manner at the conclusion of the observations. The post-operative care of experimental animals shall be such as to minimize discomfort during convalescence. All

conditions shall be maintained for the animal's comfort in accordance with the best practices followed in human medicine and surgery."

5. Further amend by renumbering the remaining sections.

6. Section five (5), by inserting in line two (2) preceding the second word "Any" the following: "Every person convicted hereunder shall be punished by imprisonment for a period not more than thirty (30) days, or by a fine not to exceed one hundred dollars ($100.00)."

Senator Shoeman offered the following amendment to the House amendment and moved its adoption:

Amend the amendment by striking the word "eight" and inserting in lieu thereof the word "three".

The amendment to the amendment was adopted.

On motion of Senator Shoeman, the House amendment as amended was adopted.

On motion of Senator Shoeman, the Senate concurred in the House amendment as amended.

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, 40:

Brown	Getting	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walker
Elijah	Hoxie	Prentis	Walter
Elvers	Long	Price	Wearin
Eppers	Lucken	Putney	Weber
Fisher	Lynes	Rigler	Wilson
Flatt	Moore	Scott	Wolf

Nays, 3:

Frommelt	Hoschek	Mincks	

Absent or not voting, 7:

Buck	Gilmour	Shaff	Wiley
Butler	Schroeder	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 442, a bill for an act relating to cooperative efforts of various departments, was taken up and considered.

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

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

Ayes, 42:

Brown	Flatt	Mincks	Rigler
Buck	Frommelt	Moore	Scott
Butler	Getting	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Phelps	Walker
Dykhouse	Hill	Potter	Walter
Elijah	Hoschek	Prentis	Weber
Elvers	Hoxie	Price	Wearin
Eppers	Lucken	Putney	Wilson
Fisher	Lynes		

Nays, none.

Absent or not voting, 8:

Gilmour	Schroeder	Shoeman	Wiley
Long	Shaff	Vance	Wolf

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 335, a bill for an act to define trees infected with Dutch elm disease as a nuisance when located in cities and towns and to provide for the abatement of same.

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 relating to the exemption from taxation of property held pursuant to certain pension, profit sharing, unemployment compensation, stock bonus or other retirement, deferred benefit or employee welfare plans.

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 legalize and validate the proceedings of the board of directors of the Nashua Community School District.

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 to authorize a revolving fund for the central purchasing of city and town stores, supplies, motor vehicles and other equipment.

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 to regulate trading stamps and repeal gift enterprise statutes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 684, a bill for an act to make appropriations to ex-officio mem-

bers of the advisory investment board of the Iowa public employees' retirement system, namely: Howard Buck and A. L. Mensing.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 335

Amend Senate File 335 by striking all of section 1 and inserting in lieu thereof the following:

Section 1. Section six hundred fifty-seven point two (657.2), Code 1958, is hereby amended by adding thereto the following subsection:

Trees infected with Dutch elm disease in cities and towns.

HOUSE MESSAGES CONSIDERED

House File 222, a bill for an act to authorize a revolving fund for the central purchasing of city and town stores, supplies, motor vehicles and other equipment.

Read first and second times and passed on file.

House File 307, a bill for an act to regulate trading stamps and repeal gift enterprise statutes.

Read first and second times and passed on file.

House File 684, 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: Howard Buck and A. L. Mensing.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 165, 265, 171 and 450; also, House Files 657 and 676.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 165, 265, 171 and 450; also, House Files 657 and 676.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate Files 165, 265, 171 and 450.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 4, 1961, the Governor had approved the following bills:

Senate File 148, relating to county hospitals.
Senate File 149, relating to memorial hospitals.
Senate File 327, relating to municipal hospitals.

A communication was also received announcing that on April 5, 1961, the Governor had approved the following bills:

Senate File 9, relating to restricted drugs and medicines.
Senate File 144, relating to moneys and credits tax.
Senate File 221, relating to hunting and fishing licenses.
Senate File 292, relating to common trust funds.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate Concurrent Resolution 19 passed the Senate.

ANDREW G. FROMMELT.

AMENDMENT FILED

Amend Senate File 98, section 2, by adding the following after the period (.) in line 9: "Provided, however, that the term 'trading stamp' shall not include any redeemable device used by the manufacturer or packer of an article in advertising or selling its products, or any redeemable device issued and redeemed by a newspaper, magazine, or other publication."

MARTIN WILEY.

On motion of Senator Lynes, the Senate adjourned until 10:00 a.m., Monday, April 10, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 10, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Orville Rinehardt, pastor of the First Baptist Church, Mt. Ayr, Iowa.

PETITION

By Senator Schroeder, from one hundred thirty-six residents of Scott County in opposition to proposed legislation increasing the tax on mobile homes.

PRESENTATION OF VISITORS

Senator Shaff rose on a point of personal privilege and presented to the Senate his father, the Honorable J. O. Shaff, a former member of the Senate from Clinton County, who was present in the Senate chamber.

Senator Putney rose on a point of personal privilege and presented to the Senate the Honorable Robert O. Burrows, a former member of the House of Representatives from Benton County, who was present in the Senate chamber.

Senator Putney also presented one hundred fifty students from the Belle Plaine High School who were present in the balcony accompanied by their superintendent, Gay W. Argo, and their principal, Roland F. Hansen, Mr. Burrows and several other members of the Belle Plaine Rotary Club who sponsored the trip.

Senator Putney also asked and received unanimous consent to present to the Senate thirty-one students, members of the senior class of the Gladbrook High School, who were present in the balcony accompanied by their instructor, Stephen Williams.

Senator Nystrom asked and received unanimous consent to present to the Senate thirty students from the Ames Edwards Elementary School who were present in the balcony accompanied by their instructor, Jacquelyn Dethmers.

INTRODUCTION OF BILL

Senate File 497, by committee on governmental affairs, a bill for an act to legalize the corporate acts and proceedings in connection with

the renewal of the corporate existence and the adoption of the amended and renewed articles of incorporation of Fertile Cooperative Dairy Association and to provide for the renewal of the charter of said company.

Read first and second times and placed on the calendar.

PRESENTATION OF "QUEEN" OF THE SENATE

The Chair announced that the Pages of the Senate wished to present the Queen of the Senate of the Fifty-ninth General Assembly and Robert Goodwin, personal Page for President Mooty, presented the following:

Kaye F. Curran, first attendant; Karen K. Gladfelder, second attendant; and Linda Johnson, Queen.

President Mooty presented to the attendants had corsages of white carnations and to Linda, a bouquet of red roses.

Linda thanked the Pages for this recognition and also expressed her appreciation for the privilege of working in the Senate.

Senator Nolan asked and received unanimous consent that action on Senate File 466 be temporarily deferred until the afternoon session.

Senator Hill moved that a public hearing be held on Wednesday, April 12, 1961, at 3:30 p.m., for the purpose of discussing Senate File 275.

Division was called for.

The motion was lost.

HOUSE AMENDMENT CONSIDERED

Senator Schroeder called up for consideration Senate File 335, a bill for an act to define trees infected with Dutch elm disease as a nuisance when located in cities and towns and to provide for the abatement of same, amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 335

Amend Senate File 335 by striking all of section 1 and inserting in lieu thereof the following:

Section 1. Section six hundred fifty-seven point two (657.2), Code 1958, is hereby amended by adding thereto the following subsection:

Trees infected with Dutch elm disease in cities and towns.

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, 44:

Brown	Flatt	Mincks	Shaff
Buck	Frommelt	Moore	Shoeman
Butler	Getting	Nolan	Stuart
Coleman	Gilmour	O'Malley	Turner
Cowden	Grimstead	Phelps	Vance
Curran	Hansen	Potter	Walter
Dykhouse	Hill	Prentis	Wearin
Elijah	Hoxie	Putney	Weber
Elvers	Long	Rigler	Wiley
Eppers	Lucken	Schroeder	Wilson
Fisher	Lynes	Scott	Wolf

Nays, none.

Absent or not voting, 6:

Gray	Nystrom	Van Eaton	Walker
Hoschek	Price		

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, Senate File 485, 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 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:

Brown	Flatt	Lynes	Shaff
Buck	Frommelt	Mincks	Shoeman
Butler	Getting	Moore	Stuart
Coleman	Gilmour	O'Malley	Turner
Cowden	Grimstead	Phelps	Walter
Curran	Hansen	Potter	Wearin
Dykhouse	Hill	Prentis	Weber
Elijah	Hoschek	Rigler	Wiley
Elvers	Hoxie	Schroeder	Wilson
Eppers	Long	Scott	Wolf
Fisher	Lucken		

Nays, 2:

Nolan	Putney

Absent or not voting, 6:

Gray	Price	Van Eaton	Walker
Nystrom	Vance		

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 411, a bill for an act to amend chapter three hundred twenty-one (321), Acts of the Fifty-eighth General Assembly, relating to corporations for profit, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaff asked and received unanimous consent that action on Senate File 411 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Stuart, Senate File 248, a bill for an act to amend chapter twenty-three (23), Code 1958, to provide for competitive bidding on the construction, erection, alteration or repair of public improvements, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stuart offered the following amendment and moved its adoption:

Amend Senate File 248 as follows:

1. Amend section 1 by inserting after the word "estimated" in line 3, the word "total"; also by inserting immediately before the word "alteration" in line 4, the following: "demolition,"; and also strike from lines 5, 6 and 7 the following: "and the contracting procedure for the doing of the work is not otherwise provided for in another provision of law".

2. Further amend Senate File 248 by adding the following to section 1: "This section shall not apply to the construction, erection, demolition, alteration or repair of any public improvement when the contracting procedure for the doing of the work is provided for in another provision of law."

The amendment was adopted.

Senator Schroeder asked and received unanimous consent that action on Senate File 248 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Walker, Senate File 479, a bill for an act relating to license and permit fees collected by the Iowa department of agriculture, was taken up and considered.

Senator Walker asked and received unanimous consent that action on Senate File 479 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Van Eaton, House File 402, a bill for an act relating to fees on house trailers and mobile homes, 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:

Amend House File 402 as follows:

1. By striking from line 4 of section 1 the word "four" and inserting in lieu thereof the word "three".

2. By striking from line 6 of section 1 the word "five" and inserting in lieu thereof the word "four".

3. By striking from line 8 of section 1 the word "six" and inserting in lieu thereof the word "five".

4. By striking from line 5 of section 3 the word "five" and inserting in lieu thereof the word "two".

Senator Schroeder moved the adoption of divisions 1, 2 and 3 of the amendment.

Roll call was requested.

On the question "Shall divisions 1, 2 and 3 of the amendment be adopted?" the vote was:

Ayes, 39:

Brown	Flatt	Moore	Shaff
Buck	Frommelt	Nolan	Stuart
Butler	Getting	O'Malley	Vance
Coleman	Gilmour	Phelps	Walker
Cowden	Grimstead	Potter	Walter
Curran	Hansen	Prentis	Weber
Dykhouse	Hill	Putney	Wiley
Elijah	Hoschek	Rigler	Wilson
Eppers	Hoxie	Schroeder	Wolf
Fisher	Mincks	Scott	

Nays, 7:

Long	Lynes	Turner	Wearin
Lucken	Shoeman	Van Eaton	

Absent or not voting, 4:

Elvers	Gray	Nystrom	Price

Divisions 1, 2 and 3 of the amendment were adopted.

Senator Schroeder moved the adoption of division 4 of the amendment.

The motion was lost and division 4 of the amendment was lost.

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, 42:

Brown	Grimstead	Phelps	Turner
Buck	Hansen	Potter	Vance
Butler	Hill	Prentis	Van Eaton
Cowden	Hoschek	Putney	Walker
Curran	Hoxie	Rigler	Walter
Dykhouse	Long	Schroeder	Wearin
Elijah	Lucken	Scott	Weber
Eppers	Lynes	Shaff	Wiley
Fisher	Moore	Shoeman	Wilson
Getting	Nolan	Stuart	Wolf
Gilmore	Nystrom		

Nays, 2:

Frommelt	Mincks

Absent or not voting, 6:

Coleman	Flatt	O'Malley	Price
Elvers	Gray		

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 3, a bill for an act to amend chapter four hundred sixty-seven A (467A), Code 1958, relating to an alternate method of taxation of landowners within subdistricts for the purpose of carrying out watershed protection and flood-prevention programs, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Walker offered the following amendment and moved its adoption:

Amend House File 3, section 19, by inserting in line 6 after "inclusive," the following: "Code 1958,".

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, 46:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

Nays, none.

Absent or not voting, 4:

Coleman	Gray	Price	Van Eaton

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 this morning 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 65, a bill for an act relating to tax exemption of personal property used for agricultural purposes.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 105, a bill for an act relating to the rules and regulations promulgated by the various state agencies.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 181, a bill for an act relating to the use of the proceeds of sale of real estate by the state board of regents.

Also: That the House has concurred in Senate amendment to House amendment to and passed Senate File 210, a bill for an act to make available for scientific research unclaimed and unwanted dogs and to amend various sections of the Code relating to dogs.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 445, a bill for an act to appropriate funds to the employment security commission as a proportionate share in the cost of erecting an administrative building for the use of the commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 446, a bill for an act to appropriate funds from the Iowa Public Employees' Retirement Fund to the employment security commission as a proportionate share in the cost of erecting an administrative building for the use of the commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 447, a bill for an act to appropriate money 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.

Also: That the House has concurred in Senate amendments to and passed House File 87, a bill for an act to raise the maximum tax for repairs and furnishings of township buildings.

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 relating to requirements for issuance of marriage licenses.

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 relating to life insurance companies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 461, a bill for an act relating to compensation of county officers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 536, a bill for an act relating to the sale of checks, money orders, and other written instruments for the transmission or payment of money.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 567, a bill for an act relating to leave of absence and vacation periods for county road employees.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 223, a bill for an act relating to requirements for issuance of marriage licenses.

Read first and second times and passed on file.

House File 348, a bill for an act relating to life insurance companies.

Read first and second times and passed on file.

House File 461, a bill for an act relating to compensation of county officers.

Read first and second times and passed on file.

House File 536, a bill for an act relating to the sale of checks, money orders, and other written instruments for the transmission or payment of money.

Read first and second times and passed on file.

House File 567, a bill for an act relating to leave of absence and vacation periods for county employees.

Read first and second times and passed on file.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

CALL OF THE SENATE

The Chair announced that the Senate would return to the consideration of Senate File 466, a bill for an act relating to allocations from the road use tax fund and to the apportionment thereof among the counties, cities and towns, under the call of the Senate as of April 6.

Roll call revealed all members present.

Senator Prentis called up the following amendment, filed by Senator Prentis, et al.:

Amend section 2 of Senate File 466 by striking everything after line 4 of said section and inserting in lieu thereof the following:

1. To the primary road fund, forty-eight percent.

2. To the secondary road fund of the counties, forty percent.

3. To the farm-to-market road fund, twenty-five percent of the forty percent allocation to the secondary road fund of the counties.

4. To the street construction fund of the cities and towns, twelve percent.

Senator Schroeder offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the word "forty" in line 4 and inserting in lieu thereof the words "thirty-eight" and by striking the word "twelve" in line 9 and inserting in lieu thereof the word "fourteen".

Roll call was requested.

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

Ayes, 17:

Brown	Frommelt	Nystrom	Turner
Coleman	Gilmour	O'Malley	Van Eaton
Curran	Hoschek	Schroeder	Walker
Dykhouse	Mincks	Shaff	Wolf
Eppers			

Nays, 33:

Buck	Grimstead	Nolan	Shoeman
Butler	Hansen	Phelps	Stuart
Cowden	Hill	Potter	Vance
Elijah	Hoxie	Prentis	Walter
Elvers	Long	Price	Wearin
Fisher	Lucken	Putney	Weber
Flatt	Lynes	Rigler	Wiley
Getting	Moore	Scott	Wilson
Gray			

Absent or not voting, none.

The amendment to the amendment was lost.

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the word "forty" in line 4 and inserting in lieu thereof the words "thirty-nine" and by striking the word "twelve" in line 9 and inserting in lieu thereof the word "thirteen".

Roll call was requested.

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

Ayes, 21:

Brown	Gilmour	O'Malley	Stuart
Buck	Hill	Price	Turner
Coleman	Hoschek	Rigler	Van Eaton
Curran	Mincks	Schroeder	Walker
Dykhouse	Nystrom	Shaff	Wolf
Eppers			

Nays, 28:

Butler	Gray	Moore	Shoeman
Cowden	Grimstead	Nolan	Vance
Elijah	Hansen	Phelps	Walter
Elvers	Hoxie	Potter	Wearin
Fisher	Long	Prentis	Weber
Flatt	Lucken	Putney	Wiley
Getting	Lynes	Scott	Wilson

Absent or not voting, 1:

Frommelt

The amendment to the amendment was lost.

Senator Coleman offered the following amendment to the amendment and moved its adoption:

Amend line 8 of the amendment by striking "forty-eight" and inserting in lieu thereof "forty-seven", and amend line 9 by striking the word "twelve" and inserting in lieu thereof the word "thirteen".

Roll call was requested.

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

Ayes, 15:

Brown	Eppers	Mincks	Turner
Coleman	Flatt	O'Malley	Van Eaton
Cowden	Frommelt	Potter	Walker
Curran	Hoschek		

Nays, 35:

Buck	Grimstead	Nystrom	Shoeman
Butler	Hansen	Phelps	Stuart
Dykhouse	Hill	Prentis	Vance
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Getting	Lynes	Schroeder	Wiley
Gilmour	Moore	Scott	Wilson
Gray	Nolan	Shaff	Wolf

Absent or not voting, none.

The amendment to the amendment was lost.

Senator Price moved the previous question on the amendment filed by Senator Prentis, which motion prevailed.

Senator Prentis moved the adoption of the amendment filed by him, et al.

Roll call was requested.

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

Ayes, 35:

Brown	Flatt	Lucken	Scott
Buck	Frommelt	Lynes	Shoeman
Butler	Getting	Mincks	Turner
Coleman	Gray	Moore	Vance
Cowden	Grimstead	O'Malley	Walker
Curran	Hansen	Phelps	Walter
Elijah	Hoschek	Potter	Weber
Elvers	Hoxie	Prentis	Wilson
Fisher	Long	Putney	

Nays, 15:

Dykhouse	Nolan	Schroeder	Wearin
Eppers	Nystrom	Shaff	Wiley
Gilmour	Price	Stuart	Wolf
Hill	Rigler	Van Eaton	

Absent or not voting, none.

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 466 as follows:

1. Amend section 3, line 37, by inserting after the word "Assembly," the words "and which is on record at the state highway commission,".

2. Amend section 5, line 17, by inserting after the word "Assembly" the words ", and which is on record at the state highway commission".

The amendment was adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend Senate File 466 as follows:

1. By striking lines 2 and 3 of section 3 and inserting in lieu thereof the following:

"Code 1958, is hereby amended by striking subsection one (1) and inserting lieu thereof the following:".

2. Further amend section 3 by striking lines 20 through 54 inclusive, and by inserting quotation marks (") at the end of line 19 of section 8.

Roll call was requested.

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

Ayes, 41:

Brown	Flatt	Mincks	Scott
Buck	Getting	Moore	Shaff
Butler	Gray	Nystrom	Shoeman
Coleman	Grimstead	Phelps	Stuart
Cowden	Hansen	Potter	Vance
Curran	Hoschek	Prentis	Walker
Dykhouse	Hoxie	Price	Walter
Elijah	Long	Putney	Wearin
Elvers	Lucken	Rigler	Weber
Eppers	Lynes	Schroeder	Wilson
Fisher			

Nays, 9:

Frommelt	Nolan	Turner	Wiley
Gilmour	O'Malley	Van Eaton	Wolf
Hill			

Absent or not voting, none.

The amendment was adopted.

President pro tempore Long took the chair at 3:45 p.m.

Senator Schroeder asked and received unanimous consent to withdraw the following amendment filed by him and found page 739 of the Senate Journal:

Amend Senate File 466, section 2, line 30 by striking the word "fourteen" and inserting in lieu thereof "fifteen".

Senator Schroeder offered the following amendment and moved its adoption:

Amend Senate File 466 as follows:

1. Amend Senate File 466, section 3, line 10 by striking the word "sixty" and inserting in lieu thereof "forty".

2. Further amend Senate File 466, section 3, line 15 by inserting after the "comma" following the word "counties" the following: "and apportion among the counties in the state in the ratio that the population of said county as shown by the latest available census bears to the total population of all counties in the state, twenty percent of the allocation from road use tax funds which he has credited to the secondary road fund of the counties,".

President Mooty took the chair at 4:00 p.m.

Senator Getting moved that the following amendment, filed by Senators Getting and Walker, be substituted for the amendment filed by Senator Schroeder:

Amend Senate File 466 as follows:

1. By striking lines 4 through 19 in section 3 and inserting in lieu thereof the following:

"1. After deducting the portion of the allocation to the secondary road fund of the counties which is for the farm-to-market road fund, apportion the remainder of the allocation for secondary roads among the counties in the ratio that the area of each county bears to the total area of the state, and shall remit to the treasurer of each county the amount apportioned to each county.

"The road use tax funds credited to the farm-to-market road fund by the treasurer of the state shall be apportioned among the counties of the state in the ratio that the area of each county bears to the total area of the state. These funds shall be accounted for by the highway commissioner in the manner provided in chapter three hundred ten (310) of the Code."

2. By amending section 5 by striking the remainder of the section after the word "hereby" in line 2 and inserting in lieu thereof the word "repealed".

Senator Schroeder raised a point of order on the motion to substitute for the reasons set out in Senate Rule 9.

MESSAGES FROM 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 454, a bill for an act to make appropriations to members of the committee on highway study.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 22, a joint resolution proposing an amendment to the constitution 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 165, a bill for an act relating to paroles by courts, and to amend various sections of the Code relating thereto.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 454

Amend Senate File 454 by adding thereto the following section:

Sec. 4. This Act being deemed of immediate importance shall take effect and be in force from and after its publication in The North English Record, a newspaper published at North English, Iowa, and in the Fort Madison Evening Democrat, a newspaper published at Fort Madison, Iowa.

HOUSE MESSAGES CONSIDERED

House File 165, a bill for an act relating to paroles by courts, and to amend various sections of the Code relating thereto.

Read first and second times and passed on file.

House Joint Resolution 22, 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.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 492; also, House Files 69, 87, 156, 628, 629 and 656.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 492; also, House Files 69, 87, 156, 628, 629 and 656.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate Files 362 and 492.

HARRY L. COWDEN, *Chairman.*

Passed on file.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

H. F. 536	H. F. 240	S. F. 475	H. F. 112
S. F. 152	S. F. 452	S. F. 185	S. F. 284
S. F. 489	H. F. 544	S. F. 353	S. F. 195

J. KENDALL LYNES, *Chairman,*
Sifting Committee.

AMENDMENTS FILED

AMENDMENT TO RULES OF THE SENATE

Amend the Rules of the Senate, Fifty-ninth General Assembly, by adding the following to Rule 37:

"Voting in said sifting committee shall be by record vote."

C. EDWIN GILMOUR.

Amend the title to Senate File 156 by striking the words "other games" and inserting in lieu thereof the following: "related games".

LYNN POTTER.

Amend Senate File 190 by striking all after the enacting clause and substituting therefor the following:

Section 1. Chapter three hundred fifty-six (356), Acts of the Fifty-eighth General Assembly, is hereby amended as follows:

1. By striking from line six (6) of section two (2) the word "three" and substituting therefor the word "four".

2. By striking from line eleven (11) of section two (2) the word "three" and substituting therefor the word "four".

3. By striking from line fourteen (14) of section two (2) the words "twenty-five" and substituting therefor the words "thirty-five".

4. By striking from line fifteen (15) of section two (2) the word "three" and substituting therefor the word "four".

5. By striking from line sixteen (16) of section two (2) the word "four" and substituting therefor the word "five".

Sec. 2. Section six hundred five A point seven (605A.7), Code 1958, is hereby amended as follows:

1. By striking from line three (3) thereof the word "two" and substituting therefor the word "three".

2. By striking from line eight (8) thereof the word "forty" and substituting therefor the word "fifty".

Sec. 3. Amend the title by inserting after the comma in line one (1) the words "and chapter three hundred fifty-six (356), Acts of the Fifty-eighth General Assembly".

W. C. STUART.
GEORGE O'MALLEY.

Amend Senate File 411 by adding the following new section:

"Amend chapter three hundred twenty-one (321), Acts of the Fifty-eighth General Assembly, by striking section one hundred forty-five (145) and insert in lieu thereof the following:

'It shall be lawful for any corporation doing business within the State of Iowa to give or contribute money or property to any political committee, political party or to any candidate for any public office or candidate for nomination for any public office for campaign expenses for any public office, which contribution shall not exceed the sum of one thousand (1,000) dollars to any political committee or political party, or the sum of five hundred (500) dollars to any candidate for any public office or candidate for nomination to any public office during any one year, provided that such contributions are fully reported as provided by law.'"

D. C. NOLAN.

Amend Senate File 411, section 14, line 11, by striking "affective" and by inserting in lieu thereof "effective".

W. C. STUART.

Amend Senate File 448, section 13, by striking all of lines 3, 4 and 5 and by inserting in lieu thereof the following:

"In the Oskaloosa Daily Herald, a newspaper published in Oskaloosa, Iowa, and in the Centerville Daily Iowegian & Citizen, a newspaper published in Centerville, Iowa."

JOHN GRAY.

Amend section 1 of Senate File 452 as follows:

1. By striking all after the period in line 1 of section 1 and all of line 2 of said section.
2. By striking all of lines 3 and 4 of section 1.
3. By striking all of lines 5 and 6 of section 1.
4. By striking all of lines 7 and 8 of section 1.
5. By striking all of lines 9 and 10 of section 1.
6. By striking all of lines 11 and 12 of section 1.
7. By striking all of lines 13 and 14 of section 1.
8. By striking all of lines 15 and 16 of section 1.
9. By striking all of lines 17 and 18 of section 1.
10. By striking all of lines 19 and 20 of section 1.
11. By striking all of lines 21 and 22 of section 1.
12. By striking all of lines 23 and 24 of section 1.
13. By striking all of lines 25 and 26 of section 1.
14. By striking all of lines 27 and 28 of section 1.

W. C. STUART.

Amend Senate File 489 by adding thereto the following new section:

"Sec. 2. This Act being deemed of immediate importance shall take effect and be in full force from and after its passage and publication in the Atlantic News-Telegraph, Atlantic, Iowa, and The Anthon Herald, Anthon, Iowa."

C. S. VAN EATON.

Amend Senate File 466 as follows:

1. By inserting the following new section as section eleven (11):

"Sec. 11. Section three hundred fourteen point five (314.5), Code 1958, is hereby repealed."

2. By renumbering the remaining sections.

JACK SCHROEDER.
HARRY L. COWDEN.
C. JOSEPH COLEMAN.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 11, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Sigvald D. Fauske, President of Waldorf College, Forest City, Iowa.

PETITIONS

By Senator O'Malley, from thirty-seven residents of Polk County in opposition to proposed legislation relating to maximum length of trucks and increased speed limit on highways.

By Senator Van Eaton, from twenty-two residents of Woodbury County favoring proposed legislation relating to Iowa Public Employees Retirement System.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate eighty students, members of the ninth grade class of the Amos Hiatt Junior High School, who were present in the balcony accompanied by their instructors, Jack Borg, John Heinzerling and Patrick Ferrone.

Senator O'Malley asked and received unanimous consent to present to the Senate forty-five students, members of the eighth grade class of the James Callanan Junior High School, who were present in the balcony accompanied by their instructor, Frank Eades, and their principal, Dr. Victor Mastin.

Senator Nystrom asked and received unanimous consent to present to the Senate thirty-eight students, members of the senior class of the Ballard Community High School of Huxley, who were present in the balcony accompanied by their instructor, Robert Donnelly, and their principal, James Mumper.

Senator Rigler asked and received unanimous consent to present to the Senate ninety students from the Rudd-Rockford-Marble Rock Community School of Floyd County who were present in the balcony accompanied by their instructors, R. M. Ross, Ann Murray O'Neill, L. L. Swearingen and John L. Byers.

Senator Nystrom asked and received unanimous consent to present to the Senate seventy-five students, members of the sixth grade class

of the Roosevelt Elementary School of Ames, who were present in the balcony accompanied by their instructors, Evelyn Dooley, Eloise Dennis and Diana Carnell.

Senator Nolan asked and received unanimous consent that action on Senate File 466 be deferred and that the bill retain its place on the calendar.

HOUSE AMENDMENT CONSIDERED

Senator Nolan called up for consideration Senate File 454, a bill for an act to make appropriations to members of the committee on highway study, namely: D. C. Nolan, Merle Hagedorn, James R. Dougherty, Gene L. Hoffman, Russell Eldred, Carroll McCurdy, Neal Pierce, Kenneth Robinson, Charles F. Iles and Miles P. Sutera, amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 454

Amend Senate File 454 by adding thereto the following section:

Sec. 4. This Act being deemed of immediate importance shall take effect and be in force from and after its publication in The North English Record, a newspaper published at North English, Iowa, and in the Fort Madison Evening Democrat, a newspaper published at Fort Madison, Iowa.

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, 47:

Brown	Frommelt	Mincks	Shoeman
Buck	Getting	Moore	Stuart
Butler	Gilmour	Nystrom	Turner
Coleman	Gray	O'Malley	Vance
Cowden	Grimstead	Phelps	Van Eaton
Curran	Hansen	Potter	Walker
Dykhouse	Hill	Prentis	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Lynes	Shaff	

Nays, none.

Absent or not voting, 3:

Nolan	Schroeder	Wolf

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

UNFINISHED BUSINESS

On motion of Senator Shaff, Senate File 411, a bill for an act to amend chapter three hundred twenty-one (321), Acts of the Fifty-eighth General Assembly, relating to corporations for profit, was taken up for further consideration.

Senator Stuart offered the following amendment and moved its adoption:

Amend Senate File 411, section 14, line 11, by striking "affective" and by inserting in lieu thereof "effective".

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 411 by adding the following new section:

"Amend chapter three hundred twenty-one (321), Acts of the Fifty-eighth General Assembly, by striking section one hundred forty-five (145) and insert in lieu thereof the following:

'It shall be lawful for any corporation doing business within the State of Iowa to give or contribute money or property to any political committee, political party or to any candidate for any public office or candidate for nomination for any public office for campaign expenses for any public office, which contribution shall not exceed the sum of one thousand (1,000) dollars to any political committee or political party, or the sum of five hundred (500) dollars to any candidate for any public office or candidate for nomination to any public office during any one year, provided that such contributions are fully reported as provided by law.'"

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:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Butler	Gray	Nystrom	Turner
Cowden	Hansen	O'Malley	Vance
Curran	Hill	Phelps	Van Eaton
Dykhouse	Hoschek	Potter	Walker
Elijah	Hoxie	Prentis	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Scott	Wiley
Flatt	Mincks	Shaff	Wolf
Frommelt			

Nays, none.

Absent or not voting, 5:

Coleman	Price	Schroeder	Wilson
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 Stuart, Senate File 248, a bill for an act to amend chapter twenty-three (23), Code 1958, to provide for competitive bidding on the construction, erection, alteration or repair of public improvements, 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, 48:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gilmour	Nystrom	Turner
Coleman	Gray	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

Grimstead	Schroeder

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

On motion of Senator Walker, Senate File 479, a bill for an act relating to license and permit fees collected by the Iowa department of agriculture, was taken up for further consideration.

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:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gilmour	Nystrom	Turner
Coleman	Gray	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

Grimstead	Schroeder

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

THIRD READING OF BILLS

On motion of Senator Shaff, Senate File 471, a bill for an act to amend chapter five hundred two (502), Code 1958, relating to the sale of securities, 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:

Brown	Frommelt	Moore	Shoeman
Buck	Getting	Nolan	Stuart
Butler	Gilmour	Nystrom	Turner
Coleman	Gray	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Putney	Weber
Eppers	Lucken	Rigler	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

Grimstead	Schroeder

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

On motion of Senator Shaff, Senate File 472, a bill for an act to amend chapter five hundred two (502), Code 1958, relating to the powers and duties of the commissioner of insurance, 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, 47:

Brown	Curran	Fisher	Gray
Buck	Dykhouse	Flatt	Grimstead
Butler	Elijah	Frommelt	Hansen
Coleman	Elvers	Getting	Hill
Cowden	Eppers	Gilmour	Hoschek

Hoxie	Nystrom	Shaff	Walter
Long	O'Malley	Shoeman	Wearin
Lucken	Phelps	Stuart	Weber
Lynes	Potter	Turner	Wiley
Mincks	Price	Vance	Wilson
Moore	Rigler	Van Eaton	Wolf
Nolan	Scott	Walker	

Nays, 2:

Prentis	Putney

Absent or not voting, 1:

Schroeder

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 House File 536.

On motion of Senator Elijah, House File 536, a bill for an act relating to the sale of checks, money orders, and other written instruments for the transmission or payment of money, 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:

Brown	Frommelt	Mincks	Shoeman
Buck	Getting	Moore	Stuart
Butler	Gilmour	Nolan	Turner
Coleman	Gray	Nystrom	Vance
Cowden	Grimstead	O'Malley	Van Eaton
Curran	Hansen	Potter	Walker
Dykhouse	Hill	Prentis	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Lynes	Shaff	

Nays, 1:

Wolf

Absent or not voting, 2:

Phelps	Schroeder

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 398 be withdrawn from further consideration of the Senate.

Senator Shoeman asked and received unanimous consent to take up

Senate File 489, a bill for an act relating to supplemental aid to recipients of old-age assistance.

Senator Frommelt asked and received unanimous consent that action on Senate File 489 be deferred and that the bill be placed on the calendar under unfinished business.

Senator Price asked and received unanimous consent to take up House File 240, a bill for an act to amend chapter eighty-two (82), Code 1958, relating to mines and mining, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Price offered the following amendment:

Amend House File 240 by adding the following new section:

"Sec. 5. Section eighty-two point eighteen (82.18), Code 1958, is hereby amended by adding in line two (2) after the word 'the' the words 'any underground'.

"Further amend section eighty-two point eighteen (82.18), Code 1958, by adding in line two (2) after the word 'which' the word 'said'."

Senator Price offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of lines 3 and 4 and inserting in lieu thereof the following:

"Code 1958, is hereby amended by striking from line two (2) the word 'the' and inserting in lieu thereof the words 'any underground'".

The amendment to the amendment was adopted.

On motion of Senator Price, the amendment as amended was adopted.

Senator Gilmour asked and received unanimous consent that action on House File 240 be deferred and that the bill be placed on the calendar under unfinished business.

SPECIAL ORDER OF BUSINESS

Senator Lynes asked and received unanimous consent that the Senate take up at this time, 10:30 a.m., the Special Order of Business for the consideration of Senate File 428.

On motion of Senator Hoxie, Senate File 428, a bill for an act to establish the boundary line between Iowa and Nebraska by agreement; to cede to Nebraska and to relinquish jurisdiction over lands now in Iowa but lying westerly of said boundary line and contiguous to lands in Nebraska; to provide that the provisions of this act become effective upon the enactment of a similar and reciprocal law by Nebraska and the approval of and consent to the compact thereby effected by the

Congress of the United States of America and to declare an emergency, was taken up for consideration.

COMMITTEE OF THE WHOLE

On motion of Senator Hoxie, the Senate resolved itself into a committee of the whole for the purpose of discussion and explanation by Mr. Jerry Jauron, conservation officer of the State Conservation Commission.

The Senate arose from the committee of the whole and resumed regular session.

Senator Turner called up the amendment filed by him and Senator Butler and found on pages 507, 508 and 509 of the Senate Journal.

On motion of Senator Lynes, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

The Senate resumed consideration of Senate File 428 and the amendment filed by Senators Turner and Butler.

Senator Van Eaton moved the previous question on the amendment and the main bill, which motion prevailed.

President pro tempore Long took the chair at 3:50 p.m.

Snator Turner moved the adoption of the amendment and requested a roll call.

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

Ayes, 28:

Brown	Flatt	Lynes	Shoeman
Buck	Frommelt	Mincks	Turner
Butler	Grimstead	Nystrom	Vance
Coleman	Hansen	Price	Walker
Cowden	Hoschek	Putney	Walter
Curran	Hoxie	Rigler	Wearin
Fisher	Long	Scott	Weber

Nays, 19:

Dykhouse	Hill	Phelps	Van Eaton
Elijah	Lucken	Potter	Wiley
Elvers	Moore	Prentis	Wilson
Eppers	Nolan	Shaff	Wolf
Getting	O'Malley	Stuart	

Absent or not voting, 3:

Gilmour	Gray	Schroeder

The amendment was adopted.

Senator Getting asked and received unanimous consent to withdraw the amendment filed by him and found on page 656 of the Senate Journal.

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:

Brown	Fisher	Lynes	Stuart
Buck	Flatt	Mincks	Turner
Butler	Frommelt	Nolan	Vance
Coleman	Getting	Nystrom	Van Eaton
Cowden	Grimstead	Prentis	Walker
Curran	Hansen	Price	Walter
Dykhouse	Hoschek	Putney	Wearin
Elijah	Hoxie	Rigler	Weber
Elvers	Long	Scott	Wiley
Eppers	Lucken	Shoeman	Wolf

Nays, 5:

Hill	Potter	Shaff	Wilson
Moore			

Absent or not voting, 5:

Gilmour	O'Malley	Phelps	Schroeder
Gray			

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

SENATE FILE 428 AS PASSED BY THE SENATE

Senator Turner asked and received unanimous consent to have 600 copies of Senate File 428 as passed by the Senate printed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Joint Resolution 30, a joint resolution recognizing Yamanashi Prefecture as Iowa's sister state in Japan.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 207, a bill for an act relating to the safety of pupils while entering or leaving public or private school busses in cities and towns.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 213, a bill for an act relating to reports of bank statements of condition to the superintendent of banking.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 228, a bill for an act providing for improvement of drainage and levee districts with pumping stations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 246, a bill for an act to amend section one hundred twenty-four point thirty-eight (124.38), Code 1958, by removing the mandatory labeling requirement therefrom.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 440, a bill for an act raising the amount of an unsecured loan on which the superintendent of banking may require a financial statement.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 453, a bill for an act relating to planning assistance for cities, towns, counties, regional and metropolitan areas.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 477, a bill for an act to legalize and validate the proceedings of the city council of the city of Burlington, in Des Moines County, Iowa.

Also: That the House has concurred in Senate amendments to and passed House File 3, a bill for an act relating to an alternate method of taxation of landowners within subdistricts for the purpose of carrying out watershed protection and flood-prevention programs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 137, a bill for an act relating to co-operative associations.

Also: That the House has concurred in Senate amendments to and passed House File 402, a bill for an act relating to fees on 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 434, a bill for an act relating to state representative districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 502, a bill for an act relating to allowance or disallowance by the board of supervisors of claims for military service tax exemption.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 527, a bill for an act relating to erecting, rebuilding or repairing of fences.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 541, a bill for an act relating to the operation of school busses.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 649, a bill for an act to legalize and validate the action of the board of directors of the North Winneshiek Community School District.

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 relating to insurance unfair trade practices and relating to insurance provided by means of mechanical devices.

Also: That the House has adopted the conference committee report on, and adopted the amendments recommended therein, and passed House File 6, 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.

WILLIAM R. KENDRICK, *Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE 6

Your committee appointed to resolve the differences between the House and Senate on the passage of House File 6 makes the following recommendation:

Amend House File 6 by striking all after the enacting clause and inserting the following:

Section 1. The board of supervisors of any county may determine that a public disposal ground is needed in their county and may make a finding as to where such disposal ground shall be located.

Sec. 2. Said boards may within their respective jurisdictions make a determination of which townships of the county will be best served by such disposal ground and levy a tax of not to exceed one-fourth mill on all the property in said townships outside the incorporated limits of any city or town for the purpose of acquiring and maintaining such disposal grounds. Such funds shall be placed in a township dump fund.

Sec. 3. The board of supervisors may make such rules and regulations for the use of such disposal grounds as it shall deem necessary, and may adopt and enter into contractual agreements with cities and towns for the use of such disposal grounds. Any funds derived from such agreements shall be placed in the township dump fund established for that purpose and none other.

Further amend House File 6 by striking from the title all after the words "An Act" and inserting in lieu thereof the following:

"to permit the county boards of supervisors to establish under certain circumstances, public disposal grounds and to operate and maintain them and to levy a tax therefor."

C. RAYMOND FISCHER.	EARL ELIJAH.
A. L. MENSING.	MARTIN WILEY.
WILLIAM F. DENMAN.	DAVID O. SHAFF.
PAUL M. WALTER.	GEORGE E. O'MALLEY.
On the Part of the House.	*On the Part of the Senate.*

HOUSE MESSAGES CONSIDERED

House File 137, a bill for an act relating to co-operative associations.

Read first and second times and passed on file.

House File 434, a bill for an act relating to state representative districts.

Read first and second times and referred to committee on legislative redistricting.

House File 502, a bill for an act to amend section four hundred twenty-seven point six (427.6), Code 1958, relating to allowance or disallowance by the board of supervisors of claims for military service tax exemption.

Read first and second times and passed on file.

House File 527, a bill for an act relating to erecting, rebuilding or repairing of fences.

Read first and second times and passed on file.

House File 541, a bill for an act to amend section three hundred twenty-one point three hundred seventy-two (321.372), Code 1958, relating to the operation of school busses.

Read first and second times and passed on file.

House File 649, a bill for an act to legalize and validate the action of the board of directors of the North Winneshiek Community School District, Winneshiek County, Iowa, in calling a special election on the matter of the issuance of $400,000.00 of school bonds.

Read first and second times and passed on file.

House File 680, a bill for an act to amend section five hundred seven B point four (507B.4), Code 1958, and chapter three hundred twenty-five (325), Acts of the Fifty-eighth General Assembly, relating to insurance unfair trade practices and relating to insurance provided by means of mechanical devices.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 65, 105, 181, 210, 335, 445, 446 and 447.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 65, 105, 181, 210, 335, 445, 446 and 447.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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 April, 1961, sent to the Governor for his approval: Senate Files 65, 105, 181, 210, 335, 445, 446 and 447.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 6, 1961, the Governor had approved the following bills:

Senate File 20, relating to state income taxes.

Senate File 103, relating to county agricultural extension districts.

A communication was also received announcing that, on April 7, the Governor had approved the following bills:

Senate File 165, relating to salaries of judges of municipal and superior courts.

Senate File 171, relating to authority of the board of regents to grant easements in public lands under its jurisdiction.

Senate File 265, relating to election of county supervisors.

Senate File 450, relating to mortgagors and mortagees of real property of less than ten acres in size.

REPORT OF COMMITTEE

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 264**, a bill for an act relating to supplemental returns and listings by owners of property subject to taxation, 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

Amend Senate File 275 as follows:

Amend section 24, line 2, by striking the word and figures "January 1, 1962" and inserting in lieu thereof "July 1, 1963".

IRVING D. LONG.

Amend the Turner amendment to Senate File 275, section 4, filed March 20, 1961,

by striking the period (.) after the word "Act" and adding thereto the following: ", which rates and charges shall be subject to investigation by the commission as provided in section 3 hereof, and upon such investigation the burden of establishing the reasonableness of such rates and charges shall be upon the public utility filing the same."

D. C. NOLAN.

Amend Senate File 275 as follows:

1. Amend section 4, line 17, by striking the period (.) after the word "date" and inserting ", subject, however, to investigation as herein provided."

2. Amend section 12, line 1, by inserting after the word "party" the following: ", as defined in the rules and regulations promulgated by the commission as provided in section 2 hereof,".

3. Amend section 13, line 2, by inserting after the word "by", where it last appears, the following: "serving a notice of appeal upon the adverse party or parties and the commission and by".

4. Amend section 13, line 3, by striking the word "a" and inserting in lieu thereof the word "said".

5. Amend section 17, line 5, by inserting after the word "and" the words "the court shall have the power".

6. Amend section 17, line 6, by inserting after the word "aside" the word "the".

D. C. NOLAN.

Amend Senate File 275 as follows:

1. Amend section 1, line 12, by striking the comma (,) after the word "compensation" and inserting in lieu thereof a period (.) and by striking the remainder of lines 12, 13 and 14.

2. Amend section 1, line 18, by striking the period (.) after the word "Act" and inserting in lieu thereof the following: "; provided, however, that nothing contained in this Act shall be construed to apply to municipally-owned water works."

3. Amend section 2, line 4, by striking the words "have power to".

4. Amend section 2, line 7, by inserting after the word "it," the words "who may be a party,".

5. Further amend section 2, line 7, by inserting after the word "and", where it first appears, the words "to govern".

6. Amend section 2, line 13, by striking the words "have power to".

7. Amend section 5, line 1, by inserting after the word "utility" the words "subject to rate regulation".

8. Amend section 5, line 3, by inserting after the word "no" the word "such".

9. Amend section 6, line 1, by inserting after the word "utility" the words "subject to rate regulation".

10. Amend section 6, line 14, by inserting after the word "utility" the words "subject to rate regulation".

11. Amend section 7, line 4, by inserting after the word "schedules" the following: ", service".

12. Amend section 7, line 11, by inserting after the word "schedules" the following: ", service".

13. Amend section 7, line 15, by inserting after the word "schedules" the following: ", service".

14. Amend section 9, line 1, by striking the words "may establish" and inserting in lieu thereof the words "shall prescribe".

15. Amend section 9, line 3, by striking the word "may" and inserting in lieu thereof the word "shall".

16. Amend section 10, line 19, by striking the word "The" and inserting in lieu thereof the following:

"Immediately after July 4, 1961, the commission shall assess to all public utilities subject to the provisions of this Act in proportion to their respective gross operating revenues derived from intrastate public utility operations during the calendar year ended December 31, 1960, the sum of two hundred thousand dollars ($200,000). Thereafter the".

17. Amend section 23, line 6, after the word "repealed." by inserting the following: "All rights of municipal corporations to franchise and regulate use of streets, alleys and other public property, and all rights acquired by franchise or agreement shall be preserved in such municipalities, excepting only the duties and jurisdiction conferred upon the commission in this Act."

18. By striking section 24 and inserting in lieu thereof the following:

"Sec. 24. Immediately after the effective date of this Act the commission shall proceed to establish rules and regulations, employ necessary personnel, and do all other things and duties as are incumbent upon the commission in order to carry out the provisions of this Act, and shall assume jurisdiction over the public utilities as provided herein on January 1, 1962. Nothing herein contained shall be construed to invalidate any proceedings under statutes existing prior to the enactment of this Act; nor shall any action, litigation or appeal pending prior to the effective date of rate regulation of this Act be affected hereby."

RICHARD C. TURNER.

Amend Senate File 284 as follows:

1. By adding to line 3 of section 1 after the word "from" the word "automatic".

2. By striking from line 4 of section 1 the word "a" and inserting in lieu thereof the words "an automatic".

3. By striking from line 7 of section 1 the word "a" and inserting in lieu thereof the words "an automatic".

4. By striking from line 8 of section 1 the word "a" and inserting in lieu thereof the words "an automatic".

5. By striking from line 5 of section 2 the word "a" and inserting in lieu thereof the words "an automatic".

6. By adding to line 6 of section 2 after the word "or" the word "automatic".

7. By adding to line 8 of section 2 after the word "the" the word "automatic".

8. By striking from line 4 of section 3 the word "a" and inserting in lieu thereof the words "an automatic".

9. By adding to line 8 of section 3 after the word "any" the word "automatic".

10. By adding to line 5 of section 4 after the word "through" the word "automatic".

11. By adding to line 6 of section 4 after the word "through" the word "automatic".

12. By striking from line 4 of section 5 the word "a" and inserting in lieu thereof the words "an automatic".

13. By striking from line 11 of section 5 the word "a" and inserting in lieu thereof the words "an automatic".

14. By adding to line 14 of section 5 after the word "the" the word "automatic".

15. By striking from line 19 of section 5 the word "a" and inserting in lieu thereof the words "an automatic".

ROBERT R. RIGLER.

Amend Senate File 284 by adding thereto a new section as follows:

"The provisions of this Act shall not apply to or be construed as affecting or in any wise interfering with any person, partnership or corporation engaged in the lawful operation of remote control cigarette machines or any other lawful automatic device or machine for the dispensing of cigarettes prior to the effective date of this Act."

MARTIN WILEY.

Amend Senate File 284 by adding thereto a new section as follows:

"Nothing contained in this Act shall be construed to include mechanical devices for controlling cigarette inventories which may be automatically activated so as to dispense cigarettes."

JOHN D. SHOEMAN.

Amend Senate File 284 by adding thereto the following:

"Sec. 6. Section ninety-eight point one (98.1), Code 1958, is amended by adding the following new subsection thereto:

'Cigarette vending machine' shall mean a mechanical device which automatically receives the money from the purchaser and holds it for the seller, and automatically delivers a package or packages of cigarettes to the purchaser without the intervention of any human agency."

W. C. STUART.

Amend Senate File 284 as follows:

1. By striking from section 1, lines 4 and 5 the following "owner or lessee,".

2. By striking from section 5, lines 8 and 9 the following "and the owner or lessee of all the premises described in said retail permit".

3. By striking from section 5 all of lines 17 to 21 inclusive.

CHARLES F. EPPERS.

Amend Senate File 284 by adding to section 5 the following new paragraph:

"Be the holder of a vending machine permit for each such machine to be issued by the state tax commission on application by the permittee. The fee for each such permit shall be twenty dollars."

X. T. PRENTIS.

Amend Senate File 448 as follows:

Amend Section 1 by inserting after the word "products" in line 5 the following: "by milk producers to milk dealers,".

Amend Section 2 by adding the following new subsection and renumbering the other subsections:

2. "Producer" means any farmer producing milk for sale to dealers or manufacturers.

Amend Section 2, subsection 9, as follows:

Insert after the word "of" in line 54 the words "a producer".

Insert after the period in line 59 the following: "In the case of a milk producer costs thus allocable shall include, without limiting the generality of the foregoing, all raw material and ingredient expenses and overhead expenses. In the absence of specific evidence to the contrary, the costs shall be presumed to be the average computed cost in such producing area."

Amend Section 4, subsection 6, as follows: Insert in line 34 after the word "such" the words "producers to milk dealers, such".

EUGENE M. HILL.
ORVAL C. WALTER.
LYNN POTTER.

Amend Senate File 448 as follows:

1. Amend section 2 by adding thereto the following paragraph: "Every dealer shall keep all records necessary to compute his costs as defined in subsection nine (9) of section two (2).".

Amend section 2, line 31, by inserting the words "or institutions" after the word "establishment.".

Amend section 2, line 34, by inserting the words "consumed or" after the word "are".

Amend section 2, line 40, by striking the word "mineral" therefrom and substituting in lieu thereof the word "minimal".

Amend section 2, lines 57 and 58, by striking therefrom the words "or line of selected dairy products".

2. Amend section 3, line 8, by striking the word "a" after the word "and" and inserting in lieu thereof the word "two (2)" and by striking the word "producer" after the word "milk" and inserting in lieu thereof the word "producers" and by striking the words "; and one (1) person representing the general agricultural community" from lines 8 and 9 therein.

3. Amend section 4, line 9, by striking the words "or where the books, papers, records or documents" therefrom and by striking line 10 through 14, inclusive, thereafter, and by placing a period (.) after the word "handled" in line 9.

Amend section 4, line 38, by striking the period (.) after the word "sales" and inserting in lieu thereof the word ", and" and strike the word "Such" in the same line and insert in lieu thereof the word "such".

Amend section 4, lines 41 and 42, by inserting a period (.) after the word "applicable" and striking the words "according to some objective criterion set by the commission.".

Amend section 4, line 53, by adding thereto the following sentence, "Price schedules of any market area shall be made available for inspection by any person having a permit and a current effective price schedule for such market area filed

with the commission.".

Amend section 4, lines 131 and 132, by striking therefrom the words "if supported by substantial evidence, shall be binding on the court." and inserting in lieu thereof the words "shall be made a part of the record in the district court.".

Amend section 4, line 136, by striking therefrom the word "as" and inserting in lieu thereof the word "and".

4. Amend section 5, line 2, by striking the word "milk" after the word "such".

Amend section 5, line 58, by inserting after the word "fees" the words "on selected dairy products sold or intended for sale to retailers or consumers within the state of Iowa".

Amend section 5, line 59, by striking therefrom the word "five (5)" and inserting in lieu thereof the word "four (4)".

Amend section 5, line 63, by striking the word "three (3)" and inserting in lieu thereof the word "one point five (1.5)".

5. Amend section 6, line 3, by inserting after the word "a" the word "second".

Amend section 6, lines 22 and 23, by striking "Such statement shall be forwarded by the commission to competitors of such dealer, forthwith." and inserting in lieu thereof "The commission shall promptly forward to all dealers within the market area concerned a statement that a dealer in such market area has met the price of a competitor and that such price is available to dealers within the market area who have on file with the commission a current effective price schedule.".

Amend section 6, lines 37 and 38, by adding the word "loan" after the word "payment," and by striking the words "anything of value" and inserting in lieu thereof the words "money or property".

Amend section 6 by striking all of line 46 after the word "Act" and all of lines 47 through 53, inclusive, and inserting in lieu thereof the following: "; in-store sampling promotions where the sample is consumed on the premises of the retailer; or bona fide sales of equipment, furniture or trade fixtures by such seller at a mark up of not less than ten (10) per cent plus any costs of installation above such seller's actual current invoice or replacement costs, plus six (6) per cent simple interest on the unpaid balance on the purchaser's unconditional written promise to pay for the same in not more than thirty-six (36) monthly installments, less depreciation on used equipment computed at the annual rate of fifteen (15) per cent of the seller's costs. The purchaser shall pay within forty (40) days after such sales not less than ten (10) per cent of the purchase price of the items comprising the sale. The instrument of sale shall be filed or recorded in the office of the County Recorder where such equipment is located and shall specify any cash payment made by the retailer to the seller or the value of any trade-in accepted by the seller to apply on the purchase price or both, but such trade-in credit shall not exceed the depreciated value of the item or items representing such trade-in credit as carried on the business records of the purchaser and in no event less than the annual depreciation rate of fifteen (15) per cent of the purchaser's cost.

Amend section 6, lines 60 and 61, by striking the words "by the retailer or any other person for products other than those of such dealer" and insert in lieu thereof "for display

or sales purposes or for products other than those of such dealer by the retailer or any other person.".

Amend section 6, line 71, by striking therefrom the period (.) after the word "them" and inserting in lieu thereof the following "; provided, however, that nothing herein contained shall prevent differentials which make only due allowance for differences in the costs of sale or delivery resulting from differing methods or quantities in which such commodities are to such purchasers sold or delivered.".

Amend section 6 by striking subsection 7 therefrom.

Amend section 6, line 92, by adding the following sentence "Provided that this shall not prevent sales made in good faith to meet the equally low price of a competitor.".

6. Amend section 7, line 8, by adding after the word "herein" the words "except sales made in good faith to meet the equally low price of a competitor,".

Amend section 7, line 16, by adding thereto the following sentence "Provided, however, that the maximum aggregate fine for any one prosecution shall not be in excess of $5,000.00".

JOHN S. GRAY.

Amend Senate File 448, section 6, by inserting the following as a new paragraph after "dealer." in line 61.

"Provided further, that nothing in this Act shall be construed to prohibit or prevent a dealer from furnishing to a retailer one freezer cabinet for ice cream or similar products, which cabinet shall be of the two to four hole variety."

CHARLES F. EPPERS.

Amend Senate File 452, section 1, by striking from line 24 thereof the words "be and is hereby disapproved" and substituting in lieu thereof, "is hereby amended by striking from line seven (7) of said rule the words 'July 15' and substituting in lieu thereof 'January 15'."

W. C. STUART.
D. C. NOLAN.

Amend Senate File 452 by striking subsection 1 of section 3 and renumbering the remaining subsection.

D. C. NOLAN.

Amend Senate File 473, section 1, line 4, by striking the words, "ten thousand" and inserting in lieu thereof the words, "twenty-five thousand".

By COMMITTEE ON INSURANCE,
DAVID O. SHAFF, *Chairman*.

Amend House File 240 as follows:

Strike the words "executive council" in lines 3, 8 and 10 of section 2, and insert in lieu thereof the word "governor".

C. EDWIN GILMOUR.

Amend Senate File 489 as follows:

Strike all after the word "Code" in line 9 and insert in lieu thereof "1958.".

GEORGE E. O'MALLEY.
JOHN D. SHOEMAN.

Amend House File 306 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section thirty-five B point eight (35B.8), Code 1958, is amended by striking from line seven (7) the word and figures "December 31, 1960" and inserting in lieu thereof the word and figures "July 4, 1962".

FRANK HOXIE.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 12, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Trevor Baskerville, pastor of the Methodist Church, Garner, Iowa.

ANNOUNCEMENT

Senator Lynes announced to the Senate the untimely death of Senator Guy G. Butler this morning in his hotel room.

President Mooty on behalf of the members of the Senate directed his page, Robert Goodwin, to place a floral tribute on Desk No. 43, formerly occupied by Senator Butler, and the Senate stood in silence in respect to his memory.

Senator Lynes moved that a committee of three be appointed by the Chair to prepare a suitable memorial resolution.

The motion prevailed and President Mooty appointed as such committee Senators Schroeder, Walker and O'Malley.

Senator Schroeder submitted the following resolution and moved its adoption:

MEMORIAL RESOLUTION

MR. PRESIDENT: Your committee, named to draft resolutions of respect for the late Senator Guy G. Butler, begs leave to submit the following:

Whereas, On the 12th day of April, A. D. 1961, our friend and colleague, the Honorable Guy G. Butler, state Senator from the Fiftieth District of Iowa, passed away, and

Whereas, We of the Senate knew him to be a true and faithful public servant, a devoted husband, and

Whereas, We mourn and regret the loss to this body of an esteemed friend, now, therefore,

Be It Resolved by the Senate: That we extend to the bereaved family and relatives of the late Honorable Guy G. Butler our deep and profound sympathy in their sorrow, and that the President of the Senate appoint a committee of three to represent the Senate at the funeral of the deceased, and that honorary pallbearers be also appointed.

Be It Further Resolved: That an original signed copy of this resolution be forwarded to Mrs. Guy G. Butler, of Rolfe, Iowa.

JACK SCHROEDER.
JOHN A. WALKER.
GEORGE E. O'MALLEY.

The motion prevailed and the resolution was adopted.

In accordance with the resolution unanimously adopted, President Mooty named the following Senators to represent the Senate at the services for Senator Butler: Senators Long, Lynes, Dykhouse and Frommelt.

President Mooty also named the following Senators as honorary pallbearers: Senators Lucken, Putney, Prentis, Hoxie, Elijah, Scott, Walker, Coleman, Hansen, Buck and Brown.

PETITION

By Senator Elijah, from forty-seven residents of Keokuk County favoring proposed legislation relating to Iowa Public Employees Retirement System.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate one hundred students from the Amos Hiatt Junior High School who were present in the balcony accompanied by their instructors, Nicholas Shelby, Samuel Streyffeler, Darrel Swan and John Van Tuyl.

Senator Mincks asked and received unanimous consent to present to the Senate twenty-four students, members of the sixth grade class of the Stuart Elementary School of Ottumwa, who were present in the balcony accompanied by their instructor, Ferne Forward.

INTRODUCTION OF BILL

Senate File 498, by committee on judiciary 2, a bill for an act to ratify the sale of certain real estate owned by the Finchford Consolidated School District, in the counties of Butler, Black Hawk and Bremer, State of Iowa, and to legalize and validate the contract executed by its board of directors, and to authorize conveyance of legal title thereto.

Read first and second times and placed on the calendar.

SENATE CONCURRENT RESOLUTION 28

By Schroeder

Whereas, within the boundaries of the State of Iowa lies a large part of the world's most fertile and productive soil—mankind's basic resource; and

Whereas, the General Assembly and the officials of the State of Iowa have supported with vigor the conservation of the soil and water resources of their state; and

Whereas, the Soil Conservation Society of America is dedicated to advancing the science and art of good land use; and

Whereas, the international headquarters offices of the Soil Conservation

Society of America have been permanently established in Iowa and will serve the more than 10,700 members in every state of this nation and in 84 other countries of the world; and

Whereas, the Soil Conservation Society of America was founded by the late Doctor Hugh Hammond Bennett, whose efforts brought forth effective programs in soil conservation districts and by others, whereby the soil and water resources of the State of Iowa, the United States of America and all countries on earth can be wisely husbanded, managed and developed for the everlasting benefits of Man; and

Whereas, the Soil Conservation Society of America is now building a permanent home within the borders of the State of Iowa, dedicated to the memory of Hugh Hammond Bennett;

Now, Therefore Be It Resolved that the General Assembly of the State of Iowa commend the Soil Conservation Society of America for selecting the great agricultural state of Iowa for its permanent home, that the General Assembly of the State of Iowa extend appreciation to the Iowa leaders who have assisted in bringing their international office to Iowa, and that the General Assembly, through this action, call to the attention of all Iowa citizens this action, which will show the world that Iowa is proud of her soil and water resources and treasures them beyond value in her recognition of the need for careful husbandry of them.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 30 and Senate Files 207, 213, 228, 246, 440, 453, 454 and 477; also, House Files 3, 402 and 536.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 30 and Senate Files 207, 213, 228, 246, 440, 453, 454 and 477; also, House Files 3, 402 and 536.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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 April, 1961, sent to the Governor for his approval: Senate Joint Resolution 30 and Senate Files 207, 213, 228, 246, 440, 453, 454 and 477.

HARRY L. COWDEN, *Chairman.*

Passed on file.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

S. F. 244	S. F. 376	S. F. 498	S. F. 491

Your sifting committee further recommends that the following bills be placed on a noncontroversial calendar:

S. F. 172	H. F. 8	H. F. 216	H. F. 596
S. F. 326	H. F. 61	H. F. 228	H. F. 617
H. F. 486	H. F. 70	H. F. 264	H. F. 621
S. F. 497	H. F. 121	H. F. 291	H. F. 649
H.J.R. 5	H. F. 146	H. F. 502	

J. KENDALL LYNES. *Chairman,*
Sifting Committee.

PROOF OF PUBLICATION

Published copy of Senate File 498 and verified proof of publication of said bill in the Cedar Falls Daily Record on April 4, 1961, and in The Shell Rock News on April 6, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of Senate.

AMENDMENTS FILED

Amend Senate Joint Resolution 34 as follows:

1. By striking the period (.) in the title and inserting in lieu thereof the following:

"and to study and make recommendations concerning high school vocational and technical education programs."

2. By inserting after the title the following:

"WHEREAS, more than seventy percent of Iowa youth go to work with a high school education or less, and there is a need to examine the vocational and technical education programs at the high school level to determine whether they are adequate to meet the educational needs of our youth and the needs of workers who have to adjust to changing job opportunities, and".

3. By adding the following new section:

"As part of such study the state board of public instruction shall also study the availability of vocational and technical education in Iowa high schools and from this study recommend to the general assembly and local school authorities ways and means to provide the necessary vocational and technical training for Iowa youth and adults at this level of education. Such study shall be concerned primarily with the availability of and plans for vocational and technical education in the field of trades and industries and business, both at the high school level and the adult education level."

EDWARD A. WEARIN.
MELVIN H. WOLF.
ROBERT R. RIGLER.

Amend the Turner amendment filed April 11 to Senate File 275 by striking from line 6, section 24, the following: "January 1, 1962" and substituting in lieu thereof "January 1, 1963".

EUGENE M. HILL.

Amend Senate File 275, section 3, by adding the following sentence at the end of said section: "Nothing contained in this section shall be construed to require the approval of the commission for the establishment and erection of a municipally-owned utility or the improvement or extension of any existing municipal-owned utility."

JOHN D. SHOEMAN.

Amend Senate File 275 as follows:

In line 35, section 10, strike the words and figures "two hundred thousand dollars ($200,000)" and insert in lieu thereof the words and figures "three hundred thousand dollars ($300,000)".

C. EDWIN GILMOUR.

Amend Senate File 466 by adding the following after the word "fund" in line 23 of section 1: "and, (e) a sum sufficient to match the amount allotted annually by the federal government to the State of Iowa for the construction of interstate and national defense highways in the State of Iowa, for which appropriations therefor will be made".

MARTIN WILEY.

Amend House File 165, section 1, by striking from lines 5, 6 and 7 the words "or the sale, manufacture, prescribing, or dispensing of any compound or narcotic drug, as stated in section two hundred four point two (204.2) of the Code" and by inserting in lieu thereof the words "or any violation of the Uniform Narcotic Act as defined in chapter two hundred four (204) of the Code".

JOHN D. SHOEMAN.

On motion of Senator Lynes, and out of respect for our beloved Senator Butler, the Senate adjourned until 9:30 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 13, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Charles W. Hulsether, pastor of the Lutheran Church, Williams, Iowa.

PRESENTATION OF VISITORS

Senator Fisher asked and received unanimous consent to present to the Senate sixty students from the Carlisle Elementary School who were present in the balcony accompanied by their instructors, Max Means and Kenneth Conner.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-six students, members of the fourth grade class of the Canary Lake Elementary School, who were present in the balcony accompanied by their instructor, Mrs. Lane.

Senator Walker asked and received unanimous consent to present to the Senate twenty-one students from the St. John's Parochial School of Clarion who were present in the Senate chamber accompanied by their instructors, Sister Mary Theodore and Sister Mary Edwina, also Mr. Stanbery.

ANNOUNCEMENT

Senator Buck announced to the members of the Senate and to the Senate employees the death of Mr. Clifford Bloom, husband of his clerk, Mildred Bloom.

President Mooty requested Senator Buck to convey to Mrs. Bloom the sympathy of the members of the Senate and the clerks.

INTRODUCTION OF BILLS

Senate File 499, by committee on appropriations, a bill for an act to make appropriations to members of the committee on interstate cooperation, namely: Edward J. McManus, David O. Shaff, Robert R. Rigler, W. C. Stuart, John Gray, Charles F. Eppers, Katherine M. (Mrs.) Falvey, Peter F. Hansen, Howard C. Reppert, and Neil E. Johns.

Read first and second times and placed on the calendar.

Senate File 500, by committee on government affairs, a bill for an act relating to the office of Comptroller, providing for designation by the Governor of an Assistant Comptroller to perform the duty of signing warrants in the absence, disability, or incapacity of the Comptroller, and to amend section eight point sixteen (8.16), Code 1958.

Read first and second times and placed on the calendar.

AMENDMENT TO RULES OF THE SENATE

Senator Gilmour offered the following amendment and moved its adoption:

Amend the Rules of the Senate, Fifty-ninth General Assembly, by adding the following to Rule 37:

"Voting in said sifting committee shall be by record vote."

Roll call was requested.

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

Rule 8 was invoked.

Ayes, 17:

Brown	Frommelt	Hoschek	Walter
Coleman	Gilmour	Mincks	Wearin
Elijah	Hansen	Moore	Wilson
Elvers	Hill	Potter	Wolf
Eppers			

Nays, 32:

Buck	Grimstead	Phelps	Shoeman
Cowden	Hoxie	Prentis	Stuart
Curran	Long	Price	Turner
Dykhouse	Lucken	Putney	Vance
Fisher	Lynes	Rigler	Van Eaton
Flatt	Nolan	Schroeder	Walker
Getting	Nystrom	Scott	Weber
Gray	O'Malley	Shaff	Wiley

Absent or not voting, none.

The amendment was lost.

EXPLANATION OF VOTE

I voted "No" on the motion to amend the sifting committee rules because the rules were previously voted and established after thorough discussion.

GEORGE E. O'MALLEY.

THIRD READING OF BILLS

Senator Lynes asked and received unanimous consent to take up for consideration Senate File 498, a bill for an act to ratify the sale of certain real estate owned by the Finchford Consolidated School

District, in the Counties of Butler, Black Hawk and Bremer, State of Iowa, and to legalize and validate the contract executed by its board of directors, and to authorize conveyance of legal title thereto.

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:

Brown	Gray	Nystrom	Stuart
Buck	Grimstead	O'Malley	Turner
Coleman	Hansen	Phelps	Vance
Cowden	Hill	Potter	Van Eaton
Curran	Hoschek	Prentis	Walker
Dykhouse	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Getting	Moore	Shaff	Wolf
Gilmour	Nolan	Shoeman	

Nays, none.

Absent or not voting, 2:

[redacted]	Elijah	Frommelt

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 498 be immediately messaged to the House, which request was complied with.

Senator Potter asked and received unanimous consent to take up for consideration House File 649, a bill for an act to legalize and validate the action of the board of directors of the North Winneshiek Community School District, Winneshiek County, Iowa, in calling a special election on the matter of the issuance of $400,000.00 of school bonds.

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, 49:

Brown	Flatt	Long	Prentis
Buck	Frommelt	Lucken	Price
Coleman	Getting	Lynes	Putney
Cowden	Gilmour	Mincks	Rigler
Curran	Gray	Moore	Schroeder
Dykhouse	Grimstead	Nolan	Scott
Elijah	Hansen	Nystrom	Shaff
Elvers	Hill	O'Malley	Shoeman
Eppers	Hoschek	Phelps	Stuart
Fisher	Hoxie	Potter	Turner

Vance	Walter	Weber	Wilson
Van Eaton	Wearin	Wiley	Wolf
Walker			

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 Schroeder called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 23
By Schroeder

Whereas, within the boundaries of the State of Iowa lies a large part of the world's most fertile and productive soil—mankind's basic resource; and

Whereas, the General Assembly and the officials of the State of Iowa have supported with vigor the conservation of the soil and water resources of their state; and

Whereas, the Soil Conservation Society of America is dedicated to advancing the science and art of good land use; and

Whereas, the international headquarters offices of the Soil Conservation Society of America have been permanently established in Iowa and will serve the more than 10,700 members in every state of this nation and in 84 other countries of the world; and

Whereas, the Soil Conservation Society of America was founded by the late Doctor Hugh Hammond Bennett, whose efforts brought forth effective programs in soil conservation districts and by others, whereby the soil and water resources of the State of Iowa, the United States of America and all countries on earth can be wisely husbanded, managed and developed for the everlasting benefits of Man; and

Whereas, the Soil Conservation Society of America is now building a permanent home within the borders of the State of Iowa, dedicated to the memory of Hugh Hammond Bennett;

Now, Therefore, Be It Resolved that the General Assembly of the State of Iowa commends the Soil Conservation Society of America for selecting the great agricultural state of Iowa for its permanent home, that the General Assembly of the State of Iowa extend appreciation to the Iowa leaders who have assisted in bringing their international office to Iowa, and that the General Assembly, through this action, call to the attention of all Iowa citizens this action, which will show the world that Iowa is proud of her soil and water resources and treasures them beyond value in her recognition of the need for careful husbandry of them.

The motion prevailed and the resolution was adopted.

UNFINISHED BUSINESS

CALL OF THE SENATE

The Chair announced that the Senate, under the Call of the Senate, would return to the consideration of Senate File 466, a bill for an act

relating to allocations from the road use tax fund and to the apportionment thereof among the counties, cities and towns.

Roll call revealed all members present.

The Chair announced the following ruling on the point of order raised by Senator Schroeder on the motion by Senator Getting to substitute the amendment filed by Senators Getting and Walker for the amendment offered by him:

RULING OF THE CHAIR

In regard to the ruling of the Chair on the motion to substitute by Senator Getting. The Chair would refer the members of the Senate to the footnote on page 135, Robert's Rules of Order, Congressional Procedure, U. S. Congress.

The footnote reads: "When a motion or proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order AND IT SHALL ALSO BE IN ORDER TO OFFER A FURTHER AMENDMENT BY WAY OF SUBSTITUTE to which one amendment may be offered."

While it is apparent that the motion to substitute is in order, the Chair feels that the use of this means of amendment is not in keeping with the traditions of the Iowa Senate. During the remainder of this session the Chair will overrule any attempts to use a substitute motion as an amendment to an amendment and would suggest that future Senate Rules should clarify this point.

Senator Getting asked and received unanimous consent to withdraw his motion to substitute.

Senator Schroeder called up the following amendment for further consideration:

Amend Senate File 466 as follows:

1. Amend Senate File 466, section 3, line 10 by striking the word "sixty" and inserting in lieu thereof "forty".

2. Further amend Senate File 466, section 3, line 15 by inserting after the "comma" following the word "counties" the following: "and apportion among the counties in the state in the ratio that the population of said county as shown by the latest available census bears to the total population of all counties in the state, twenty percent of the allocation from road use tax funds which he has credited to the secondary road fund of the counties,".

Senator Schroeder moved the adoption of the amendment and requested roll call.

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

Ayes, 15:

Coleman	Hoschek	Putney	Walker
Eppers	Mincks	Schroeder	Wiley
Frommelt	Nystrom	Shaff	Wolf
Hill	O'Malley	Van Eaton	

Nays, 34:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Cowden	Gray	Phelps	Turner
Curran	Grimstead	Potter	Vance
Dykhouse	Hansen	Prentis	Walter
Elijah	Hoxie	Price	Wearin
Elvers	Long	Rigler	Weber
Fisher	Lucken	Scott	Wilson
Flatt	Lynes		

Absent or not voting, none.

The amendment was lost.

Senator Getting offered the following amendment, filed by Senators Getting and Walker, and moved its adoption:

Amend Senate File 466 as follows:

1. By striking lines 4 through 19 in section 3 and inserting in lieu thereof the following:

"1. After deducting the portion of the allocation to the secondary road fund of the counties which is for the farm-to-market road fund, apportion the remainder of the allocation for secondary roads among the counties in the ratio that the area of each county bears to the total area of the state, and shall remit to the treasurer of each county the amount apportioned to each county.

"The road use tax funds credited to the farm-to-market road fund by the treasurer of the state shall be apportioned among the counties of the state in the ratio that the area of each county bears to the total area of the state. These funds shall be accounted for by the highway commissioner in the manner provided in chapter three hundred ten (310) of the Code."

2. By amending section 5 by striking the remainder of the section after the word "hereby" in line 2 and inserting in lieu thereof the word "repealed".

The amendment was lost.

Senator Getting offered the following amendment, filed by Senators Getting and Walker, and moved its adoption:

Amend Senate File 466 as follows:

1. By striking from section 3, line 10, the word "sixty" and inserting in lieu thereof the word "forty".

2. By striking from section 3, line 14, the word "forty" and inserting in lieu thereof the word "sixty".

3. By striking from section 5, line 5, the word "sixty" and inserting in lieu thereof the word "forty".

4. By striking from section 5, line 7, the word "forty" and inserting in lieu thereof the word "sixty".

Roll call was requested.

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

Ayes, 14:

Brown	Flatt	Lucken	Scott
Coleman	Frommelt	Phelps	Walker
Dykhouse	Getting	Prentis	Wilson
Elvers	Grimstead		

Nays, 34:

Buck	Hill	O'Malley	Turner
Cowden	Hoschek	Price	Vance
Curran	Hoxie	Putney	Van Eaton
Elijah	Long	Rigler	Walter
Eppers	Lynes	Schroeder	Wearin
Fisher	Mincks	Shaff	Weber
Gilmour	Moore	Shoeman	Wiley
Gray	Nolan	Stuart	Wolf
Hansen	Nystrom		

Absent or not voting, 1:

[redacted] Potter

The amendment was lost.

Senator Schroeder asked and received unanimous consent to withdraw the amendment filed by him and found on pages 757 and 758 of the Senate Journal.

Senator Wolf asked and received unanimous consent to withdraw the amendment filed by him and found on page 757 of the Senate Journal.

Senator O'Malley asked and received unanimous consent to withdraw the amendment to section 2 of Senate File 466 filed by him and found on page 758 of the Senate Journal.

Senator O'Malley offered the following amendment and moved its adoption:

Amend Senate File 466 as follows:

1. Amend Sec. 6, line 6 by striking the word "access" and inserting in lieu thereof the word "local".
2. Amend Sec. 7, line 9 by striking the word "access" and inserting in lieu thereof the word "local".
3. Amend Sec. 8, line 9 by striking the word "access" and inserting in lieu thereof the word "local".
4. Amend Sec. 8, line 16 by striking the word "access" and inserting in lieu thereof the word "local".
5. Amend Sec. 9, line 8 by striking the word "access" and inserting in lieu thereof the word "local".
6. Amend Sec. 10, line 8 by striking the word "access" and inserting in lieu thereof the word "local".

The amendment was adopted.

Senator Schroeder asked and received unanimous consent to withdraw the amendment filed by Senators Schroeder, Cowden and Coleman and found in page 790 of the Senate Journal.

Senator Wiley offered the following amendment and moved its adoption:

Amend Senate File 466 by adding the following after the word "fund" in line 23 of section 1: "and, (e) a sum sufficient to match the amount allotted annually by the federal government to the State of Iowa for the construc-

tion of interstate and national defense highways in the State of Iowa, for which appropriations therefor will be made".

Division was called for.

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend the title to Senate File 466 by striking all after the word "thereof" and insert in lieu thereof a "period (.)".

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, 41:

Brown	Grimstead	Nolan	Shoeman
Buck	Hansen	Nystrom	Stuart
Coleman	Hill	O'Malley	Vance
Cowden	Hoschek	Phelps	Van Eaton
Curran	Hoxie	Potter	Walker
Dykhouse	Long	Prentis	Walter
Elijah	Lucken	Price	Wearin
Elvers	Lynes	Putney	Weber
Fisher	Mincks	Rigler	Wiley
Flatt	Moore	Scott	Wilson
Getting			

Nays, 8:

Eppers	Gilmour	Schroeder	Turner
Frommelt	Gray	Shaff	Wolf

Absent or not voting, none.

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

EXPLANATION OF VOTE ON SENATE FILE 466

We take this opportunity to explain our vote of "no" on Senate File 466. During this biennium, we requested an interim committee study the equities of the allocation of road use tax funds. The state spent nearly $250,000 and the time and effort of many men in compiling this report. The action of the Senate in passing Senate File 466 not only ignores this great effort, but dashes on the rocks the hopes of the small towns and cities of Iowa for relief from a plight they have no method of solving themselves. This legislation will greatly endanger the adequate development of the primary road system and will obviously necessitate the highway commission eliminating a great many extension projects into cities and towns and, hence, vacate any equity they may have received by revising the formula. The people of Iowa had a right to expect that after such a comprehensive study, at the dictates of the Fifty-eighth General Assembly, that this session

would not ignore this comprehensive study which was made at the request of the legislature.

JACK SCHROEDER.
DAVID O. SHAFF.
ANDREW G. FROMMELT.
C. EDWIN GILMOUR.

EXPLANATION OF VOTE ON SENATE FILE 466

We voted for the final passage of Senate File 466 as amended not because we felt that it was a fair and just apportionment of road use tax monies, but because we realize that this is the best apportionment that we can hope to get of the monies, during this session of the General Assembly.

JAKE B. MINCKS.
CARL HOSCHEK.

MESSAGES FROM 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 537, a bill for an act relating to financing of parking facilities in cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 557, 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 565, a bill for an act relating to commerce commission fees of motor vehicle common and contract carriers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 626, a bill for an act to legalize and validate the proceedings of the town council of the town of Woodbine, in Harrison County, Iowa.

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

House Concurrent Resolution 13, a concurrent resolution presenting Representatives Johannes and Goode with the chairs they occupied during the Fifty-ninth General Assembly, in recognition of twenty years of distinguished service in the Iowa legislature.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 13

By Hagedorn and Vermeer

Whereas, Representative W. J. Johannes of Osceola County and Representative Dewey E. Goode of Davis 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 House, the Senate Concurring: That Representative Johannes and Representative Goode be presented with

the chairs which they occupied during the Fifty-ninth General Assembly, and that the custodian of the state house be instructed to crate the chairs for shipment to the home residences of the Representatives.

Be It Further Resolved: That a copper plate with the proper inscription thereon showing that the chairs were presented by the Fifty-ninth General Assembly be properly attached to said chairs.

Be It Further Resolved: That a copy of this resolution be forwarded to the Sibley Gazette-Tribune, a newspaper published at Sibley, Iowa, and the Davis County Republican, a newspaper published at Bloomfield, Iowa.

HOUSE MESSAGES CONSIDERED

House File 537, a bill for an act relating to financing of parking facilities in cities and towns.

Read first and second times and passed on file.

House File 557, a bill for an act to amend chapter one hundred ninety-two (192), Acts of the Fifty-eighth General Assembly, relating to the reorganization of school districts.

Read first and second times and passed on file.

House File 565, a bill for an act relating to commerce commission fees of motor vehicle common and contract carriers.

Read first and second times and passed on file.

House File 626, a bill for an act to legalize and validate the proceedings of the town council of the town of Woodbine, in Harrison County, Iowa, authorizing and providing for the issuance of swimming pool bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said town.

Read first and second times and passed on file.

On motion of Senator Lynes, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

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

EXECUTIVE SESSION

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

Donald Johnson of Fairfield, Jefferson County, Iowa, as a member of the State Soil Conservation Committee for the term ending June 30, 1965.

Wilbur Molison of Grinnell, Poweshiek County, Iowa, as a member of the Board of Regents for the term ending June 30, 1967.

Wendell Pellett of Atlantic, Cass County, Iowa, as a member of the State Soil Conservation Committee for the term ending June 30, 1967.

Everett Shockey of Council Bluffs, Pottawattamie County, Iowa, as a member of the Iowa Highway Commission for the term ending June 30, 1965.

The Senate arose from executive session and resumed regular session.

UNFINISHED BUSINESS

On motion of Senator O'Malley, Senate File 190, a bill for an act to amend chapter six hundred five A (605A), Code 1958, making certain changes in the judicial retirement system, including the amount of annuity that the judge shall receive upon retirement, was taken up for further consideration.

Senator O'Malley offered the following amendment, filed by Senators O'Malley and Stuart, and moved its adoption:

Amend Senate File 190 by striking all after the enacting clause and substituting therefor the following:

Section 1. Chapter three hundred fifty-six (356), Acts of the Fifty-eighth General Assembly, is hereby amended as follows:

1. By striking from line six (6) of section two (2) the word "three" and substituting therefor the word "four".

2. By striking from line eleven (11) of section two (2) the word "three" and substituting therefor the word "four".

3. By striking from line fourteen (14) of section two (2) the words "twenty-five" and substituting therefor the words "thirty-five".

4. By striking from line fifteen (15) of section two (2) the word "three" and substituting therefor the word "four".

5. By striking from line sixteen (16) of section two (2) the word "four" and substituting therefor the word "five".

Sec. 2. Section six hundred five A point seven (605A.7), Code 1958, is hereby amended as follows:

1. By striking from line three (3) thereof the word "two" and substituting therefor the word "three".

2. By striking from line eight (8) thereof the word "forty" and substituting therefor the word "fifty".

Amend the title by inserting after the second comma in line one (1) the words "and chapter three hundred fifty-six (356), Acts of the Fifty-eighth General Assembly".

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, 47:

Brown	Gilmour	Nystrom	Stuart
Buck	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Nolan	Shoeman	

Nays, none.

Absent or not voting, 2:

[redacted]	Getting	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 Shoeman, Senate File 489, a bill for an act relating to supplemental aid to recipients of old-age assistance, was taken up for further consideration.

Senator O'Malley offered the following amendment, filed by Senators O'Malley and Shoeman, and moved its adoption:

Amend Senate File 489 as follows:

Strike all after the word "Code" in line 9 and insert in lieu thereof "1958.".

The amendment was adopted.

Senator Van Eaton offered the following amendment and moved its adoption:

Amend Senate File 489 by adding thereto the following new section:

"Sec. 2. This Act being deemed of immediate importance shall take effect and be in full force from and after its passage and publication in the Atlantic News-Telegraph, Atlantic, Iowa, and The Anthon Herald, Anthon, Iowa."

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, 46:

Brown	Fisher	Long	Prentis
Buck	Flatt	Lucken	Price
Coleman	Frommelt	Lynes	Putney
Cowden	Gilmour	Moore	Rigler
Curran	Gray	Nolan	Schroeder
Dykhouse	Grimstead	Nystrom	Scott
Elijah	Hansen	O'Malley	Shaff
Elvers	Hill	Phelps	Shoeman
Eppers	Hoxie	Potter	Stuart

Turner	Walker	Weber	Wilson
Vance	Walter	Wiley	Wolf
Van Eaton	Wearin		

Nays, 2:

Hoschek	Mincks

Absent or not voting, 1:

[redacted]	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 Price, House File 240, a bill for an act to amend chapter eighty-two (82), Code 1958, relating to mines and mining, was taken up for further consideration.

Senator Gilmour offered the following amendment and moved its adoption:

Amend House File 240 as follows:

Strike the words "executive council" in lines 3, 8 and 10 of section 2, and insert in lieu thereof the word "governor".

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, 47:

Brown	Gilmour	Nolan	Stuart
Buck	Gray	Nystrom	Turner
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore	Shoeman	

Nays, none.

Absent or not voting, 2:

[redacted]	Getting	Phelps

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

On motion of Senator Brown, Senate File 152, a bill for an act to amend section three hundred twenty-one point two hundred sixty-six (321.266), Code 1958, to provide that a motor vehicle accident involving property damage of one hundred and fifty dollars shall be re-

ported, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Brown offered the following amendment:

Amend Senate File 152 as follows:

1. By adding the following new section:

"Section three hundred twenty-one A point five (321.5), Code 1958, is hereby amended by striking from line six (6) the word 'fifty' and inserting in lieu thereof the words 'one hundred and fifty'.".

2. Further amend Senate File 152 by striking the first comma in line 2 of the title and by inserting in lieu thereof the following: "and section three hundred twenty-one A point five (321A.5),".

3. Further amend the title to Senate File 152 by striking the words "and fifty" in line 4.

Senator Long offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from line 6 the words "and fifty".

The amendment to the amendment was adopted.

On motion of Senator Brown, the amendment as amended was adopted.

Senator Long offered the following amendment and moved its adoption:

Amend Senate File 152 by striking from line 4 the words "and fifty".

The amendment was adopted.

Senator Brown moved that the bill be read a third 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:

Brown	Getting	Lynes	Scott
Coleman	Gilmour	Mincks	Van Eaton
Cowden	Grimstead	Moore	Walker
Curran	Hansen	Nystrom	Walter
Dykhouse	Hill	O'Malley	Wearin
Elvers	Hoschek	Potter	Weber
Eppers	Hoxie	Prentis	Wiley
Flatt	Long	Price	Wilson

Nays, 15:

Buck	Lucken	Schroeder	Turner
Elijah	Nolan	Shaff	Vance
Fisher	Putney	Shoeman	Wolf
Gray	Rigler	Stuart	

Absent or not voting, 2:

[redacted]	Frommelt	Phelps

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

On motion of Senator Buck, House File 544, a bill for an act authorizing the governor to enter into the interstate compact on juveniles and grant the juvenile courts of the state jurisdiction to carry out its provisions, 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, 48:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Potter	Van Eaton
Dykhouse	Hill	Prentis	Walker
Elijah	Hoschek	Price	Walter
Elvers	Hoxie	Putney	Wearin
Eppers	Long	Rigler	Weber
Fisher	Lucken	Schroeder	Wiley
Flatt	Lynes	Scott	Wilson
Frommelt	Mincks	Shaff	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Phelps

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 185, a bill for an act relating to importation of swine into Iowa, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Getting asked and received unanimous consent that action on Senate File 185 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Vance, Senate File 353, a bill for an act relating to controlled access highways, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Vance asked and received unanimous consent that action on Senate File 353 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Walker, Senate File 195, a bill for an act relating to construction of ditches or drains through railroad property, with report of committee recommending amendment in accordance with the amendment filed by Senators Coleman and Walker, and

passage, was taken up, considered, and the report of the committee adopted.

Senator Coleman offered the following amendment, filed by Senators Coleman and Walker, and moved its adoption:

Amend Senate File 195 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend section four hundred sixty-five point fifteen (465.15), Code 1958, by adding thereto the following new sentence:

'If said railroad company shall not file said election to exercise such privilege within five (5) days after the decision of the trustees is filed, the applicant may proceed to construct the improvement.' ".

The amendment was adopted.

ADDITIONAL COPIES

Senator Cowden asked and received unanimous consent to have 500 additional copies of Senate Joint Resolution 27 printed.

AS PASSED BY THE SENATE

Senator Nolan asked and received unanimous consent to have 800 copies of Senate File 466 (as passed by the Senate) printed.

PROOF OF PUBLICATION

Published copy of House File 626 and verified proof of publication of said bill in The Woodbine Twiner on March 2, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of Senate.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 10, 1961, the Governor had approved the following bills:

Senate File 362, relating to the exemption from taxation of property.

Senate File 492, relating to the Board of Directors of the Nashua Community School District.

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. 626	S. F. 283	H. F. 147	H. F. 565
H. F. 537	H. F. 66	S. F. 351	H. F. 381

J. KENDALL LYNES, *Chairman,*
Sifting Committee.

REPORT OF COMMITTEE

Senator Vance submitted the following report:

MR. PRESIDENT: Your committee on legislative redistricting to which was referred **House File 434**, a bill for an act relating to state representative districts, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend House File 434 by adding the following section:

Sec. 3. Nothing in this Act shall affect the present term of the representatives from Wapello County.

CLIFFORD M. VANCE, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate Concurrent Resolution 22 as follows:

1. By striking lines 10 to 12 inclusive,

and renumbering the remaining paragraphs.

2. By striking lines 13 to 16,

inclusive, and renumbering the remaining paragraphs.

J. HENRY LUCKEN.

Amend the Walker amendment filed February 10 to Senate File 185 by inserting in line 3 after the word "swine" the words "selling on a commission basis".

Further amend the Walker amendment by inserting in line 5 after the word "market" the words "selling on a commission basis".

LEROY GETTING.

1. Amend Senate File 195 by adding the following section: "Sec. 2. Section four hundred sixty-five point twenty-three (465.23), Code 1958, as amended by chapter three hundred thirteen (313), Acts of the Fifty-eighth General Assembly, is hereby amended by adding the following to the end of such section: which funds shall be used to pay one-half of said expense, the other one-half to be paid by the owner of such lands as are provided for in this section."

2. Amend the title to Senate File 195 by striking the period (.) and adding thereto "and public highways".

LAWRENCE PUTNEY.

Amend Senate File 284 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section ninety-eight point thirty-six (98.36), Code 1958, is hereby amended by striking subsection six (6).

Sec. 2. Section ninety-eight point thirty-six (98.36), Code 1958, is further amended by adding thereto the following new subsection:

"Any sales of cigarettes made through a cigarette vending machine shall be subject to rules, regulations and penalties provided in this chapter in relation to the retail sale of cigarettes. No cigarettes shall be sold through any cigarette vending machine unless such cigarettes shall have been properly stamped or metered as provided by this chapter, and in case of

violation of this provision, the permit of the dealer authorizing a retail sale of cigarettes shall be cancelled. Payment of the license fee as provided in section ninety-eight point thirteen (98.13) shall authorize a cigarette vendor to sell cigarettes through a vending machine or vending machines, provided that said machine or machines are located in a place or places where the machine or machines are under the supervision of a responsible person of legal age who will be responsible for prevention of purchases by minors from such machine or machines."

Sec. 3. Section ninety-eight point thirteen (95.13), Code 1958, is hereby amended as follows:

1 By adding to line two (2) of subsection one (1) after the word "wholesaler," the words "cigarette vendor".

2. By adding to line seven (7) of subsection one (1) after the word "wholesaler," the words "cigarette vendor".

3. By adding to line two (2) of subsection two (2) after the word "wholesalers," the words "cigarette vendors,".

4. By adding to line nine (9) of subsection three (3) after the word "distributor" the words ", cigarette vendor".

5. By adding to line two (2) of subsection six (6) after the word "wholesaler," the words "cigarette vendor,".

DAVID O. SHAFF.
J. KENDALL LYNES.
JACK SCHROEDER.
GEORGE E. O'MALLEY.

Amend Senate File 340 by striking the period (.) in line 5 of section 1 and insert in lieu thereof the following: ", except the office of commerce counsel as provided for in chapter 475 of the 1958 Code of Iowa."

IRVING D. LONG.
D. C NOLAN.

Amend Senate File 390 as follows:

1. Amend section 2 by striking from lines 12, 13, and 14. the following: "The employment service shall certify to the deputy whether said statement has been filed, and the information given therein, before the deputy shall make any determination.", and insert in lieu thereof, "The employment service shall take such statement and data into consideration in making any determination."

2. Further amend Senate File 390 by striking lines 22 through 26 inclusive and insert in lieu thereof the following:

"2. Amend subsection two (2) of section two (2) of chapter one hundred twelve (112), Acts of the Fifty-eighth General Assembly, by striking from line twelve (12) the following: 'one hundred dollars ($100.00)', and by substituting in lieu thereof the following: 'two hundred dollars ($200.00)' ".

3. Further amend Senate File 390 by inserting in section 3, after line 8, the following: "Also amend paragraph 'a' of subsection one (1) by inserting after the word 'employment' in line three (3) the following: 'which had been offered or made available to him,' and also inserting after the word 'did' in line three (3) the word 'immediately' ".

Also by striking from line 15 in section 3 the word "dis-

qualified" and inserting in lieu thereof "ineligible".

Also, by changing the "," at the end of line 24 in section 3 to a ".".

Also by striking from line 25 of section 3 the following: "or conduct constituting an indictable offense." and also by striking from line 40 the letter "h".

4. Amend section 6 by striking lines 29 through 33, inclusive.

JACK SCHROEDER.

Amend House File 14 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section seven hundred fourteen point twenty-five (714.25), Code 1958, is amended by striking from said section all after the word 'not' in line ten (10) and all of lines eleven (11) and twelve (12) and by inserting in lieu thereof the following: 'less that ten (10) dollars nor more than one hundred (100) dollars.'"

JAKE B. MINCKS.
GEORGE W. WEBER.

Amend House File 146 as follows:

1. Amend line 4 by striking the words "last paragraph" and inserting in lieu thereof the words, "last three paragraphs".

2. Strike all after the word "following:" in line 5 and insert in lieu thereof the following:

"In all counties having a population of more than seventy-five thousand (75,000) inhabitants and less than one hundred twenty thousand (120,000), each clerk shall receive as compensation, an annual salary of not to exceed three thousand dollars ($3,000). In counties having a population of one hundred twenty thousand (120,000) and over and less than one hundred fifty thousand (150,000) inhabitants, each clerk shall receive an annual salary of forty-four hundred dollars ($4,400). In counties having a population of one hundred fifty thousand (150,000) and over, each clerk shall receive an annual salary of six thousand dollars ($6,000)."

JACK SCHROEDER.

Amend House File 565 as follows:

1. By striking from section 2 in line 6 thereof the words and figures, "five dollars ($5)" and inserting in lieu thereof the words and figures, "seven dollars ($7)".

2. By striking from section 4 in lines 7 and 8 the words and figures, "five dollars ($5)" and inserting in lieu thereof the words and figures, "seven dollars ($7)".

3. By adding to House File 565 the following sections:

"Sec. 5. Section three hundred twenty-seven point nine (327.9), Code 1958, is hereby further amended by striking therefrom the word, 'five' in line (6) and substituting the word, 'seven' in lieu thereof."

"Sec. 6. Section three hundred twenty-five point thirty-five (325.35), Code 1958, is hereby further amended by striking therefrom the word, 'five' in line seven (7) and substituting the word, 'seven' in lieu thereof."

CARROLL PRICE.

Amend House File 567 as follows:

1. By striking the period after the word "pay" in line 7 and adding the following: ", except that not more than one week of such vacation shall be granted during the period of May 1st through September 30th.".

RICHARD C. TURNER.

Amend House File 596 by striking from section 1, line 2, the words "adding thereto" and inserting in lieu thereof the following: "inserting after the word 'unrepresented.' in line six (6)".

J. HENRY LUCKEN.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 14, 1961

The Senate met in regular session, President Mooty presiding.

Prayer was offered by the Reverend Father Charles Gannon, pastor of St. Patrick's Parish, Georgetown, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Shaff for the day on request of Senator Prentis; Senator Getting for the day on request of Senator Prentis; Senator Walker for the day on request of Senator Van Eaton; Senator Hill for the day on request of Senator Wolf.

PETITIONS

By Senator O'Malley, from thirty-one residents of Polk County in opposition to proposed legislation relating to county roads employees' vacations.

By Senator Van Eaton, from twenty-five residents of Woodbury County favoring proposed legislation relating to Iowa Public Employees Retirement System.

PRESENTATION OF VISITORS

Senator Flatt rose on a point of personal privilege and presented to the Senate his daughters, Christine and Sharon, who were present in the Senate chamber.

Senator Elijah asked and received unanimous consent to present to the Senate thirty-four students, members of the senior class of the West Branch High School, who were present in the balcony accompanied by their principal, Maurice John Williams.

Senator Nystrom asked and received unanimous consent to present to the Senate thirty-three students from the Edwards Elementary School of Ames who were present in the balcony accompanied by their instructor, Evelyn Alfseike.

Senator Schroeder asked and received unanimous consent to present to the Senate twenty-six students from the Linnwood Junior High School of Scott County who were present in the balcony accompanied by their instructor, L. E. Daughrity.

INTRODUCTION OF BILL

Senate File 501, by committee on military affairs, a bill for an act relating to the assistant adjutant general.

Read first and second times and referred to the sifting committee.

Senator Lucken called up the following resolution:

SENATE CONCURRENT RESOLUTION 22

By Lucken, Chairman, Committee on Printing

Whereas, the Senate committee on printing has had under consideration the study of legislative printing by the legislative research bureau, and the recommendations of the office of the Secretary of the Senate and the office of the Chief Clerk of the House of Representatives, relative to suggested improvements in the legislative journals;

Now, Therefore, Be It Resolved by the Senate, the House Concurring, That the following changes be adopted and placed in operation by the Secretary of the Senate and the Chief Clerk of the House of Representatives as rapidly as the actual operation justifies:

1. That the "corrected" journal be eliminated. Corrections to the proof journal to be printed in a special section of the clip sheet. The final "corrected" journal to use the clip sheet corrections.

2. That amendments appear in the journal only at the time they are considered during House or Senate action. Amendments as filed are to be completely printed in the clip sheet. Notation of original filing to be made in the journal by caption only.

3. That long committee reports of a general nature should be printed in only one journal, with appropriate cross reference in the opposite journal.

4. That committee reports on bills, as now printed in the journal, be condensed.

5. That concurrent and Senate or House resolutions be printed in the journal only at the time they are introduced. Action on a resolution shall be shown with a reference to the page of the journal as originally printed.

6. That messages from the House or Senate be printed in the journal in condensed form, listing numbers of bills with the action described as briefly as possible. Titles will be read but will not be entered in the journal.

7. That the identifying number of each bill and each resolution, when first considered, or following a break in the order of business, be set in bold face type.

Senator Lucken offered the following amendment and moved its adoption:

Amend Senate Concurrent Resolution 22 as follows:

1. By striking lines 10 to 12 inclusive, and renumbering the remaining paragraphs.

2. By striking lines 13 to 16, inclusive, and renumbering the remaining paragraphs.

The amendment was adopted.

On motion of Senator Lucken, the resolution as amended 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 498, a bill for an act to ratify the sale of certain real estate owned by the Finchford Consolidated School District, in the counties of Butler, Black Hawk and Bremer, State of Iowa, and to legalize and validate the contract executed by its board of directors, 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 289, a bill for an act relating to 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 452, a bill for an act relating to the towing of four-wheel trailers and registration fees thereon.

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 transferring jurisdiction to the Cedar Rapids Community School District of certain land known as a portion of Noelridge Park in Cedar Rapids, Linn County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 664, a bill for an act relating to the primary road contingent fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 691, a bill for an act to legalize and validate the proceedings for the organization, the enlargement and the establishment of the boundaries of the Western Dubuque County Community School District, in the Counties of Dubuque, Jackson, Jones and Delaware.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 441, a bill for an act relating to the reorganization of certain school districts.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 441

Amend Senate File 441 by inserting the following at the end thereof:

"Sec. 2. This Act shall apply only in any county having a population of more than one hundred thousand (100,000) and which borders on the Mississippi River."

HOUSE MESSAGES CONSIDERED

House File 289, a bill for an act relating to speed limits on secondary roads.

Read first and second times and passed on file.

House File 452, a bill for an act relating to the towing of four-wheel trailers and registration fees thereon.

Read first and second times and passed on file.

House File 492, a bill for an act transferring jurisdiction to the Cedar Rapids Community School District of certain land known as a portion of Noelridge Park in Cedar Rapids, Linn County, Iowa.

Read first and second times and passed on file.

House File 664, a bill for an act to amend section three hundred thirteen point seventeen (313.17), Code 1958, relating to the primary road contingent fund.

Read first and second times and passed on file.

House File 691, a bill for an act to legalize and validate the proceedings for the organization, the enlargement and the establishment of the boundaries of the Western Dubuque County Community School District, in the Counties of Dubuque, Jackson, Jones and Delaware, State of Iowa, and the acts and proceedings of officials acting for and in behalf of said school district, and declaring said district a duly and legally organized school corporation as provided by law.

Read first and second times and passed on file.

President pro tempore Long took the chair at 9:25 a.m.

THIRD READING OF BILLS

On motion of Senator Putney, Senate File 326, a bill for an act to repeal chapter one hundred eighty-four (184), Code 1958, relating to poultry associations, 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, 39:

Buck	Gray	Nolan	Shoeman
Cowden	Grimstead	Nystrom	Turner
Dykhouse	Hansen	O'Malley	Van Eaton
Elijah	Hoschek	Phelps	Walter
Elvers	Hoxie	Potter	Wearin
Eppers	Long	Prentis	Weber
Fisher	Lucken	Price	Wiley
Flatt	Lynes	Putney	Wilson
Frommelt	Mincks	Rigler	Wolf
Gilmour	Moore	Schroeder	

Nays, none.

Absent or not voting, 10:

Brown	Curran	Scott	Vance
[redacted]	Getting	Shaff	Walker
Coleman	Hill	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 Shoeman, Senate File 172, a bill for an act to repeal chapter one hundred sixty-two (162), Code 1958, relating to registration of 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:

Buck	Gilmour	Moore	Schroeder
Cowden	Gray	Nolan	Shoeman
Curran	Grimstead	Nystrom	Turner
Dykhouse	Hansen	O'Malley	Van Eaton
Elijah	Hill	Phelps	Walter
Elvers	Hoschek	Potter	Wearin
Eppers	Long	Prentis	Weber
Fisher	Lucken	Price	Wiley
Flatt	Lynes	Putney	Wilson
Frommelt	Mincks	Rigler	Wolf

Nays, none.

Absent or not voting, 9:

Brown	Getting	Shaff	Vance
[redacted]	Hoxie	Stuart	Walker
Coleman	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 Buck, House File 486, a bill for an act relating to the power of cities and counties to jointly undertake the erection of government buildings and to lease a portion thereof to the general public and to finance such undertaking by the issuance of revenue bonds, 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, 42:

Brown	Dykhouse	Fisher	Gray
Buck	Elijah	Flatt	Grimstead
Cowden	Elvers	Frommelt	Hansen
Curran	Eppers	Gilmour	Hoschek

Hoxie	Nystrom	Rigler	Walter
Long	O'Malley	Schroeder	Wearin
Lucken	Phelps	Shoeman	Weber
Lynes	Potter	Stuart	Wiley
Mincks	Prentis	Vance	Wilson
Moore	Price	Van Eaton	Wolf
Nolan	Putney		

Nays, none.

Absent or not voting, 7:

[redacted]	Getting	Scott	Turner
Coleman	Hill	Shaff	Walker

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 394 be withdrawn from further consideration of the Senate.

On motion of Senator Hoxie, House File 8, a bill for an act to amend chapter one hundred ninety-nine (199), Code 1958, relating to agricultural seed testing, 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, 42:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hoschek	Potter	Walter
Elijah	Hoxie	Prentis	Wearin
Elvers	Long	Price	Weber
Eppers	Lucken	Putney	Wiley
Fisher	Lynes	Rigler	Wilson
Flatt	Mincks	Schroeder	Wolf
Frommelt	Moore		

Nays, none.

Absent or not voting, 7:

[redacted]	Getting	Scott	Stuart
Coleman	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 O'Malley, House File 61, a bill for an act relating to county boards of health, 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, 38:

Brown	Gray	Nolan	Schroeder
Buck	Grimstead	Nystrom	Shoeman
Cowden	Hansen	O'Malley	Turner
Curran	Hoschek	Phelps	Vance
Elvers	Hoxie	Potter	Van Eaton
Eppers	Long	Prentis	Walter
Fisher	Lucken	Price	Wearin
Flatt	Lynes	Putney	Weber
Frommelt	Mincks	Rigler	Wilson
Gilmour	Moore		

Nays, 2:

Dykhouse	Wiley

Absent or not voting, 9:

[redacted]	Getting	Shaff	Walker
Coleman	Hill	Stuart	Wolf
Elijah	Scott		

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

Senator Rigler took the chair at 9:50 a.m.

On motion of Senator Hoschek, House File 70, a bill for an act to amend section one hundred forty-nine point four (149.4), Code 1958, relating to entrance requirements for schools of chiropody, was taken up and considered.

Senator Hoschek offered the following amendment, filed by Senators Hoschek and Potter, and moved its adoption:

Amend House File 70 by adding the following section thereto:

"Sec. 2. Section one hundred forty-nine point four (149.4), Code 1958, subsection two (2), is further amended by striking 'January 1, 1940,' in line one (1) and inserting in lieu thereof, 'January 1, 1962,' ".

The amendment was 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, 39:

Buck	Gray	Nolan	Shoeman
Cowden	Grimstead	Nystrom	Turner
Dykhouse	Hansen	O'Malley	Vance
Elijah	Hoschek	Phelps	Van Eaton
Elvers	Hoxie	Potter	Walter
Eppers	Long	Prentis	Wearin
Fisher	Lucken	Price	Weber
Flatt	Lynes	Putney	Wiley
Frommelt	Mincks	Rigler	Wilson
Gilmour	Moore	Schroeder	

Nays, none.

Absent or not voting, 10:

Brown	Curran	Scott	Walker
[redacted]	Getting	Shaff	Wolf
Coleman	Hill	Stuart	

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

Senator Hoschek asked and received unanimous consent that Senate File 345 be withdrawn from further consideration of the Senate.

On motion of Senator Moore, House File 121, a bill for an act relating to the change of name of chiropodist to podiatrist and the name of chiropody to podiatry, and amending certain provisions of the Code relating thereto, was taken up and considered.

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, 35:

Brown	Flatt	Lynes	Rigler
Buck	Frommelt	Mincks	Schroeder
Cowden	Gilmour	Moore	Van Eaton
Curran	Gray	Nystrom	Walter
Dykhouse	Hansen	O'Malley	Wearin
Elijah	Hoschek	Phelps	Weber
Elvers	Hoxie	Potter	Wiley
Eppers	Long	Prentis	Wilson
Fisher	Lucken	Price	

Nays, 2:

Putney	Turner

Absent or not voting, 12:

[redacted]	Hill	Shaff	Vance
Coleman	Nolan	Shoeman	Walker
Getting	Scott	Stuart	Wolf
Grimstead			

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 346 be withdrawn from further consideration of the Senate.

On motion of Senator Schroeder, House File 216, a bill for an act relating to the definition of fireworks, 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 House File 216 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Elvers, House File 228, a bill for an act relating to the state apiarist, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elvers moved that the bill be read a third 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:

Brown	Gilmour	Moore	Schroeder
Buck	Gray	Nolan	Shoeman
Cowden	Grimstead	Nystrom	Turner
Curran	Hansen	O'Malley	Vance
Dykhouse	Hoschek	Phelps	Van Eaton
Elijah	Hoxie	Potter	Walter
Elvers	Long	Prentis	Wearin
Eppers	Lucken	Price	Weber
Fisher	Lynes	Putney	Wiley
Flatt	Mincks	Rigler	Wilson
Frommelt			

Nays, none.

Absent or not voting, 8:

[redacted]	Hill	Shaff	Walker
Coleman	Scott	Stuart	Wolf
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 Lucken, House File 264, a bill for an act providing for supplemental returns and listings by owners of property subject to taxation in this state, and providing for the manner of use of such supplemental returns by assessors in the preparation of assessment rolls, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lucken moved that the bill be read a third 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:

Brown	Flatt	Lucken	Rigler
Buck	Frommelt	Lynes	Schroeder
Cowden	Gilmour	Mincks	Shoeman
Curran	Gray	O'Malley	Turner
Dykhouse	Grimstead	Phelps	Van Eaton
Elijah	Hansen	Potter	Walter
Elvers	Hoschek	Prentis	Wearin
Eppers	Hoxie	Price	Weber
Fisher	Long	Putney	Wilson

Nays, 1:

Wiley

Absent or not voting, 12:

[redacted]	Moore	Scott	Vance
Coleman	Nolan	Shaff	Walker
Getting	Nystrom	Stuart	Wolf
Hill			

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

Senator Lucken asked and received unanimous consent that Senate File 186 be withdrawn from further consideration of the Senate.

On motion of Senator Mincks, House File 291, a bill for an act to amend section two hundred seventy-seven point three (277.3), Code 1958, relating to the publication of notices of school elections, 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, 39:

Brown	Frommelt	Mincks	Schroeder
Buck	Gilmour	Moore	Shoeman
Cowden	Gray	Nolan	Turner
Curran	Grimstead	O'Malley	Van Eaton
Dykhouse	Hansen	Phelps	Walter
Elijah	Hoschek	Potter	Wearin
Elvers	Hoxie	Prentis	Weber
Eppers	Long	Price	Wiley
Fisher	Lucken	Putney	Wilson
Flatt	Lynes	Rigler	

Nays, none.

Absent or not voting, 10:

[redacted]	Hill	Shaff	Walker
Coleman	Nystrom	Stuart	Wolf
Getting	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 Flatt, House File 502, a bill for an act to amend section four hundred twenty-seven point six (427.6), Code 1958, relating to allowance or disallowance by the board of supervisors of claims for military service tax exemption, was taken up and considered.

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

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

Digitized by Google

Ayes, 40:

Brown	Frommelt	Mincks	Rigler
Buck	Gilmour	Moore	Schroeder
Cowden	Gray	Nolan	Shoeman
Curran	Grimstead	Nystrom	Turner
Dykhouse	Hansen	O'Malley	Van Eaton
Elijah	Hoschek	Phelps	Walter
Elvers	Hoxie	Potter	Wearin
Eppers	Long	Prentis	Weber
Fisher	Lucken	Price	Wiley
Flatt	Lynes	Putney	Wilson

Nays, none.

Absent or not voting, 9:

[redacted]	Hill	Stuart	Walker
Coleman	Scott	Vance	Wolf
Getting	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 Schroeder, House File 146, 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), was taken up and considered.

Senator Schroeder offered the following amendment:

Amend House File 146 as follows:

1. Amend line 4 by striking the words "last paragraph" and inserting in lieu thereof the words, "last three paragraphs".

2. Strike all after the word "following:" in line 5 and insert in lieu thereof the following:

"In all counties having a population of more than seventy-five thousand (75,000) inhabitants and less than one hundred twenty thousand (120,000), each clerk shall receive as compensation, an annual salary of not to exceed three thousand dollars ($3,000). In counties having a population of one hundred twenty thousand (120,000) and over and less than one hundred fifty thousand (150,000) inhabitants, each clerk shall receive an annual salary of forty-four hundred dollars ($4,400). In counties having a population of one hundred fifty thousand (150,000) and over, each clerk shall receive an annual salary of six thousand dollars ($6,000)."

Senator Schroeder offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from line 11 "three thousand dollars ($3,000)" and inserting in lieu thereof "four thousand dollars ($4,000)".

The amendment to the amendment was adopted.

On motion of Senator Schroeder, the amendment as amended was adopted.

Senator Schroeder offered the following amendment and moved its adoption:

Amend the title to House File 146 by striking all of lines 2 and 3 and inserting in lieu thereof the words "certain counties.".

The amendment was adopted.

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

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

Ayes, 41:

Brown	Gilmour	Moore	Schroeder
Buck	Gray	Nolan	Shoeman
Cowden	Grimstead	Nystrom	Turner
Curran	Hansen	O'Malley	Vance
Dykhouse	Hoschek	Phelps	Van Eaton
Elijah	Hoxie	Potter	Walter
Elvers	Long	Prentis	Wearin
Eppers	Lucken	Price	Weber
Fisher	Lynes	Putney	Wiley
Flatt	Mincks	Rigler	Wilson
Frommelt			

Nays, none.

Absent or not voting, 8:

[redacted]	Hill	Shaff	Walker
Coleman	Scott	Stuart	Wolf
Getting			

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 Lucken, House File 596, a bill for an act relating to the selection of members of election boards, was taken up and considered.

Senator Lucken offered the following amendment and moved its adoption:

Amend House File 596 by striking from section 1, line 2, the words "adding thereto" and inserting in lieu thereof the following: "inserting after the word 'unrepresented.' in line six (6)".

The amendment was adopted.

Senator Lucken moved that the bill be read a third 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:

Brown	Elvers	Gray	Lucken
Buck	Eppers	Grimstead	Lynes
Cowden	Fisher	Hansen	Mincks
Curran	Flatt	Hoschek	Moore
Dykhouse	Frommelt	Hoxie	Nolan
Elijah	Gilmour	Long	Nystrom

O'Malley	Putney	Turner	Wearin
Phelps	Rigler	Vance	Weber
Potter	Schroeder	Van Eaton	Wiley
Prentis	Shoeman	Walter	Wilson
Price			

Nays, none.

Absent or not voting, 8:

[redacted]	Hill	Shaff	Walker
Coleman	Scott	Stuart	Wolf
Getting			

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

HOUSE AMENDMENT CONSIDERED

Senator Schroeder called up for consideration Senate File 441, a bill for an act relating to the reorganization of certain school districts, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 441 by inserting the following at the end thereof:
"Sec. 2. This Act shall apply only in any county having a population of more than one hundred thousand (100,000) and which borders on the Mississippi River."

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, 37:

Brown	Frommelt	Moore	Schroeder
Buck	Gilmour	Nystrom	Shoeman
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hoschek	Potter	Walter
Elijah	Hoxie	Prentis	Wearin
Elvers	Long	Price	Weber
Eppers	Lynes	Putney	Wiley
Fisher	Mincks	Rigler	Wilson
Flatt			

Nays, 2:

Lucken	Nolan

Absent or not voting, 10:

[redacted]	Gray	Shaff	Walker
Coleman	Hill	Stuart	Wolf
Getting	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 Mincks, House File 617, a bill for an act to legalize and validate the proceedings of the board of directors of the Blakesburg Community School District, in the Counties of Wapello, Monroe and Davis, 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 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, 41:

Brown	Gilmour	Moore	Schroeder
Coleman	Gray	Nolan	Shoeman
Cowden	Grimstead	Nystrom	Turner
Curran	Hansen	O'Malley	Vance
Dykhouse	Hoschek	Phelps	Van Eaton
Elijah	Hoxie	Potter	Walter
Elvers	Long	Prentis	Wearin
Eppers	Lucken	Price	Weber
Fisher	Lynes	Putney	Wiley
Flatt	Mincks	Rigler	Wilson
Frommelt			

Nays, none.

Absent or not voting, 8:

Buck	Hill	Shaff	Walker
[redacted]	Scott	Stuart	Wolf
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 Schroeder, House File 621, a bill for an act to legalize and validate the incorporation and re-incorporation of the Grand Mound Co-operative Telephone Association and to legalize and validate the sale of certain real estate, owned by it, to Arnold N. Schmidt, 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, 41:

Brown	Elvers	Gray	Lucken
Buck	Eppers	Grimstead	Lynes
Cowden	Fisher	Hansen	Mincks
Curran	Flatt	Hoschek	Moore
Dykhouse	Frommelt	Hoxie	Nolan
Elijah	Gilmour	Long	Nystrom

O'Malley	Putney	Turner	Wearin
Phelps	Rigler	Vance	Weber
Potter	Schroeder	Van Eaton	Wiley
Prentis	Shoeman	Walter	Wilson
Price			

Nays, none.

Absent or not voting, 8:

[redacted]	Hill	Shaff	Walker
Coleman	Scott	Stuart	Wolf
Getting			

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 House File 691, a bill for an act to legalize and validate the proceedings for the organization, the enlargement and the establishment of the boundaries of the Western Dubuque County Community School District, in the Counties of Dubuque, Jackson, Jones and Delaware, State of Iowa, and the acts and proceedings of officials acting for and in behalf of said school district, and declaring said district a duly and legally organized school corporation as provided by law.

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:

Brown	Gilmour	Moore	Schroeder
Buck	Gray	Nolan	Shoeman
Cowden	Grimstead	Nystrom	Turner
Curran	Hansen	O'Malley	Vance
Dykhouse	Hoschek	Phelps	Van Eaton
Elijah	Hoxie	Potter	Walter
Elvers	Long	Prentis	Wearin
Eppers	Lucken	Price	Weber
Fisher	Lynes	Putney	Wiley
Flatt	Mincks	Rigler	Wilson
Frommelt			

Nays, none.

Absent or not voting, 8:

[redacted]	Hill	Shaff	Walker
Coleman	Scott	Stuart	Wolf
Getting			

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

President Mooty took the chair at 11:00 a.m.

Senator Moore asked and received unanimous consent to take up House File 626, a bill for an act to legalize and validate the proceed-

ings of the town council of the town of Woodbine, in Harrison County, Iowa, authorizing and providing for the issuance of swimming pool bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said town.

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, 41:

Brown	Gilmour	Moore	Schroeder
Buck	Gray	Nolan	Shoeman
Cowden	Grimstead	Nystrom	Turner
Curran	Hansen	O'Malley	Vance
Dykhouse	Hoschek	Phelps	Van Eaton
Elijah	Hoxie	Potter	Walter
Elvers	Long	Prentis	Wearin
Eppers	Lucken	Price	Weber
Fisher	Lynes	Putney	Wiley
Flatt	Mincks	Rigler	Wilson
Frommelt			

Nays, none.

Absent or not voting, 8:

[redacted]	Hill	Shaff	Walker
Coleman	Scott	Stuart	Wolf
Getting			

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

Senator Lynes asked and received unanimous consent that House File 434 be taken up at this time.

On motion of Senator Vance, House File 434, a bill for an act relating to state representative districts, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend House File 434 by adding the following section:

Sec. 3. Nothing in this Act shall affect the present term of the representatives from Wapello County.

On motion of Senator Vance, 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, 38:

Buck	Gray	Nystrom	Shoeman
Cowden	Grimstead	O'Malley	Turner
Dykhouse	Hansen	Phelps	Vance
Elijah	Hoschek	Potter	Van Eaton
Elvers	Hoxie	Prentis	Walter
Eppers	Long	Price	Wearin
Fisher	Lucken	Putney	Weber
Flatt	Lynes	Rigler	Wiley
Frommelt	Moore	Schroeder	Wilson
Gilmour	Nolan		

Nays, 1:

Mincks

Absent or not voting, 10:

Brown	Curran	Scott	Walker
[redacted]	Getting	Shaff	Wolf
Coleman	Hill	Stuart	

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 House File 434 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 42, a bill for an act to legalize recording fees charged in certain counties.

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 the recording of instruments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 192, a bill for an act relating to county appropriations and reimbursement to the state from fund for aid to the blind.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 276, a bill for an act relating to the use of separate ballots for constitutional amendments and other public measures.

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 relating to nursery stock.

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 parking meter revenue.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 642, a bill for an act to permit the executive council to convey certain lands to cities, towns or counties for park purposes.

WILLLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 192, a bill for an act relating to county appropriations and reimbursement to the state from fund for aid to the blind.

Read first and second times and passed on file.

House File 276, a bill for an act relating to the use of separate ballots for constitutional amendments and other public measures.

Read first and second times and passed on file.

House File 347, a bill for an act relating to nursery stock.

Read first and second times and passed on file.

House File 393, a bill for an act relating to parking meter revenue and to amend chapter three hundred ninety (390), Code 1958, relating thereto.

Read first and second times and passed on file.

House File 642, a bill for an act to permit the executive council to convey certain lands to cities, towns or counties for park purposes.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 649.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 649.

COMMUNICATION FROM THE GOVERNOR

The following communication was received announcing that on April 14, 1961, the Governor had disapproved Senate File 105, re-

lating to rules and regulations promulgated by the various state agencies of the State of Iowa.

STATE OF IOWA
Office of the Governor
Des Moines

NORMAN A. ERBE
Governor

April 14, 1961.

Honorable William L. Mooty,
Lieutenant Governor,
President of the Senate,
Fifty-ninth General Assembly,
State Capitol,
Des Moines, Iowa.
Dear Sir:

Senate File 105, an act relating to the rules and regulations promulgated by the various state agencies of the State of Iowa, in accordance with the provisions of Article III, Section 16, Constitution of the State of Iowa, is disapproved for the following reasons:

While I am in complete sympathy with the purpose of the act, I have been advised by the Attorney General's office that there is a serious question as to its constitutionality. Constitutional objection is made to conferring such power upon State agencies to make rules to govern its operation as being a delegation of Legislative power. However, the courts have supported the delegation in its strictest sense as not true delegation of power, but a blending of permissive Legislative and judicial power.

Precedent for the enactment of Senate File 105 is claimed in Section 684.19, Code of Iowa 1958, with respect to rules of the Supreme Court, which Section provides:

"Report of general assembly—enrollment. Any such rules and forms prescribed by the supreme court shall be reported by it to the general assembly within twenty days after the commencement of a regular session and shall take effect July 4 following the adjournment of such session, with such changes, if any, as may have been enacted at such session; and thereafter all laws in conflict therewith shall be of no further force or effect.

"At adjournment of the general assembly where such report has been filed, an enrolled copy thereof, together with any changes, shall be made in substantially the same manner as acts are enrolled. The enrolled copy shall be certified as to whether or not any action was taken by the general assembly and if any, what action, and thereupon it shall be filed with the secretary of state and bound with the acts of the general assembly."

However, this Section deals with Rules of Civil Procedure, as opposed to the delegation made to the state agency in making rules to govern their power.

Reasonable search discloses no exact precedent to Senate File 105. It would appear that what the Legislature has conferred is not the delegation of Legislative power, and what it seeks to recapture by this act is likewise not legislative power but administrative power. Therefore, it is an invasion of the administrative authority and a violation of the constitutional separation of the legislative and administrative branches.

/s/ NORMAN A. ERBE,
Governor.

PROOF OF PUBLICATION

Published copy of House File 691 and verified proof of publication of said bill in The Cascade Pioneer-Advertiser on April 13, 1961, and in the Dyersville Commercial on April 13, 1961. was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of Senate.

AMENDMENTS FILED

Amend the Long and Nolan amendment to Senate File 340 filed April 13 by striking from line 3 the word "council" and inserting in lieu thereof the word "counsel".

IRVING D. LONG.

Amend Senate File 340 as follows:

1. Amend Sec. 4 by inserting the word "and" between the comma (,) and the word three in line 2 thereof.

2. Further amend Sec. 4 by striking from lines 2, 3 and 4 the words "and four hundred seventy-five point one (475.1) to four hundred seventy-five point five (475.5), inclusive,".

3. By striking all of Sec. 5 thereof and inserting in lieu thereof the following:

"Sec. 5. Section thirteen point seven (13.7), Code 1958, is hereby amended by striking all following the word, 'counsel' in line fifteen (15) thereof and inserting in lieu thereof a period (.).".

D. C. NOLAN.
IRVING D. LONG.

Amend the Prentis amendment to Senate File 284 filed April 11 by striking from lines 5 and 6 the words "twenty dollars" and insert in lieu thereof the words "ten dollars".

C. S. VAN EATON.

Amend House File 470, section 5, as follows:

1. By striking all of line 5 and inserting in lieu thereof the following: "policies and prescribe such procedures as".

2. By striking in line 7 the words "enter into arrangements" and insert in lieu thereof the word "contract".

3. By striking all of lines 9 through 14 and inserting in lieu thereof the following:

"organization may handle the processing of and the payment of claims for services rendered under the provisions of this Act and under such rules and regulations as shall be promulgated by said board."

D. C. NOLAN.

On motion of Senator Lynes, the Senate adjourned until 10:00 a.m., Monday, April 17, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 17, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Dr. William Kettlitz, pastor of the Westminster United Presbyterian Church, Keokuk, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Potter for the day on request of Senator Hill.

SENATE CONCURRENT RESOLUTION 18 WITHDRAWN

Senator Gilmour announced that, due to important measures before Congress, it would be impossible for U. S. Senator Gale W. McGee to be in Des Moines on April 19, and asked and received unanimous consent that Senate Concurrent Resolution 18 be withdrawn from further consideration of the Senate.

UNFINISHED BUSINESS

On motion of Senator Vance, Senate File 353, a bill for an act relating to controlled access highways, was taken up for further consideration.

President pro tempore Long took the chair at 11:00 a.m.

The following committee amendment was considered:

Amend Senate File 353 by adding after the word "chapter" in line 11 the following: "or except when the right to restrict, limit or control such right of access has been heretofore acquired by purchase, gift or condemnation."

On motion of Senator Nolan, the committee amendment was adopted.

Senator Stuart offered the following amendment:

Amend Senate File 353 by striking from line 5 thereof the words "unrestricted and full right of" and substituting in lieu thereof the words "the right of free and convenient". Further amend by adding the following sentence at the end of section 1: "Such right shall not apply to streets or highways where no right of access existed prior to the construction or relocation of said streets or highways.".

Senator Price asked and received unanimous consent that action on Senate File 353 be deferred and that the bill be placed on the calendar under unfinished business.

President Mooty took the chair at 11:15 a.m.

Senator Elijah called up the following conference committee report on House File 6, 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, and moved its adoption:

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE 6

Your committee appointed to resolve the differences between the House and Senate on the passage of House File 6 makes the following recommendation:

Amend House File 6 by striking all after the enacting clause and inserting the following:

Section 1. The board of supervisors of any county may determine that a public disposal ground is needed in their county and may make a finding as to where such disposal ground shall be located.

Sec. 2. Said boards may within their respective jurisdictions make a determination of which townships of the county will be best served by such disposal ground and levy a tax of not to exceed one-fourth mill on all the property in said townships outside the incorporated limits of any city or town for the purpose of acquiring and maintaining such disposal grounds. Such funds shall be placed in a township dump fund.

Sec. 3. The board of supervisors may make such rules and regulations for the use of such disposal grounds as it shall deem necessary, and may adopt and enter into contractual agreements with cities and towns for the use of such disposal grounds. Any funds derived from such agreements shall be placed in the township dump fund established for that purpose and none other.

Further amend House File 6 by striking from the title all after the words "An Act" and inserting in lieu thereof the following:

"to permit the county boards of supervisors to establish under certain circumstances, public disposal grounds and to operate and maintain them and to levy a tax therefor."

C. RAYMOND FISCHER.	EARL ELIJAH.
A. L. MENSING.	MARTIN WILEY.
WILLIAM F. DENMAN.	DAVID O. SCHAFF.
PAUL M. WALTER.	GEORGE E. O'MALLEY.
On the Part of the House.	*On the Part of the Senate.*

The report was adopted.

On motion of Senator Elijah, the amendment contained in the report 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:

Rule 8 was invoked.

Ayes, 26:

Coleman	Getting	Mincks	Shaff
Cowden	Gilmour	Moore	Stuart
Curran	Grimstead	Nolan	Walker
Elijah	Hansen	O'Malley	Walter
Elvers	Hill	Phelps	Wearin
Eppers	Hoxie	Rigler	Wiley
Fisher	Lucken		

Nays, 21:

Brown	Hoschek	Putney	Vance
Buck	Long	Schroeder	Van Eaton
Dykhouse	Lynes	Scott	Weber
Flatt	Prentis	Shoeman	Wilson
Frommelt	Price	Turner	Wolf
Gray			

Absent or not voting, 2:

[redacted]	Nystrom	Potter

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 Putney, Senate File 195, a bill for an act relating to construction of ditches or drains through railroad property, was taken up for further consideration.

Senator Putney offered the following amendment and moved its adoption:

1. Amend Senate File 195 by adding the following section: "Sec 2. Section four hundred sixty-five point twenty-three (465.23), Code 1958, as amended by chapter three hundred thirteen (313), Acts of the Fifty-eighth General Assembly, is hereby amended by adding the following to the end of such section: which funds shall be used to pay one-half of said expense, the other one-half to be paid by the owner of such lands as are provided for in this section."

2. Amend the title to Senate File 195 by striking the period (.) and adding thereto "and public highways".

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, 35:

Brown	Getting	O'Malley	Stuart
Buck	Gilmour	Phelps	Turner
Cowden	Gray	Prentis	Walter
Curran	Hansen	Price	Wearin
Dykhouse	Hill	Putney	Weber
Elijah	Long	Rigler	Wiley
Elvers	Lucken	Schroeder	Wilson
Fisher	Nolan	Scott	Wolf
Flatt	Nystrom	Shaff	

Nays, 10:

Coleman	Hoxie	Shoeman	Van Eaton
Grimstead	Lynes	Vance	Walker
Hoschek	Moore		

Absent or not voting, 4:

[redacted]	Frommelt	Mincks	Potter
Eppers			

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 Grimstead, Senate File 497, a bill for an act to legalize the corporate acts and proceedings in connection with the renewal of the corporate existence and the adoption of the amended and renewed articles of incorporation of Fertile Cooperative Dairy Association and to provide for the renewal of the charter of said company, was taken up for further consideration.

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, 48:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Prentis	Walker
Elijah	Hoschek	Price	Walter
Elvers	Hoxie	Putney	Wearin
Eppers	Long	Rigler	Weber
Fisher	Lucken	Schroeder	Wiley
Flatt	Lynes	Scott	Wilson
Frommelt	Mincks	Shaff	Wolf

Nays, none.

Absent or not voting, 1:

[redacted]	Potter

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 148, a bill for an act relating to management of public utility plants.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 202, a bill for an act relating to admissibility of records as evidence 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 212, a bill for an act relating to the prohibition of hunting with dogs thirty days prior to the open season on raccoon.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:
Senate File 248, a bill for an act to provide for competitive bidding on the construction, erection, alteration or repair of public improvements.

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 relating to application for release of criminal sexual psychopaths.

Also: That the House has passed the following bill in which the concurrence of the House was asked:
Senate File 314, a bill for an act relating to the employment and discharge money of prisoners in the men's reformatory and state penitentiary and the visitor's admission fee.

Also: That the House has passed the following bill in which the concurrence of the House was asked:
Senate File 349, a bill for an act relating to levee and drainage districts.

Also: That the House has passed the following bill in which the concurrence of the House was asked:
Senate File 360, a bill for an act relating to levee and drainage districts and improvements on petition or by mutual agreement as provided in chapter four hundred fifty-five (455), Code 1958.

Also: That the House has passed the following bill in which the concurrence of the House was asked:
Senate File 369, a bill for an act relating to the compensation of mayors in cities under special charter.

Also: That the House has passed the following bill in which the concurrence of the House was asked:
Senate File 370, a bill for an act granting to the City of Davenport, Iowa, title to the bed and banks of the Mississippi River and islands and made lands therein, from the old city limits to the now exisiting city limits.

Also: That the House has passed the following bill in which the concurrence of the House was asked:
Senate File 420, a bill for an act relating to 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 Senate is asked:
House File 115, a bill for an act relating to the terms of county supervisors.

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 blanket bonds for city and town employees.

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 legalize and validate the proceedings for the organization and the establishment of boundaries of the Ackley-Geneva Community School District in the counties of Hardin, Franklin, Butler and Grundy.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 202

Amend Senate File 202 by striking all of lines 5 through 19 of section 1 thereof and insert in lieu thereof the following:

"Any writing or record, whether in the form of an entry in a book, or otherwise, including electronic means and interpretations thereof, offered as memoranda or records of acts, conditions or events to prove the facts stated therein, shall be admissible as evidence if the judge finds that they were made in the regular course of a business at or about the time of the act, condition or event recorded, and that the sources of information from which made and the method and circumstances of their preparation were such as to indicate their trustworthiness, and if the judge finds that they are not excludable as evidence because of any rule of admissibility of evidence other than the hearsay rule.

Evidence of the absence of a memorandum or record from the memoranda or records of a business of an asserted act, event or condition, shall be admissible as evidence to prove the non-occurrence of the act or event, or the non-existence of the condition, if the judge finds that it was in the regular course of that business to make such memoranda of all such acts, events or conditions at the time thereof or within a reasonable time thereafter, and to preserve them.

The term business, as used in this section, includes business, profession, occupation, and calling of every kind."

HOUSE AMENDMENT TO SENATE FILE 248

Amend the title to Senate File 248 by inserting in line 2 after the word "erection," the word "demolition,".

HOUSE MESSAGES CONSIDERED

House File 115, a bill for an act relating to the terms of county supervisors.

Read first and second times and referred to the sifting committee.

House File 138, a bill for an act relating to blanket bonds for city and town employees.

Read first and second times and referred to the sifting committee.

House File 692, a bill for an act to legalize and validate the proceedings for the organization and the establishment of boundaries of the Ackley-Geneva Community School District in the Counties of Hardin, Franklin, Butler and Grundy, 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.

On motion of Senator Lynes, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

UNFINISHED BUSINESS

On motion of Senator Rigler, House File 216, a bill for an act relating to the definition of fireworks, was taken up for further consideration.

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, 38:

Brown	Getting	Nolan	Stuart
Coleman	Gilmour	Nystrom	Turner
Cowden	Gray	OMalley	Vance
Curran	Grimstead	Phelps	Van Eaton
Elijah	Hansen	Rigler	Walter
Elvers	Hoschek	Schroeder	Wearin
Eppers	Long	Scott	Weber
Fisher	Lucken	Shaff	Wiley
Flatt	Lynes	Shoeman	Wilson
Frommelt	Mincks		

Nays, 3:

Dykhouse	Hill	Wolf

Absent or not voting, 8:

Buck	Moore	Prentis	Putney
[redacted]	Potter	Price	Walker
Hoxie			

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 Turner, Senate File 275, a bill for an act to authorize the Iowa state commerce commission to regulate the rates and services of public utilities, to define public utilities to include those engaged in the furnishing of electricity, gas, water or communications services to the public for compensation, and to provide for appeals from orders and decisions of the Iowa state commerce commission, was taken up and considered.

MESSAGES FROM 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 180, a bill for an act relating to the number of fishing hooks on a line.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 399, a bill for an act pertaining to residents in an institution under old-age assistance.

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 relating to mental health terminology in the statutes.

Also: That the House has concurred in Senate amendments to and passed House File 146, 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 159, a bill for an act relating to the special assessment of public improvements in cities of one hundred twenty-five thousand or more population.

Also: That the House has concurred in Senate amendments to and passed House File 240, a bill for an act to amend chapter eighty-two (82), Code 1958, relating to mines and mining.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 333, a bill for an act relating to the fee for renewal of license to practice optometry.

Also: That the House has concurred in Senate amendments to and passed House File 434, a bill for an act relating to state representative districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 584, a bill for an act relating to the control of brucellosis in swine.

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 relating to the management, control and government of institutions under the board of control.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 94, a bill for an act relating to mental health terminology in the statutes.

Read first and second times and referred to the sifting committee.

House File 159, a bill for an act relating to the special assessment of public improvements in cities of one hundred twenty-five thousand or more population and to amend chapter four hundred seventeen (417), Code 1958, relating thereto.

Read first and second times and referred to the sifting committee.

House File 333, a bill for an act to amend section one hundred forty-seven point eighty (147.80), Code 1958, relating to the fee for renewal of license to practice optometry.

Read first and second times and referred to the sifting committee.

House File 584, a bill for an act relating to the control of brucellosis in swine.

Read first and second times and referred to the sifting committee.

House File 644, a bill for an act to amend chapter two hundred eighteen (218), Code 1958, relating to the management, control and government of institutions under the board of control.

Read first and second times and referred to the sifting committee.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 42, 43, 441 and 498; also, House Files 8, 61, 121, 228, 264, 291, 486, 502, 544, 617, 621 and 626.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 42, 43, 441 and 498; also, House Files 8, 61, 121, 228, 264, 291, 486, 502, 544, 617, 621 and 626.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate Files 42, 43, 441 and 498.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 11, 1961, the Governor had approved the following bills:

Senate File 65, relating to tax exemption on personal property used for agricultural purposes.

Senate File 181, relating to the proceeds of the sale of real estate by the State Board of Regents.

Senate File 210, relating to dogs for scientific research.

Senate File 335, relating to Dutch elm disease.

Senate File 445, relating to the erection of a building for the use of the Employment Security Commission.

Senate File 446, relating to the erection of a building for the use of the Employment Security Commission.

Senate File 447, relating to money credited to the State of Iowa in the Unemployment Trust Fund.

A communication was also received announcing that on April 12, 1961, the Governor had approved the following bills:

Senate File 207, relating to safety of pupils on school busses.

Senate File 213, relating to bank statements.

Senate File 228, relating to drainage and levee districts with pumping stations.

Senate File 246, relating to mandatory labeling.

Senate File 440, relating to financial statement for loans.

Senate File 453, relating to planning assistance for cities, towns, etc.

Senate File 454, defraying expenses of the members of the committee on highway study.

Senate File 477, relating to city council of the city of Burlington.

Also, Senate Joint Resolution 30, recognizing Yamanashi Prefecture as Iowa's sister state in Japan.

PROOFS OF PUBLICATION

Published copy of Senate File 497 and verified proof of publication of said bill in The Mason City Globe-Gazette on April 14, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Published copy of House File 692 and verified proof of publication of said bill in The Ackley World-Journal on April 13, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of Senate.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your 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. 340	H. F. 210	H. F. 461	S. F. 342
H. F. 347	H. F. 187	H. F. 470	S. F. 237
H. F. 397	S. F. 11	H. F. 452	

J. KENDALL LYNES, *Chairman, Sifting Committee.*

AMENDMENTS FILED

Amend Senate File 244, section 1, by striking from line 1 the word "Chapter" and inserting in lieu thereof the word "Section".

JOSEPH B. FLATT.

Amend Senate File 275 as follows:

Amend section 1 by striking lines 15 through 18 and inserting in lieu thereof the following:

"Municipally-owned utilities, cooperative corporations or associations and telephone companies having less than fifteen thousand (15,000) main stations in any one exchange shall not be subject to the rate regulation provided for in this Act."

ROBERT R. RIGLER.

Amend Senate File 413 as follows:

1. By striking from line 11 of section 3, the words "enter into" and inserting in lieu thereof the word "recommend".

2. By striking subsection 4 of section 3 and renumbering the following subsection.

3. By striking all of section 4 and inserting in lieu thereof the following:

"The board members shall receive reimbursement for actual expenses incurred in carrying out their duties."

FRANK HOXIE.

Amend Senate File 448 as follows:

1. Amend section 2, line 39, by inserting after the words "skimmed milk," the words "ice milk,".

2. Amend section 2, line 43, by inserting after the word "milk," the words "soft frozen ice milk,".

3. Amend section 5, line 62, by inserting after the word "imitations" the words ", and ice milk not in soft frozen form".

FRANK HOXIE.

Amend Senate File 452, section 3, by striking all of line 17 and inserting in lieu thereof the following:

"line two (2) thereof, the word, 'court' and by insert-".

W. C. STUART.

Amend House Joint Resolution 5 by striking in lines 9 and 10 the following words: " 'Shall there be a Convention to propose amendment or amendments to the Constitution?' " and inserting in lieu thereof the following:

"Shall there be a Convention to revise the Constitution, and amend the same?".

C. EDWIN GILMOUR.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 18, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Arthur Stratemeyer, pastor of the United Church of Christ, Tipton, Iowa.

PETITIONS

By Senator Gilmour, from twenty-three residents of Keokuk County urging increased appropriations for the agricultural land tax credit and state aid to schools.

By Senator Van Eaton, from twelve residents of Fremont County favoring proposed legislation relating to county officers.

By Senator Weber, from sixty-three residents of Louisa County favoring proposed legislation for continuance of trading stamps.

By Senator Weber, from twenty-nine residents of Louisa County in favor of controlling billboard advertising on interstate highways.

PRESENTATION OF VISITOR

Senator Shoeman rose on a point of personal privilege and presented to the Senate the Honorable Jay C. Colburn, a former member of the Senate from Shelby County, who was present in the Senate chamber.

INTRODUCTION OF BILLS

Senate File 502, by committee on board of control, a bill for an act relating to the costs of commitment of mentally ill persons who have no legal settlement in this state or whose legal settlement is unknown.

Read first and second times and referred to the sifting committee.

Senate File 503, by committee on judiciary 2, a bill for an act relating to the rules and regulations promulgated by the various state agencies.

Read first and second times and referred to the sifting committee.

Senate File 504, by committee on legislative redistricting, a bill for an act relating to the state senatorial districts.

Read first and second times and placed on the calendar.

Senate File 505, 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, 1961, and ending June 30, 1963, 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, aid to the disabled fund, and support for Indians residing on a reservation.

Read first and second times and placed on the calendar.

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

SENATE CONCURRENT RESOLUTION 15
By Hoschek

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-six and two-tenths (66.2) 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 provide for the payment of pensions to veterans of World War I; that this aim and purpose be accomplished by amending Chapter fifteen (15) of Title thirty-eight (38), United States Code, by inserting the following section immediately below section five hundred twelve (512) thereof:

"(a) The Administrator shall pay to each veteran of World War I who meets the service and income limitations requirements of this section a pension at the monthly rate of thirty (30) percent over part three (3) of the 'old pension provision' of seventy-eight dollars and seventy-five cents ($78.75).

"(b) For the purpose of this section—

"(1) The term 'veteran' means an individual who was discharged or released therefrom under conditions other than dishonorable.

"(2) The term 'World War I' (A) means the period beginning on April 6, 1917, and ending on November 11, 1918, and (B) includes, in the case of any veteran, any period of service performed by him during the period beginning April 6, 1917 and ending November 11, 1918.

"(c) Pension shall be paid to a veteran under this section, whose income, if single with no dependents, does not exceed twenty-four hundred dollars ($2,400), married with dependents, thirty-six hundred dollars ($3,600), exclusive of social security benefits, Railroad Retirement benefits, annuities or other pensions which said benefits, annuities and pensions shall be exempt for the purpose of computing the annual income of the veteran to determine his eligibility for a pension under this Act.

"(d) A veteran meets the service requirements of this section if he served in active military, naval, or air service—

"(1) For ninety (90) days or more during World War I;

"(2) During World War I and was discharged or released for a service-connected disability; or

"(3) For a period of ninety (90) consecutive days or more and such period ended during World War I.".

Senator Lucken moved as a substitute motion that the resolution be referred to the committee on military affairs, which motion prevailed.

HOUSE AMENDMENTS CONSIDERED

Senator Wolf called up for consideration Senate File 202, a bill for an act relating to admissibility of records as evidence and to enact a substitute therefor, amended by the House, and moved that the Senate concur in the following House amendment:

HOUSE AMENDMENT TO SENATE FILE 202

Amend Senate File 202 by striking all of lines 5 through 19 of section 1 thereof and insert in lieu thereof the following:

"Any writing or record, whether in the form of an entry in a book, or otherwise, including electronic means and interpretations thereof, offered as memoranda or records of acts, conditions or events to prove the facts stated therein, shall be admissible as evidence if the judge finds that they were made in the regular course of a business at or about the time of the act, condition or event recorded, and that the sources of information from which made and the method and circumstances of their preparation were such as to indicate their trustworthiness, and if the judge finds that they are not excludable as evidence because of any rule of admissibility of evidence other than the hearsay rule.

Evidence of the absence of a memorandum or record from the memoranda or records of a business of an asserted act, event or condition, shall be admissible as evidence to prove the non-occurrence of the act or event, or the non-existence of the condition, if the judge finds that it was in the regular course of that business to make such memoranda of all such acts, events or conditions at the time thereof or within a reasonable time thereafter, and to preserve them.

The term business, as used in this section, includes business, profession, occupation, and calling of every kind."

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 third 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:

Brown	Eppers	Grimstead	Lynes
Coleman	Fisher	Hansen	Mincks
Cowden	Flatt	Hill	Nolan
Curran	Frommelt	Hoschek	Nystrom
Dykhouse	Getting	Hoxie	O'Malley
Elijah	Gilmour	Long	Phelps
Elvers	Gray	Lucken	Potter

Prentis	Scott	Vance	Weber
Price	Shaff	Van Eaton	Wiley
Putney	Shoeman	Walker	Wilson
Rigler	Stuart	Walter	Wolf
Schroeder	Turner	Wearin	

Nays, none.

Absent or not voting, 2:

Buck [redacted] Moore

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

Senator Stuart called up for consideration Senate File 248, a bill for an act to provide for competitive bidding on the construction, alteration or repair of public improvements, amended by the House, and moved that the Senate concur in the following House amendment:

HOUSE AMENDMENT TO SENATE FILE 248

Amend the title to Senate File 248 by inserting in line 2 after the word "erection," the word "demolition,".

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, 47:

Brown	Gilmour	Nystrom	Stuart
Coleman	Gray	O'Malley	Turner
Cowden	Grimstead	Phelps	Vance
Curran	Hansen	Potter	Van Eaton
Dykhouse	Hill	Prentis	Walker
Elijah	Hoschek	Price	Walter
Elvers	Hoxie	Putney	Wearin
Eppers	Long	Rigler	Weber
Fisher	Lucken	Schroeder	Wiley
Flatt	Lynes	Scott	Wilson
Frommelt	Mincks	Shaff	Wolf
Getting	Nolan	Shoeman	

Nays, none.

Absent or not voting, 2:

Buck [redacted] Moore

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 499, a bill for an act to make appropriations to members of the committee on interstate co-

operation, namely: Edward J. McManus, David O. Shaff, Robert R. Rigler, W. C. Stuart, John Gray, Charles F. Eppers, Katherine M. (Mrs.) Falvey, Peter F. Hansen, Howard C. Reppert, and Niel E. Johns, was taken up and considered.

Senator Shaff offered the following amendment and moved its adoption:

1. Amend Senate File 499 by adding the following at the end of Section 1: "Donald L. Kimball .....$330.00".
2. Amend the title, line 5, by inserting after the second comma the following: "Donald L. Kimball".

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, 42:

Brown	Getting	Nystrom	Turner
Buck	Gilmour	O'Malley	Vance
Coleman	Grimstead	Phelps	Van Eaton
Cowden	Hill	Potter	Walker
Curran	Hoschek	Prentis	Walter
Dykhouse	Hoxie	Price	Wearin
Elijah	Long	Putney	Weber
Elvers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shoeman	Wolf
Frommelt	Nolan		

Nays, none.

Absent or not voting, 7:

[redacted]	Gray	Moore	Shaff
Eppers	Hansen	Rigler	Stuart

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.

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

The Senate reconvened at 3:15 p.m., President Mooty 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 120, a bill for an act to allow counties to take private property by condemnation for county conservation purposes.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 469, a bill for an act relative to school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 201, a bill for an act relating to compensation of members of county board of social welfare.

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 marriage licenses for minors who have no living parents or guardians.

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 amend section five hundred five point fourteen (505.14), Code 1958, relating to retaliatory taxes, fees, charges, and other impositions to be imposed against foreign insurance companies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 435, a bill for an act relating to county conservation boards.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 447, a bill for an act relating to reciprocal charges for hunting and fishing licenses for non-residents of Iowa.

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 trapping license fees.

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 approval by the commissioner of public safety mufflers for 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 importation of swine into Iowa.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 120

Amend Senate File 120 by striking the period at the end of section one (1) and adding the following:

"; providing further, it would not completely prevent development of the conservation project, this authority shall not apply to any improved private property used as a residence or living quarters for a period of one year, not to exceed two acres, or if jointly owned, not to exceed two acres per residential unit, unless subsequently abandoned for use for such purposes. Temporary unoccupancy shall not be construed as abandonment."

HOUSE AMENDMENT TO SENATE FILE 469

Amend Senate File 469 as follows:

1. By adding the following new section following section one (1):

Sec. 2. Section two hundred seventy-four point four (274.4), Code 1958, is amended by inserting after the word "education," in line eight (8), the following:

"or the boundary lines of contiguous school corporations are changed by the concurrent action of the respective boards of directors,".

2. By renumbering the remaining section.

3. Further amend Senate File 469 by striking from section one (1), lines seventeen (17) and nineteen (19), the words "state board of public instruction" and inserting in lieu thereof the words "department of public instruction".

HOUSE MESSAGES CONSIDERED

House File 201, a bill for an act relating to compensation of members of the county board of social welfare.

Read first and second times and referred to the sifting committee.

House File 271, a bill for an act relating to marriage licenses for minors who have no living parents or guardians.

Read first and second times and referred to the sifting committee.

House File 379, a bill for an act to amend section five hundred five point fourteen (505.14), Code 1958, relating to retaliatory taxes, fees, charges, and other impositions to be imposed against foreign insurance companies.

Read first and second times and referred to the sifting committee.

House File 435, a bill for an act relating to county conservation boards.

Read first and second times and referred to the sifting committee.

House File 447, a bill for an act relating to reciprocal charges for hunting and fishing licenses for nonresidents of Iowa and to amend various sections of the Code relating thereto.

Read first and second times and referred to the sifting committee.

House File 448, a bill for an act to amend section one hundred ten point one (110.1), Code 1958, relating to trapping license fees.

Read first and second times and referred to the sifting committee.

House File 466, a bill for an act relating to approval by the commissioner of public safety of mufflers for motor vehicles.

Read first and second times and referred to the sifting committee.

House File 622, a bill for an act relating to importation of swine into Iowa.

Read first and second times and passed on file.

UNFINISHED BUSINESS

On motion of Senator Getting, Senate File 185, a bill for an act relating to importation of swine into Iowa, was taken up for further consideration.

Senator Getting asked and received unanimous consent that House File 622 be substituted for Senate File 185.

Senator Getting asked and received unanimous consent to take up House File 622, a bill for an act relating to importation of swine into Iowa.

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:

Brown	Getting	Mincks	Shaff
Buck	Gilmour	Moore	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Van Eaton
Elijah	Hill	Prentis	Walker
Elvers	Hoschek	Price	Walter
Eppers	Hoxie	Putney	Wiley
Fisher	Long	Rigler	Wilson
Flatt	Lucken	Schroeder	Wolf
Frommelt	Lynes	Scott	

Nays, none.

Absent or not voting, 6:

[redacted]	Nolan	Vance	Wearin
Dykhouse	Potter	Weber	

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 185 be withdrawn from further consideration of the Senate.

THIRD READING OF BILLS

On motion of Senator Lucken, House File 112, a bill for an act relating to the powers of the state tax commission to adopt rules on standards of value for assessment purposes and to obtain information from local officials relating to assessment levels, was taken up and considered.

Senator Lucken moved that the bill be read a third 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:

Brown	Getting	Mincks	Shaff
Buck	Gilmour	Moore	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Vance
Elijah	Hill	Prentis	Van Eaton
Elvers	Hoschek	Price	Walker
Eppers	Hoxie	Putney	Walter
Fisher	Long	Rigler	Wiley
Flatt	Lucken	Schroeder	Wilson
Frommelt	Lynes	Scott	

Nays, none.

Absent or not voting, 6:

[redacted]	Nolan	Wearin	Wolf
Dykhouse	Potter	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 Walker, Senate File 491, a bill for an act to increase the license fees paid by bonded warehousemen, 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, 43:

Brown	Gilmour	Moore	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Elijah	Hill	Prentis	Van Eaton
Elvers	Hoschek	Price	Walker
Eppers	Hoxie	Putney	Walter
Fisher	Long	Rigler	Wiley
Flatt	Lucken	Schroeder	Wilson
Frommelt	Lynes	Scott	Wolf
Getting	Mincks	Shaff	

Nays, none.

Absent or not voting, 6:

[redacted]	Dykhouse	Potter	Weber
Curran	Nolan	Wearin	

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 491 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 366, a bill for an act relating to the control of motor vehicle truck operators by the commerce commission.

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 to establish the boundary line between Iowa and Nebraska by agreement.

Also: That the House has concurred in Senate amendments to and passed House File 70, a bill for an act relating to entrance requirements for schools of chiropody.

Also: 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 the frequency of publication by municipal corporations of ordinances in the form of a municipal code.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 467, a bill for an act relating to the service of notice on the commissioner of insurance in legal actions involving insurance companies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 482, a bill for an act pertaining to atomic energy hazards in relation to the statutory standard fire policy.

Also: That the House has concurred in Senate amendments to and passed House File 596, a bill for an act relating to the selection of members of election boards.

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 relating to the acquisition and sale of real estate by the board of control.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 366

Amend Senate File 366 as follows:

1. By inserting in line two (2) of section one (1) after the parenthesis the following: ", Code 1958,".

2. By adding the following new section:

Sec. 2. Subsection one (1) of section three hundred twenty-seven point two (327.2), Code 1958, is hereby amended by inserting following the word "commission" in line five (5) of said subsection the words ", provided, however, that rules MT-22 and MT-23 adopted in November, 1960, by the commerce commission shall not apply to truck operators operating not more than two (2) motor vehicles hauling farm products and who are not engaged in interstate commerce".

HOUSE MESSAGES CONSIDERED

House File 260, a bill for an act relating to the frequency of publication by municipal corporations of ordinances in the form of a municipal code.

Read first and second times and referred to the sifting committee.

House File 467, a bill for an act relating to the service of notice on the commissioner of insurance in legal actions involving insurance companies.

Read first and second times and referred to the sifting committee.

House File 482, a bill for an act pertaining to atomic energy hazards in relation to the statutory standard fire policy.

Read first and second times and referred to the sifting committee.

House File 597, 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 referred to the sifting committee.

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

EXECUTIVE SESSION

The Senate arose from executive session and resumed regular session.

SENATE CONCURRENT RESOLUTION 24

By Lynes and Frommelt

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 1961 and 1962, 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 1961 and 1962 sessions of the organization and that the actual expenses in so attending these sessions be paid as provided by paragraph 2, section two point twenty (2.20), Code 1958.

SENATE CONCURRENT RESOLUTION 25

By Lynes and Frommelt

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.

SENATE CONCURRENT RESOLUTION 26
By Lynes and Frommelt

Whereas, Senator George L. Scott of Fayette County will have completed twenty years of distinguished service in the Iowa legislature at the completion of his present term, and for this long period of years has contributed valuable services to the State of Iowa;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That Senator Scott be presented with the chair which he occupied during the Fifty-ninth General Assembly, and that the custodian of the state house be instructed to crate the chair for shipment to the home residence of Senator Scott.

Be It Further Resolved: That a copper plate with the proper inscription thereon showing that the chair was presented by the Fifty-ninth General Assembly be properly attached to said chair.

SENATE CONCURRENT RESOLUTION 27
By Dykhouse

Be It Resolved by the Senate, the House Concurring: That the Fifty-ninth General Assembly adjourn sine die at five o'clock p.m., Friday, April 28, 1961.

SENATE CONCURRENT RESOLUTION 28
By Lynes and Frommelt

Be It Resolved by the Senate, the House Concurring: That the President of the Senate and the Speaker of the House assume full responsibility in determining the policies incident to the details of closing the session of the Fifty-ninth 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 reqiured 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 mat-

ter, 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-ninth General Assembly who shall be engaged for work in connection with the closing up of the work of the Fifty-ninth 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-ninth General Assembly.

SENATE CONCURRENT RESOLUTION 29

By Flatt, Lynes, Hoxie and Nystrom

Whereas, our nation now faces the greatest crisis in its history in the insidious war with communism, and

Whereas, many of the citizens of the State of Iowa are unaware of the dangers we now face, and are uninformed as to the true nature of communism, and

Whereas, in order to present a united front in the battle against communism every individual must be educated, and alerted to the enemy, and

Whereas, a committee has been formed in our national government for the purpose of investigating and studying communism and subversive activities, and

Whereas, many states of the union have established agencies or taken steps to strengthen the efforts of their local constituents to become informed, and

Whereas, many independent organizations throughout our state have taken a stand against communism and are actively engaged in anti-communism activities; Now, Therefore,

Be It Resolved by the Senate, the House Concurring, A special commission of five (5) members is hereby created. Said commission shall consist of one (1) member of the Senate of the General Assembly to be appointed by the President of the Senate, one (1) member of the House of Representatives of the General Assembly to be appointed by the Speaker of the House of Representatives, and three (3) members appointed by the Governor on the basis of their known interest and work against communism, and shall have been given a clearance from the standpoint of morals and patriotism. Any vacany in the membership of the committee shall be filled by appointment in the same manner, from the same group, and by the same officials as the original appointment. The members of the committee shall elect a chairman from their own number and adopt rules for the conduct of their proceedings.

It shall be the duty of the commission to make a survey into the commu-

nist activities within the State of Iowa, and to establish, plan for and conduct appropriate programs, with emphasis on providing the citizens of Iowa with informative material on the nature of communism. It shall also be the duty of this commission to provide supplementary material which may be used to encourage and awaken a new sense of pride in patriotism.

The committee shall have authority to confer with public officials of the state government and the political subdivisions of the state and with the various military, social, service and fraternal orders recognized by the statutes.

This commission shall operate at no cost to the State of Iowa. It shall have authority to accept gifts and donations of money and services, and to use same in furtherance of the anti-communism program.

The commission shall enter upon its duties as soon as its membership is appointed and continue to function until July 1, 1963. It shall make a report of its activities to date to the Governor in order that he may make mention thereof in his message to the Sixtieth General Assembly.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 143, 212, 313, 314, 349, 360, 369, 370, 399 and 420; also, House Files 146, 240 and 691.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 143, 212, 313, 314, 349, 360, 369, 370, 399 and 420; also, House Files 146, 240 and 691.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 18th day of April, 1961, sent to the Governor for his approval: Senate Files 143, 212, 313, 314, 349, 360, 369, 370, 399 and 420.

HARRY L. COWDEN, *Chairman.*

Passed on file.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bill under ocnsideration and recommends that it be placed on the sifting committee calendar:

S. F. 503 H. F. 31

J. KENDALL LYNES, *Chairman,*
Sifting Committee.

RESIGNATION OF EMPLOYEES

Senator Putney announced the resignation of Belva Bullard of Polk County as a Senate Page effective April 18, 1961, and George Carter of Polk County as a Janitor effective April 15, 1961.

REPORT OF COMMITTEE

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 579**, a bill for an act relating to the budget and financial control committee, creating therein the office of legislative fiscal director, prescribing his compensation, and fixing his duties, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 275 as follows:

Amend Section 1 by striking lines 15 thru 18 and inserting in lieu thereof the following:

"Municipally-owned utilities, cooperative corporations or associations and telephone companies having not more than fifteen thousand (15,000) main stations in any one exchange shall not be subject to the rate regulation provided for in this Act."

ROBERT R. RIGLER.

Amend Senate File 275, section 8, by adding at the end of line 9, the following:

" 'Fair value of the utility's property' shall be the same amount as is taken and considered to be the assessment value upon which property taxes are determined."

EUGENE M. HILL.
LYNN POTTER.

Amend Senate File 275 as follows:

1. By striking the period (.) in line 9 of section 8 and inserting in lieu thereof the words "actually used and useful for the convenience of the public.".

2. By adding the following sentence at the end of line 9 of section 8: "Fair value of the property of a public utility for rate making purposes shall be the money honestly and prudently invested therein by the utility less accrued depreciation plus assigned salvage value.".

C. EDWIN GILMOUR.

Amend House File 147, section 1, line 7, by striking the words "and construct" and inserting in lieu thereof the following:

", construct and complete, under a five (5) year plan, from the effective date of this Act, unless plans are developed during said time for the relocation of such highways within eight (8) years from the effective date hereof,".

DAVID O. SHAFF.

Amend House File 308 by adding thereto the following:

Sec. 2. Further amend section two hundred forty-nine point eighteen (249.18), Code 1958, by striking from line eleven (11) of subsection four (4) the comma after the word "lot" and substituting therefor the word "or".

Sec. 3. Further amend section two hundred forty-nine point eighteen (249.18), Code 1958, by striking from lines eleven (11) and twelve (12) of subsection four (4) the words ", or clothing".

HOWARD C. BUCK.

Amend House File 470 by adding thereto the following additional section:

"Sec. 19. In the event that any provision or provisions of this Act shall be in conflict with Title VI—Medical Services for the Aged, being amendments of Title 1 of the Social Security Act, being Public Law 86-778, 86th Congress, H. R. 12580, dated September 13, 1960, providing a state plan for medical assistance for the aged; under which, if this Act were not in conflict, the state would be entitled to receive contributions from the United States for medical aid to the aged, such provision or provisions of this Act so in conflict with such law of the United States shall be considered as suspended and non-effective until fifty days after convening of the legislative assembly in the year 1963 so as to enable the state to qualify and participate in such contributions for medical assistance to the aged from the United States."

JAKE B. MINCKS.

Amend House File 537, section 1, by striking the period in line 11 and inserting the following:

"and may be called on motion of the council without a petition."

GEORGE E. O'MALLEY.

Amend House File 584 by adding to section 3 thereof the following:

"If an animal is added to a certified brucellosis-free herd, it must be a negative animal that either comes from another certified brucellosis-free herd or has been negative to two (2) brucellosis tests conducted not less than thirty (30) days nor more than sixty (60) days apart, the last test being within thirty (30) days prior to the introduction of the animal into the herd. A certified brucellosis-free herd must be kept in strict isolation from any feeder swine."

JOHN D. SHOEMAN.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 19, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Rabbi Mordacai Simon, pastor of the Sons of Jacob Synagogue, Waterloo, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Curran for the day on request of Senator Frommelt; Senator Elijah for the day on request of Senator Fisher; Senator Elvers for the day on request of Senator Turner.

PRESENTATION OF VISITORS

Senator Eppers rose on a point of personal privilege and presented to the Senate the Honorable Stanley L. Hart, a former President pro tempore of the Senate from Lee County and current President of the Pioneer Lawmakers of Iowa, who was present in the Senate chamber.

Senator Nolan rose on a point of personal privilege and presented to the Senate thirty-five students from St. Patrick's School of Iowa City, who were present in the balcony accompanied by their instructors, Sister Mary St. Thoma, Sister Mary John Laurian and Father Richard Egan, together with Mrs. Nolan and their daughter, Frances.

Senator Lynes asked and received unanimous consent to present to the Senate four students in government from their respective countries: Servet Samlioglu, Turkey; Andres Relampagos, of the Philippines; Chua Hutayon and Panom Thammajote of Thailand, who were present in the Senate chamber.

Senator Nystrom asked and received unanimous consent to present to the Senate the members of the sixth grade class of the Collins Community School, who were present in the balcony accompanied by their instructor, Vera Vasey.

Senator O'Malley asked and received unanimous consent to present to the Senate eighteen students from the Woodrow Wilson Junior High School, who were present in the balcony accompanied by their instructor, L. E. Qualley, and their principal, Walter Besley.

Senator Weber asked and received unanimous consent to present to the Senate fifty-six students from the Lincoln School of Muscatine,

who were present in the balcony accompanied by their principal, Elmer Swanson, and their instructors, Floy Altenbernd and Dorothy Kimm.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-eight students, members of the senior class of the Altoona High School, who were present in the balcony accompanied by their instructor, James Peterson.

RECOGNITION BY THE PRESS

Senator J. Kendall Lynes was the recipient of the award of the title of "Outstanding Senator of the Session" by the Des Moines Press and Radio Club at a legislative dinner Tuesday night, April 18.

INTRODUCTION OF BILLS

Senate File 506, by committee on judiciary 2, a bill for an act to amend section three hundred twenty-five point five (325.5), Code 1958, relating to motor carrier charges.

Read first and second times and referred to the sifting committee.

Senate File 507, by committee on judiciary 2, a bill for an act to legalize and validate the proceedings of the town council of the town of Central City, in the County of Linn, State of Iowa, in the calling of a special election on the proposition of constructing a fire station in said town and contracting indebtedness for such purpose not in excess of twenty-two thousand dollars ($22,000), issuing bonds for such purpose not in excess of twenty-two thousand dollars ($22,000) and levying a tax annually upon the taxable property of said town not in excess of two and one-half (2½) mills per annum in payment of such bonds and the interest thereon and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said town.

Read first and second times and referred to the sifting committee.

Senate File 508, 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, 1961, and ending June 30, 1963, to the board of control for salaries, support, maintenance, repairs, replacements, alterations or equipment of institutions, under said 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 placed on the calendar.

Senate File 509, 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, 1961, and ending June 30, 1963, to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said board of regents.

Read first and second times and placed on the calendar.

Senate File 510, by committee on judiciary 2, a bill for an act authorizing a corrective patent for a parcel of land in the NW¼ of Section eight, Township seventy-nine North, Range four West of the Fifth P.M., Cedar County, Iowa.

Read first and second times and referred to the sifting committee.

"CLIFF" MILLEN HONORED BY SENATE

Senator Lynes rose on a point of personal privilege for the purpose of honoring the Dean of the Press Corps of the Iowa legislature, and offered the following resolution:

SENATE RESOLUTION 5

By Lynes, Nolan, O'Malley, Prentis, Vance and Shoeman

Colonel Clifford Henry Millen was born in Earlville, Iowa, son of the late Mr. and Mrs. W. I. Millen. "Cliff", as he is known affectionately to his host of friends, was graduated from Cornell College in 1922, and immediately started his climb to fame as a reporter on the staff of The Cedar Rapids Republican. In the fall of 1923 he accepted an offer to go with The Des Moines Tribune.

Whereas, Clifford Henry Millen for thirty-three years has graced the halls and chambers of this Statehouse serving as a reporter of the activities of the General Assembly, his initial assignment being in the Forty-second Special Session called by the late Governor John Hammill in March of 1928 for the purpose of enacting a law providing for a $100,000,000 state primary road bond issue; and

Whereas, the citizenry of Des Moines has seen fit to honor him on many occasions for his valuable contribution and assistance in various studies of governmental issues, and

Whereas, he showed great vision and foresight by enlisting as a life partner, Pauline McNerney Millen, an outstanding civic leader in her own right; and

Whereas, the members of the Senate value his counsel, his fairness and integrity and his love for his fellowman; and

Whereas, all Iowa has enjoyed his political column in the Tribune; and

Whereas, at the close of this, the Fifty-ninth General Assembly, Colonel Clifford Henry Millen will move up to "The Tribune's Ivory Tower", a recognition and assignment enjoyed by few:

Now, Therefore, Be It Resolved by the Senate: That a copy of this resolution be spread on the Journal of the Senate honoring "Cliff" for his many years of outstanding loyal service, and that an enrolled copy of of this resolution be presented to him by the President of the Senate, William L. Mooty, and further, that the Secretary of the Senate be instructed to forward an enrolled copy to his daughter, Amy, in Washington, D. C.

On motion of Senator Lynes, the resolution was unanimously adopted.

At the request of President Mooty, "Cliff" appeared at the President's station and in presenting the resolution President Mooty said:

"It is with great pleasure that I present this enrolled copy of Senate Resolution 5 to you, signed by every member of this Senate, who wish you well in your future endeavors."

In accepting the resolution, "Cliff" said:

"I had not expected to speak on this matter. But, I did wonder why my wife was here lobbying this morning. I want you to know that I appreciate the standing vote you gave me. It will go down in my pleasant memories of you Senators, and all who have sat here. I can only tell you how deeply moved and pleased I am."

President Mooty presented to the Senate Mrs. Millen, who was present in the Senate chamber.

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

SENATE CONCURRENT RESOLUTION 26
By Lynes and Frommelt

Whereas, Senator George L. Scott of Fayette County will have completed twenty years of distinguished service in the Iowa legislature at the completion of his present term, and for this long period of years has contributed valuable services to the State of Iowa;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That Senator Scott be presented with the chair which he occupied during the Fifty-ninth General Assembly, and that the custodian of the state house be instructed to crate the chair for shipment to the home residence of Senator Scott.

Be It Further Resolved: That a copper plate with the proper inscription thereon showing that the chair was presented by the Fifty-ninth General Assembly be properly attached to said chair.

The resolution was unanimously adopted by a standing vote.

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

SENATE CONCURRENT RESOLUTION 24
By Lynes and Frommelt

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 1961 and 1962, 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 1961 and 1962 sessions of the organization and that the

actual expenses in so attending these sessions be paid as provided by paragraph 2, section two point twenty (2.20), Code 1958.

The motion prevailed and the resolution was adopted.

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

SENATE CONCURRENT RESOLUTION 25
By Lynes and Frommelt

Be It Resolved by the Senate, the House Concurring: That the President of the Senate and the Speaker of the House of Representatives be presented with the chairs occupied by them during the session, and that the custodian of the state house be instructed to crate such chairs for shipment to the home residence of the President of the Senate and the Speaker of the House.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House be authorized and directed to procure suitable name plates to be properly engraved and attached to the chairs.

The motion prevailed and the resolution was adopted.

Senator Lynes called up Senate Concurrent Resolution 28, filed and found on pages 579 and 580 of the Senate Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

HOUSE AMENDMENT CONSIDERED

Senator Wilson called up for consideration Senate File 120, a bill for an act to allow counties to take private property by condemnation for county conservation purposes, amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 120

Amend Senate File 120 by striking the period at the end of section one (1) and adding the following:

"; providing further, it would not completely prevent development of the conservation project, this authority shall not apply to any improved private property used as a residence or living quarters for a period of one year, not to exceed two acres, or if jointly owned, not to exceed two acres per residential unit, unless subsequently abandoned for use for such purposes. Temporary unoccupancy shall not be construed as abandonment."

The Senate concurred in the House amendment.

Senator Wilson 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:

Brown	Grimstead	O'Malley	Stuart
Buck	Hansen	Phelps	Turner
Coleman	Hill	Potter	Vance
Cowden	Hoschek	Prentis	Van Eaton
Dykhouse	Hoxie	Price	Walker
Eppers	Long	Putney	Walter
Fisher	Lucken	Rigler	Wearin
Flatt	Lynes	Schroeder	Weber
Frommelt	Mincks	Scott	Wiley
Getting	Nolan	Shaff	Wilson
Gilmour	Nystrom	Shoeman	Wolf
Gray			

Nays, none.

Absent or not voting, 4:

[redacted]	Elijah	Elvers	Moore
Curran			

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

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

EXECUTIVE SESSION

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

Fred Cherry of Rowley, Buchanan County, Iowa, as a member of the State Soil Conservation Committee, for the term ending June 30, 1967.

Jay C. Colburn of Harlan, Shelby County, Iowa, as a member of the State Liquor Control Commission, for a term ending June 30, 1967.

X. T. Prentis of Mount Ayr, Ringgold County, Iowa, as a member of the State Tax Commission, for a term ending June 30, 1967.

Carroll Price of Knoxville, Marion County, Iowa, as a member of the Board of Control of State Institutions, for a term ending June 30, 1967.

Lawrence Putney of Gladbrook, Tama County, Iowa, as a member of the State Board of Social Welfare, for a term ending June 30, 1967.

The Senate arose from executive session and resumed regular session.

UNFINISHED BUSINESS

On motion of Senator Turner, Senate File 275, a bill for an act to authorize the Iowa state commerce commission to regulate the rates and services of public utilities, to define public utilities to include those engaged in the furnishing of electricity, gas, water or communications services to the public for compensation, and to provide for appeals from orders and decisions of the Iowa state commerce commission, was taken up for further consideration.

President pro tempore Long took the chair at 10:30 a.m.

President Mooty took the chair at 10:40 a.m.

Senator Lucken moved that Senate File 275 be laid on the table.

Roll call was requested.

On the question "Shall Senate File 275 be laid on the table?" the vote was:

Ayes, 10:

Buck	Hill	Phelps	Walter
Cowden	Lucken	Potter	Wilson
Hansen	Lynes		

Nays, 30:

Brown	Hoschek	Putney	Vance
Dykhouse	Hoxie	Rigler	Van Eaton
Eppers	Mincks	Schroeder	Walker
Flatt	Moore	Scott	Wearin
Frommelt	Nolan	Shaff	Weber
Getting	Nystrom	Stuart	Wiley
Gilmour	O'Malley	Turner	Wolf
Gray	Prentis		

Absent or not voting, 9:

[redacted]	Elijah	Grimstead	Price
Coleman	Elvers	Long	Shoeman
Curran	Fisher		

The motion to table was lost.

Senator Gilmour moved that the Senate resolve itself into the committee of the whole for the purpose of further questioning on Senate File 275.

Division was called for.

The motion prevailed and the Senate resolved itself into a committee of the whole.

On motion of Senator Long, the Senate arose from the committee of the whole and resumed regular session, and the further consideration of Senate File 275.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

The Senate resumed consideration of Senate File 275.

Senator Turner offered the following amendment:

Amend Senate File 275 as follows:

1. Amend section 1, line 12, by striking the comma (,) after the word "compensation" and inserting in lieu thereof a period (.) and by striking the remainder of lines 12, 13 and 14.

2. Amend section 1, line 18, by striking the period (.) after the word "Act" and inserting in lieu thereof the following: "; provided, however,

that nothing contained in this Act shall be construed to apply to municipally-owned water works."

3. Amend section 2, line 4, by striking the words "have power to".

4. Amend section 2, line 7, by inserting after the word "it," the words "who may be a party,".

5. Further amend section 2, line 7, by inserting after the word "and", where it first appears, the words "to govern".

6. Amend section 2, line 13, by striking the words "have power to".

7. Amend section 5, line 1, by inserting after the word "utility" the words "subject to rate regulation".

8. Amend section 5, line 3, by inserting after the word "no" the word "such".

9. Amend section 6, line 1, by inserting after the word "utility" the words "subject to rate regulation".

10. Amend section 6, line 14, by inserting after the word "utility" the words "subject to rate regulation".

11. Amend section 7, line 4, by inserting after the word "schedules" the following: ", service".

12. Amend section 7, line 11, by inserting after the word "schedules" the following: ", service".

13. Amend section 7, line 15, by inserting after the word "schedules" the following: ", service".

14. Amend section 9, line 1, by striking the words "may establish" and inserting in lieu thereof the words "shall prescribe".

15. Amend section 9, line 3, by striking the word "may" and inserting in lieu thereof the word "shall".

16. Amend section 10, line 19, by striking the word "The" and inserting in lieu thereof the following:

"Immediately after July 4, 1961, the commission shall assess to all public utilities subject to the provisions of this Act in proportion to their respective gross operating revenues derived from intrastate public utility operations during the calendar year ended December 31, 1960, the sum of two hundred thousand dollars ($200,000). Thereafter the ".

17. Amend section 23, line 6, after the word "repealed." by inserting the following: "All rights of municipal corporations to franchise and regulate use of streets, alleys and other public property, and all rights acquired by franchise or agreement shall be preserved in such municipalities, excepting only the duties and jurisdiction conferred upon the commission in this Act."

18. By striking section 24 and inserting in lieu thereof the following:

"Sec. 24. Immediately after the effective date of this Act the commission shall proceed to establish rules and regulations, employ necessary personnel, and do all other things and duties as are incumbent upon the commission in order to carry out the provisions of this Act, and shall assume jurisdiction over the public utilities as provided herein on January 1, 1962. Nothing herein contained shall be construed to invalidate any proceedings under statutes existing prior to the enactment of this Act; nor shall any action, litigation or appeal pending prior to the effective date of rate regulation of this Act be affected hereby."

On motion of Senator Turner, divisions 1 to 15 inclusive of the amendment were adopted.

Senator Turner offered the following amendment and moved its adoption:

Amend Senate File 275 as follows:

By inserting in line 16 of section 1 after the word "owners," the following: "telephone companies having less than two thousand (2,000) stations,".

The amendment was adopted.

Senator Rigler offered the following amendment:

Amend Senate File 275 as follows:

Amend section 1 by striking lines 15 through 18 and inserting in lieu thereof the following:

"Municipally-owned utilities, cooperative corporations or associations and telephone companies having not more than fifteen thousand (15,000) main stations in any one exchange shall not be subject to the rate regulation provided for in this Act."

Senator Rigler asked and received unanimous consent to temporarily defer action on the amendment.

Senator Hill asked and received unanimous consent to withdraw the amendment to the Turner amendment filed by him and found on page 815 of the Senate Journal.

Senator Turner offered the following amendment and moved its adoption:

Amend Senate File 275 as follows:

By striking section 3 and inserting in lieu thereof the following:

"Sec. 3. Every public utility shall furnish reasonably adequate service at rates and charges in accordance with tariffs filed with the commission. Whenever there is filed with the commission by any person or body politic, or filed by the commission upon its own motion, a written petition complaining of anything done or omitted to be done by any public utility subject to this Act, in contravention of the provisions thereof, such written complaint thus made shall be forwarded by the commission to such public utility, who shall be called upon to satisfy the complaint or to answer the same in writing within a reasonable time to be specified by the commission. If such public utility shall not satisfy the complaint within the time specified or there shall appear to be any reasonable ground for investigating said complaint, it shall be the duty of the commission to investigate the matter complained of in such manner and by such means as it shall deem proper."

The amendment was adopted.

Senator Turner offered the following amendment:

Amend Senate File 275 as follows:

1. Amend section 4, line 4, by striking the words "are furnished" and substituting in lieu thereof the following: "were furnished immediately prior to the effective date of this Act.".

2. Further amend by adding the following sentence to section 24: "Nothing herein contained shall be construed to invalidate any proceedings under statutes existing prior to the enactment of this Act; nor shall any action, litigation or appeal pending prior to the effective date of rate regulation of this Act be affected hereby.".

Senator Nolan offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the period (.) after the word "Act"

and adding thereto the following: ", which rates and charges shall be subject to investigation by the commission as provided in section 3 hereof, and upon such investigation the burden of establishing the reasonableness of such rates and charges shall be upon the public utility filing the same."

The amendment to the amendment was adopted.

On motion of Senator Turner, the amendment as amended was adopted.

Senator Turner offered the following amendment to the remaining sections of the amendment filed by him and moved its adoption:

Amend the amendment as follows:

1. By striking from line 38, division 16, the words and figures "July 4, 1961" and insert in lieu thereof the following: "the effective date of this Act".

2. Further amend said amendment by inserting after the word "the" in line 41 the word "preceding" and by striking from line 42 the words and figures "ended December 31, 1960".

3. Further amend the said amendment by striking all of lines 50 through 62.

The amendment to the amendment was adopted.

Senator Long offered the following amendment and moved its adoption:

Amend Senate File 275 as follows:

Amend section 24, line 2, by striking the word and figures "January 1, 1962" and inserting in lieu thereof "July 1, 1963".

The amendment was adopted.

Senator Gilmour offered the following amendment and moved its adoption:

Amend Senate File 275 as follows:

In line 35, section 10, strike the words and figures "two hundred thousand dollars ($200,000)" and insert in lieu thereof the words and figures "three hundred thousand dollars ($300,000)".

The amendment was adopted.

Senator Turner offered the following amendment to the amendment filed by him and moved its adoption:

Amend lines 42 and 43 of the amendment by striking "two hundred thousand dollars ($200,000)" and inserting in lieu thereof the following: "three hundred thousand dollars ($300,000)".

The amendment to the amendment was adopted.

On motion of Senator Turner, the amendment as amended was adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 275 as follows:

Amend section 1 by striking lines 15 through 18 and inserting in lieu thereof the following:

"Municipally-owned utilities, cooperative corporations or associations and telephone companies having no exchange with more than fifteen thousand (15,000) main stations shall not be subject to the rate regulation provided for in this Act."

Roll call was requested.

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

Ayes, 20:

Brown	Lucken	Potter	Stuart
Buck	Lynes	Prentis	Vance
Grimstead	Nolan	Price	Walker
Hansen	Nystrom	Rigler	Walter
Hoschek	O'Malley	Scott	Wearin

Nays, 23:

Cowden	Gilmour	Phelps	Van Eaton
Dykhouse	Gray	Putney	Weber
Fisher	Hill	Schroeder	Wiley
Flatt	Hoxie	Shaff	Wilson
Frommelt	Long	Shoeman	Wolf
Getting	Mincks	Turner	

Absent or not voting, 6:

[redacted]	Curran	Elvers	Moore
Coleman	Elijah	Eppers	

The amendment was lost.

Senator Rigler asked and received unanimous consent to withdraw the amendment filed by him on which action was temporarily deferred, and also the amendment filed by him and found on page 866 of the Senate Journal.

Senator Nolan offered the following amendment:

Amend Senate File 275 as follows:

1. Amend section 4, line 17, by striking the period (.) after the word "date" and inserting ", subject, however, to investigation as herein provided."

2. Amend section 12, line 1, by inserting after the word "party" the following: ", as defined in the rules and regulations promulgated by the commission as provided in section 2 hereof,".

3. Amend section 13, line 2, by inserting after the word "by", where it last appears, the following: "serving a notice of appeal upon the adverse party or parties and the commission and by".

4. Amend section 13, line 3, by striking the word "a" and inserting in lieu thereof the word "said".

5. Amend section 17, line 5, by inserting after the word "and" the words "the court shall have the power".

6. Amend section 17, line 6, by inserting after the word "aside" the word "the".

On motion of Senator Nolan, the amendment was adopted.

Senator Shoeman offered the following amendment and moved its adoption:

Amend Senate File 275, section 3, by adding the following sentence at the end of said section: "Nothing contained in this section shall be construed to require the approval of the commission for the establishment and erection of a municipally-owned utility or the improvement or extension of any existing municipal-owned utility."

The amendment was adopted.

Senator Hill offered the following amendment, filed by Senators Hill and Potter:

Amend Senate File 275, section 8, by adding at the end of line 9, the following:

"'Fair value of the utility's property' shall be the same amount as is taken and considered to be the assessment value upon which property taxes are determined."

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 202, 248 and 428; also, House Files 70, 216, 434 and 596.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 202, 248 and 428; also, House Files 70, 216, 434 and 596.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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 April, 1961, sent to the Governor for his approval: Senate Files 202, 248 and 428.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 18, 1961, the Governor had approved the following bills:

Senate File 42, relating to the recording fees charged in certain counties.
Senate File 43, relating to the recording of instruments.
Senate File 498, relating to the Finchford Consolidated School District in the counties of Butler, Black Hawk and Bremer, State of Iowa.

AMENDMENTS FILED

Amend Senate File 353 as follows:

1. By striking from line 4 the words "abutting any street or highway".

2. By striking from lines 5 and 6 the words "such street or highway" and inserting in lieu thereof the words: "the public roads system".

W. C. STUART.
FRANK M. HOXIE.

1. Amend the House amendments to Senate File 366, line 4, by striking the word "section" and inserting in lieu thereof the word "sections".

2. Further amend the House amendments by adding at the end thereof the following:

"Sec. 3. Except as otherwise provided it is hereby declared unlawful for any truck operator to operate without first having obtained from the commission a certificate of public convenience and necessity, over irregular routes.

"Sec. 4. Truck operators holding a permit as of July 4, 1961, shall be issued a certificate covering said permit if application is filed by October 1, 1961.

"Sec. 5. The provisions of sections three hundred twenty-five point seven (325.7) to three hundred twenty-five point twenty-four (325.24), Code 1958, inclusive, insofar as applicable are hereby extended to include truck operators in relation to hearing on an application for the aforesaid certificate of public convenience and necessity."

D. C. NOLAN.

Amend the House amendments to Senate File 366, lines 8 and 9, by striking "rules MT-22 and MT-23" and inserting in lieu thereof the following: "rule MT-22".

CARROLL PRICE.

Amend Senate File 376 as follows:

1. Amend the Price amendment found on pages 478 and 479 of the Senate Journal by adding the following new sections:

"Sec. 5. Section four hundred twenty-two point forty-two (422.42), Code 1958, is amended by inserting after the word 'property' in line twenty-one (21) of subsection three (3), the following: ', or is industrial material which is to be used directly in the actual fabrication, compounding, manufacture, or production of other tangible personal property,'."

"Sec. 6. Section four hundred twenty-three point one (423.1), Code 1958, is hereby amended by inserting in line thirteen (13) of said subsection after the word 'property' the following: 'or is industrial material

which is to be used directly in the actual fabrication, compounding, manufacture, or production of other tangible personal property,'."

2. Amend the title to Senate File 376 by striking all after the word Act and inserting in lieu thereof the following :

"to amend section four hundred twenty-two (422), Code 1958, relating to retail sales tax, and to amend section four hundred twenty-three (423), Code 1958, relating to use tax.

DAVID O. SHAFF.

Amend Senate File 376 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section four hundred twenty-two point forty-five (422.45), subsection four (4), Code 1958, is hereby repealed and the following enacted in lieu thereof:

'That part of the gross receipts from sales of tangible personal property which represents trade-in allowances to purchasers of tangible personal property in sales in Iowa.' ".

2. Amend the title to Senate File 376 by striking the words "farm equipment" in line 2 and inserting in lieu thereof the words "tangible personal property".

RICHARD C. TURNER.

Amend Senate File 505 by adding the following paragraph to section 1:

"In addition to said grand total of appropriations there is hereby appropriated for each year of the ensuing biennium to the social welfare department the sum of seven hundred sixty-five thousand (765,000) dollars to supplement the above funds as needed, the expenditure of which supplemental appropriation shall be subject to the approval of the budget and financial control committee."

GEORGE O'MALLEY.

Amend Senate File 505 by adding the following paragraph to section 1:

"In addition to said grand total of appropriations there is hereby appropriated for each year of the ensuing bienium to the social welfare department the sum of seven hundred sixty-five thousand (765,000) dollars to supplement the old-age assistance fund as needed, the expenditure of which supplemental appropriation shall be subject to the approval of the budget and financial control committee."

GEORGE O'MALLEY.

Amend Senate File 505, section 1, line 10, by striking "12,750.00" and inserting in lieu thereof "12,750,000.00.

JACK SCHROEDER.

Amend House File 346 by adding a new section as follows:

Sec. 2. Section four hundred twenty-three point four (423.4), sub-section two (2), Code 1958, is further amended by striking the letter "(a)" from line one (1). Further amend section four hundred twenty-three point four (423.4), sub-section two (2)

by striking all of said sub-section following the word transportation in line two (2) and inserting in lieu thereof the following: ", interstate communication and/or interstate transmission."

IRVING D. LONG.

Amend House File 461, section 5, by striking all of said section after the period in line 8 and by inserting in lieu thereof the following:

"3. By striking all of said section beginning with the word 'and' in line 17 and by inserting in lieu thereof the following:

'with boards not exceeding five members in number, the county supervisors shall each receive an annual salary equal to that of their respective county auditor in the amounts as set forth in section three hundred forty point one (340.1) of the Code.' "

JAKE B. MINCKS.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 20, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend C. F. Waterman, pastor of the Grace Methodist Church, Glenwood, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Coleman for the day on account of illness on request of Senator O'Malley.

PETITIONS

By Senator Van Eaton from one hundred sixty-six residents of Woodbury County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Walter from nine residents of Adams County favoring proposed legislation relating to the compensation of county officers.

PRESENTATION OF VISITORS

Senator Gilmour asked and received unanimous consent to present to the Senate twenty-five students, members of the senior class of the Sigourney High School, who were present in the balcony accompanied by their instructor, Catherine O'Rourke.

Senator Cowden asked and received unanimous consent to present to the Senate forty students, members of the junior and senior classes of the Van Meter High School, who were present in the balcony accompanied by their principal, Maurice Greene, and their instructor, Juanita Thomas.

Senator Nystrom asked and received unanimous consent to present to the Senate forty students, members of the eighth grade class from the Roosevelt Elementary School of Ames, who were present in the balcony accompanied by their instructors, Ruth Gammell and Helen Coe.

INTRODUCTION OF BILLS

Senate File 511, 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 File 512, 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 File 513, 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 File 514, 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 File 515, 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 File 516, 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 File 517, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of damages sustained by them on account of accidents on primary roads, or on account of collisions with state highway equipment, or on account of acts of commission or omission by the state highway commission or its employees.

Read first and second times and referred to the committee on appropriations.

Senate File 518, 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.

Senator Lynes asked and received unanimous consent that the following bills be taken up for consideration at this time: House File 31 and Senate File 503.

THIRD READING OF BILLS

On motion of Senator Schroeder, House File 31, 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, 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, 45:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Cowden	Hansen	O'Malley	Turner
Curran	Hill	Phelps	Vance
Dykhouse	Hoschek	Potter	Van Eaton
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

Nays, none.

Absent or not voting, 4:

[redacted]	Grimstead	Prentis	Walker
Coleman			

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 503, a bill for an act relating to the rules and regulations promulgated by the various state agencies, was taken up and considered.

Senator Shaff took the chair at 9:25 a.m.

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

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

Ayes, 41:

Brown	Cowden	Elijah	Eppers
Buck	Dykhouse	Elvers	Fisher

Flatt	Moore	Putney	Vance
Getting	Nolan	Rigler	Van Eaton
Gray	Nystrom	Schroeder	Walker
Grimstead	O'Malley	Scott	Walter
Hansen	Phelps	Shaff	Wearin
Hill	Potter	Shoeman	Weber
Hoxie	Prentis	Stuart	Wiley
Long	Price	Turner	Wilson
Lynes			

Nays, 5:

Frommelt	Hoschek	Mincks	Wolf
Gilmour			

Absent or not voting, 3:

[redacted]	Coleman	Curran	Lucken

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

Senator Lynes asked and received unanimous consent that House File 31 and Senate File 503 be immediately messaged to the House, which request was complied with.

On motion of Senator Schroeder, Senate File 505, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1961, and ending June 30, 1963, 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, aid to the disabled fund, and support for Indians residing on a reservation, was taken up and considered.

Senator Schroeder offered the following amendment and moved its adoption:

Amend Senate File 505, section 1, line 10, by striking "12,750.00" and inserting in lieu thereof "12,750,000.00.

The amendment was adopted.

Senator O'Malley offered the following amendment and moved its adoption:

Amend Senate File 505 by adding the following paragraph to section 1:

"In addition to said grand total of appropriations there is hereby appropriated for each year of the ensuing biennium to the social welfare department the sum of seven hundred sixty-five thousand (765,000) dollars to supplement the above funds as needed, the expenditure of which supplemental appropriation shall be subject to the approval of the budget and financial control committee."

Roll call was requested.

Senator O'Malley asked and received unanimous consent that Senator Putney be excused from voting on Senate File 505 and all amendments filed thereto.

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

Ayes, 16:

Brown	Eppers	Hill	O'Malley
Buck	Frommelt	Hoschek	Potter
Elijah	Gilmour	Mincks	Walter
Elvers	Hansen	Moore	Wolf

Nays, 30:

Cowden	Long	Rigler	Vance
Curran	Lucken	Schroeder	Van Eaton
Dykhouse	Lynes	Scott	Walker
Fisher	Nolan	Shaff	Wearin
Getting	Nystrom	Shoeman	Weber
Gray	Phelps	Stuart	Wiley
Grimstead	Prentis	Turner	Wilson
Hoxie	Price		

Absent or not voting, 8:

[redacted]	Coleman	Flatt	Putney (excused from voting)

The amendment was lost.

Senator O'Malley asked and received unanimous consent to withdraw the following amendment filed by him:

Amend Senate File 505 by adding the following paragraph to section 1: "In addition to said grand total of appropriations there is hereby appropriated for each year of the ensuing biennium to the social welfare department the sum of seven hundred sixty-five thousand (765,000) dollars to supplement the old-age assistance fund as needed, the expenditure of which supplemental appropriation shall be subject to the approval of the budget and financial control committee."

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, 38:

Brown	Gray	Phelps	Turner
Buck	Grimstead	Prentis	Vance
Cowden	Hansen	Price	Van Eaton
Curran	Hoxie	Rigler	Walker
Dykhouse	Long	Schroeder	Walter
Elijah	Lucken	Scott	Wearin
Elvers	Lynes	Shaff	Weber
Fisher	Moore	Shoeman	Wiley
Flatt	Nolan	Stuart	Wilson
Getting	Nystrom		

Nays, 6:

Eppers	Hill	Potter	Wolf
Gilmour	Hoschek		

Absent or not voting, 5:

[redacted]	Frommelt	Mincks	Putney (excused)
Coleman	(present)	O'Malley	

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 505

I voted "present" on Senate File 505 as a protest against a most inadequate appropriation.

GEORGE E. O'MALLEY.

EXPLANATION OF VOTE

We, the undersigned, voted "no" upon the passage of Senate File 505 because of the well-established fact that this bill provides inadequately for the foreseeable needs of the State Social Welfare Program and rejects by its exclusion of the O'Malley amendment the likelihood of the Budget and Financial Control Committee adding needed funds for this program from moneys at their disposal, with the imminent result that a property tax supported county program could be required to provide support for recipients of social welfare assistance.

CHARLES F. EPPERS.
C. EDWIN GILMOUR.
EUGENE M. HILL.
CARL HOSCHEK.
LYNN POTTER.
MELVIN H. WOLF.

On motion of Senator Prentis, House File 579, a bill for an act relating to the budget and financial control committee, creating therein the office of legislative fiscal director, prescribing his compensation, and fixing his duties, was taken up and considered.

Senator Gilmour offered the following amendment:

Amend House File 579 as follows:

1, By adding the following as a new section:

"Sec. 4. Section two point forty-one (2.41), Code 1958, is hereby amended as follows:

1. By striking from line four (4) the word 'ten' and inserting in lieu thereof the word 'eighteen (18)'.

2. By striking the remainder of the section after the word 'party' in line twelve (12) and inserting in lieu thereof the following:

'. The chairman of the senate and house appropriations committee, the chairman of the senate and house ways and means committees, and the majority party and minority party floor leaders in each house shall be members of the committee by virtue of their office.'."

2. By adding the following as an additional section:

"Sec. 5. Section two point forty-two (2.42), Code 1958, as amended by section two (2), chapter sixty-two (62), Acts of the Fifty-eighth General Assembly, is hereby repealed and the following enacted in lieu thereof:

'The terms of office of committee members shall be two (2) years beginning with the convening of the next general assembly in regular session or until their successors are chosen, except that the terms of office of committee members who are serving as members of the Fifty-ninth General Assembly shall be for the period beginning with the effective date of this

Act and ending with the convening of the next regular general assembly or until their successors are chosen.

'The five (5) members of this committee who were appointed for four (4) year terms by the presiding officers of the Fifty-eighth General Assembly shall be five (5) of the members to be appointed by the presiding officers of the Fifty-ninth General Assembly.

'Any vacancy in the membership of the committee shall be filled by an appointment from the representative body to which such member of the committee belongs by the presiding officer of that body; provided however that the member shall belong to the same political party as the vacating member. A vacancy shall exist whenever a committee member ceases to be a member of the general assembly.'."

3. By renumbering the remaining section.

Senator Lynes raised a point of order on the amendment for the reason that the amendment was not germane to the bill for various reasons.

The Chair ruled the point well taken and the amendment out of order for the reason that the amendment goes considerably beyond the intent of the title of the bill.

Senator Potter moved that action on House File 579 be deferred and that the bill retain its place on the calendar, which motion was lost.

Senator Lynes moved the previous question on the bill, which motion prevailed.

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, 27:

Cowden	Grimstead	Phelps	Stuart
Curran	Hoxie	Potter	Turner
Fisher	Long	Prentis	Vance
Flatt	Lucken	Putney	Walker
Getting	Lynes	Schroeder	Weber
Gilmour	Nolan	Shaff	Wilson
Gray	Nystrom	Shoeman	

Nays, 20:

Brown	Frommelt	Moore	Van Eaton
Buck	Hansen	O'Malley	Walter
Elijah	Hill	Price	Wearin
Elvers	Hoschek	Rigler	Wiley
Eppers	Mincks	Scott	Wolf

Absent or not voting, 2:

[redacted]	Coleman	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 190, a bill for an act making certain changes in the judicial retirement system, including the amount of the annuity that the judge shall receive upon retirement.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 35, a joint resolution proposing a constitutional amendment relating to the election, jurisdiction, powers and duties of prosecuting attorneys.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 632, a bill for an act to permit a county conservation board to pay for use of county owned equipment and materials used on county conservation projects.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 632, a bill for an act to amend chapter one hundred eleven A (111A), Code 1958, to permit a county conservation board to pay for use of county-owned equipment and materials used on county conservation projects.

Read first and second times and referred to the sifting committee.

House Joint Resolution 35, a joint resolution proposing a constitutional amendment relating to the election, jurisdiction, powers and duties of prosecuting attorneys.

Read first and second times and referred to the sifting committee.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

THIRD READING OF BILLS

On motion of Senator Shoeman, Senate File 508, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1961, and ending June 30, 1963, to the board of control for salaries, support, maintenance, repairs, replacements, alterations or equipment of institutions, under said board of control, and to provide that chapter eight (8), except section eight point five (8.5), Code 1958, shall apply to this act, was taken up and considered.

Senator Lucken offered the following amendment and moved its adoption:

Amend Senate File 508 by adding a new section 6 as follows and by renumbering the remaining sections:

"Sec. 6. The appropriations provided in this Act to the four state mental institutes, at Cherokee, Clarinda, Independence and Mount Pleasant, shall be subject to the following conditions:

1. Eighty percent shall be on a fixed basis.

2. Twenty percent may be transferred as needed from the funds provided for any one of such institutes to the funds of any other of such institutes, subject to the approval of the budget and financial control committee."

Roll call was requested.

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

Ayes, 5:

Getting	Lucken	Nystrom	Potter
Hoschek			

Nays, 39:

Brown	Gray	Phelps	Vance
Cowden	Grimstead	Prentis	Van Eaton
Curran	Hansen	Putney	Walker
Elijah	Hill	Rigler	Walter
Elvers	Hoxie	Schroeder	Wearin
Eppers	Long	Scott	Weber
Fisher	Lynes	Shaff	Wiley
Flatt	Moore	Shoeman	Wilson
Frommelt	Nolan	Stuart	Wolf
Gilmour	O'Malley	Turner	

Absent or not voting, 5:

[redacted]	Coleman	Mincks	Price
Buck	Dykhouse		

The amendment was lost.

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

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

Ayes, 47:

Brown	Gilmour	Nystrom	Stuart
Buck	Gray	O'Malley	Turner
Cowden	Grimstead	Phelps	Vance
Curran	Hansen	Potter	Van Eaton
Dykhouse	Hill	Prentis	Walker
Elijah	Hoschek	Price	Walter
Elvers	Hoxie	Putney	Wearin
Eppers	Long	Rigler	Weber
Fisher	Lucken	Schroeder	Wiley
Flatt	Lynes	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting	Nolan	Shoeman	

Nays, none.

Absent or not voting, 2:

[redacted] Coleman Mincks

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 508 be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

On motion of Senator Turner, Senate File 275, a bill for an act to authorize the Iowa state commerce commission to regulate the rates and services of public utilities, to define public utilities to include those engaged in the furnishing of electricity, gas, water or communications services to the public for compensation, and to provide for appeals from orders and decisions of the Iowa state commerce commission, was taken up for further consideration.

Senator Phelps offered the following motion and moved its adoption:

MOTION TO RECONSIDER

I move that the vote by which the Rigler amendment filed April 19, 1961, to Senate File 275 failed to pass be reconsidered.

Roll call was requested.

On the question "Shall the Senate reconsider?" the vote was:

Ayes, 19:

Brown	Grimstead	Phelps	Walker
Buck	Hansen	Potter	Walter
Curran	Lucken	Price	Wearin
Elvers	Nolan	Rigler	Weber
Getting	Nystrom	Stuart	

Nays, 27:

Cowden	Gray	Moore	Shoeman
Dykhouse	Hill	O'Malley	Turner
Eppers	Hoschek	Prentis	Van Eaton
Fisher	Hoxie	Putney	Wiley
Flatt	Long	Schroeder	Wilson
Frommelt	Lynes	Scott	Wolf
Gilmour	Mincks	Shaff	

Absent or not voting, 3:

[redacted] Coleman Elijah Vance

The motion to reconsider was lost.

Senator Hill called up the following amendment, filed by Senators Hill and Potter, and moved its adoption:

Amend Senate File 275, section 8, by adding at the end of line 9, the following:

"'Fair value of the utility's property' shall be the same amount as is taken and considered to be the assessment value upon which the property taxes are determined."

The amendment was lost.

Senator Gilmour offered the following amendment:

Amend Senate File 275 as follows:

1. By striking the period (.) in line 9 of section 8 and inserting in lieu thereof the words "actually used and useful for the convenience of the public.".

2. By adding the following sentence at the end of line 9 of section 8: "Fair value of the property of a public utility for rate making purposes shall be the money honestly and prudently invested therein by the utility less accrued depreciation plus assigned salvage value.".

On motion of Senator Gilmour, division 1 of the amendment was adopted.

Senator Gilmour moved the adoption of division 2 of the amendment, which motion was lost.

Senator Hill offered the following amendment, filed by Senators Hill and Potter, and moved its adoption:

Amend Senate File 275, section 8, lines 7, 8 and 9, by striking the words "The rates prescribed by the commission for any public utility shall provide a fair return upon the fair value of the utility's property." and by inserting in lieu thereof the following:

"Consideration of the revenue required by the public utility shall include but not be limited to:

1. The original cost of the property used and required to furnish such service.

2. The present day replacement cost of the property used and required to furnish such service.

3. The reasonable and actual depreciation of property used and required to furnish such service.

4. The actual obsolescence of property used and required to furnish such service.

5. The actual, bona-fide, reasonable and necessary expenses and costs required to furnish such service.

6. A just and reasonable return on the capital invested in the public utility.

The order fixing such rents, rates or charges shall specify the consideration given to each of the foregoing matters."

President pro tempore Long took the chair at 3:45 p.m.

The amendment was lost.

Senator Gilmour offered the following amendment and moved its adoption:

Amend Senate File 275, section 8, by adding at the end of line 9 the following: "Fair value of the property of a public utility for rate making purposes shall be the cost of reproducing the property less accrued depreciation plus assigned salvage value.".

Division was called for.

President Mooty took the chair at 4:00 p.m.

The amendment was lost.

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, 35:

Brown	Frommelt	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Cowden	Gray	O'Malley	Turner
Curran	Hoschek	Phelps	Van Eaton
Dykhouse	Hoxie	Putney	Wearin
Elijah	Long	Rigler	Wiley
Eppers	Lynes	Schroeder	Wilson
Fisher	Mincks	Scott	Wolf
Flatt	Moore	Shaff	

Nays, 13:

Elvers	Hill	Prentis	Walker
Getting	Lucken	Price	Walter
Grimstead	Potter	Vance	Weber
Hansen			

Absent or not voting, 1:

[redacted] Coleman

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 126, a bill for an act relating to cream and milk grading law.

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 relating to the rules and regulations promulgated by the various state agencies.

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 establishing an annual license fee for boats and boat motors.

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 relating to high-school graduation requirements, classification of schools and courses of study to be offered.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 126

Amend Senate File 126 as follows:

1. By inserting in section three (3), line two (2), after the word "following" the words "as a new section".

2. By striking from line two (2) of section four (4) the following: "point six (189.6)" and inserting in lieu thereof the following: "point twenty-six (189.26)".

MOTIONS TO RECONSIDER

I move to reconsider the vote by which House File 579 passed the Senate.

LYNN POTTER.

MR. PRESIDENT: I move to reconsider the vote by which House File 579 passed the Senate.

J. KENDALL LYNES.

MR. PRESIDENT: I move that the vote by which Senate File 275 passed the Senate be reconsidered.

J. KENDALL LYNES.

MR. PRESIDENT: I move to reconsider the vote by which Senate File 275 passed the Senate.

RICHARD C. TURNER.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 120; also, House Files 112 and 622.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 120; also, House Files 112 and 622.

BILL SENT TO THE GOVERNOR

Senator Cowden, 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 April, 1961, sent to the Governor for his approval: Senate File 120.

HARRY L. COWDEN, *Chairman.*

Passed on file.

COMMUNICATION FROM THE GOVERNOR

The following communication was received announcing that on April 20, 1961, the Governor had disapproved Senate File 441, relating to the reorganization of certain school districts:

STATE OF IOWA
Office of the Governor
Des Moines

April 20, 1961.

The Honorable William L. Mooty,
President of the Senate,
State Capitol,
Des Moines, Iowa.
Dear Sir:

Senate File 441, an Act relating to the reorganization of certain school districts in a county of more than 100,000 bordering on the Mississippi River, in accordance with the provisions of Article III, Section 16, Constitution of the State of Iowa, is disapproved for the following reasons:

1. One reason advanced for the signing of this Bill has been that we must have a favorable tax climate for industry. This is certainly true, but if it is to be the policy of the State of Iowa to grant favorable tax treatment to industry then it should be applicable to all industries in all ninety-nine counties in Iowa rather than limited to one county.

2. It has been for several years the declared policy of the State of Iowa to encourage the reorganization of school districts into units as are necessary, economical and efficient, which will insure an equal opportunity for education to all children of the state. It is my belief that Senate File 441 is contrary to both the spirit and purpose of this policy. In fact, the provisions of this Act will seriously hinder proper school reorganization with equal educational opportunity for the children of Iowa.

3. The schools in the county affected by the Act have requested for the 1961-62 school year $88,733 in emergency school aid from the state. This is nearly 89 per cent of the total emergency aid available from the state for school purposes in all of Iowa. If this Bill were enacted into law the requests for emergency state school aid would probably be even greater.

4. Property owners in the State of Iowa are justifiably distressed by the high rate of property taxes brought about by school reorganization. These taxes are at the present time paid and shared by all of the property tax owners in all of the ninety-nine counties. This Bill would provide preferential tax treatment for one school district of the more than 1,575 school districts in the State of Iowa.

5. The principle established by Senate File 441 represents a sharp deviation from previously announced legislative policy in the field of school reorganization and if this new approach to the problem is sound, then it should not be limited in its application to one of our ninety-nine counties but should be applicable throughout the entire state.

Your very truly,
/s/ NORMAN A. ERBE,
Governor.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on a noncontroversial calendar:

S. F. 311	H. F. 403	H. F. 597	H. F. 644
H. F. 14	H. F. 440	H. F. 633	H. F. 692
H. F. 138			

J. KENDALL LYNES, *Chairman,*
Sifting Committee.

REPORTS OF COMMITTEE

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 511**, a bill for an act to make appropriations to certain named persons, 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 appropriations to which was referred **Senate File 512**, a bill for an act to make appropriations to certain named persons, 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 appropriations to which was referred **Senate File 513**, a bill for an act to make appropriations to certain named persons, 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 appropriations to which was referred **Senate File 514**, a bill for an act to make appropriations to certain named persons, 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 appropriations to which was referred **Senate File 515**, a bill for an act to make appropriations to certain named persons, 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 appropriations to which was referred **Senate File 516**, a bill for an act to make appropriations to certain named persons, 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 appropriations to which was referred **Senate File 517**, a bill for an act to make appropriations to certain named persons, 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 appropriations to which was referred **Senate File 518**, a bill for an act to make appropriations to certain named persons, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend House File 187, section 3, subsection 1, by changing the period to a comma and adding at the end thereof the following: "provided that total construction cost of any project shall not exceed ten thousand dollars ($10,000) per family unit."

MARTIN WILEY.

Amend the committee amendment to House File 461 filed on March 10, 1961, as follows:

1. Amend section 5, by adding sub-section 8 as follows:

8. Insert before the word "and" in line thirty-two (32) the following:

"and in counties now having or which may hereafter have a population in excess of eighty thousand, county supervisors shall receive an annual salary of five thousand six hundred dollars,".

RICHARD C. TURNER.

Amend House File 461 by striking lines 71 through ninety (90) of section 3, and by adding in lieu thereof the following:

"1. Less than ten thousand, four thousand six hundred dollars.

2. Ten thousand and less than fifteen thousand, four thousand seven hundred fifty dollars.

3. Fifteen thousand and less than twenty thousand, four thousand nine hundred dollars.

4. Twenty thousand and less than twenty-five thousand, five

thousand fifty dollars.

5. Twenty-five thousand and less than thirty thousand, five thousand two hundred dollars.

6. Thirty thousand and less than thirty-five thousand, five thousand three hundred fifty dollars.

7. Thirty-five thousand and less than forty thousand, five thousand five hundred dollars.

8. Forty thousand and less than forty-five thousand, five thousand six hundred fifty dollars.

9. Forty-five thousand and less than fifty thousand, five thousand eight hundred dollars.

10. Fifty thousand and less than sixty thousand, six thousand one hundred dollars."

JAKE B. MINCKS.

Amend House File 461, section 5, lines 10 and 11 by striking "four thousand six hundred" and by inserting in lieu thereof the words "five thousand eight hundred".

JAKE B. MINCKS.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 21, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Howard Eicher, pastor of the First Baptist Church, Boone, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Wiley for the day on request of Senator Rigler.

PRESENTATION OF VISITORS

Senator Mincks asked and received unanimous consent to present to the Senate forty-eight students, members of the sixth grade class of the Irving Elementary School of Ottumwa, who were present in the balcony accompanied by their principal, Floyd Richardson, and their instructors, Thelma Hunter and Martha Howard.

Senator Weber asked and received unanimous consent to present to the Senate ten students, members of the sixth grade class of the Madison Elementary School of Muscatine, who were present in the balcony accompanied by their instructor, J. W. Lange.

Senator Long asked and received unanimous consent to present to the Senate thirty-one students, members of the senior class of the Jesup High School, who were present in the balcony accompanied by their instructor, Donald Roby.

INTRODUCTION OF BILLS

Senate File 519, 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 520, 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.

Senate File 521, 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, 1961, and ending June 30, 1963, 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 522, by committee on appropriations, a bill for an act to appropriate from the Iowa public employees retirement system fund four hundred ninety thousand two hundred dollars ($490,200.00) 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 placed on the calendar.

Senate File 523, 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 524, 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 525, 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 526, by committee on conservation, a bill for an act relating to the acquisition of real estate along the Missouri River for conservation purposes.

Read first and second times and referred to the sifting committee.

Senate Joint Resolution 36, by committee on appropriations, a joint resolution to create a highway study committee to continue and review the work of the highway study committee appointed pursuant to the provisions of chapter four hundred twenty-six (426), Acts of the Fifty-eighth General Assembly, and to make an appropriation for such committee.

Read first and second times and placed on the calendar.

HOUSE MESSAGES CONSIDERED

House File 660, a bill for an act establishing an annual license fee for boats and boat motors.

Read first and second times and referred to the sifting committee.

House File 686, a bill for an act relating to high school graduation requirements, classification of schools, and courses of study to be offered.

Read first and second times and referred to the sifting committee.

Senator Weber submitted the following report and moved its adoption:

SUPPLEMENTAL REPORT OF THE COMMITTEE ON MEMORIAL RESOLUTIONS

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that a committee should be appointed to prepare suitable memorial resolution for the following deceased member of the Senate:

Guy G. Butler, Pocahontas County.

GEORGE W. WEBER, *Chairman.*
HARRY L. COWDEN.
O. C. WALTER.

The motion prevailed and the report was adopted.

President Mooty announced the appointment of the following committee:

SENATOR	MEMORIAL RESOLUTION COMMITTEE
Guy G. Butler	Jack Schroeder, Chairman
	J. Kendall Lynes
	Andrew G. Frommelt

Senator Lynes asked and received unanimous consent that the following motions to reconsider be withdrawn from further consideration of the Senate:

MR. PRESIDENT: I move that the vote by which Senate File 275 passed the Senate be reconsidered.

J. KENDALL LYNES.

MR. PRESIDENT: I move to reconsider the vote by which Senate File 275 passed the Senate.

RICHARD C. TURNER.

SENATE FILE 275 AS PASSED BY THE SENATE

Senator Turner asked and received unanimous consent to have 750 copies of Senate File 275 as passed by the Senate printed.

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

The Senate reconvened, President pro tempore Long presiding.

THIRD READING OF BILLS

On motion of Senator Nolan, Senate File 452, a bill for an act relating to the Rules of Civil Procedure, to changes therein reported by the Supreme Court of Iowa, and amending Rules three hundred fifty (350) and one hundred forty-nine (149) thereof, was taken up and considered.

Senator Stuart offered the following amendment:

Amend section 1 of Senate File 452 as follows:

1. By striking all after the period in line 1 of section 1 and all of line 2 of said section.
2. By striking all of lines 3 and 4 of section 1.
3. By striking all of lines 5 and 6 of section 1.
4. By striking all of lines 7 and 8 of section 1.
5. By striking all of lines 9 and 10 of section 1.
6. By striking all of lines 11 and 12 of section 1.
7. By striking all of lines 13 and 14 of section 1.
8. By striking all of lines 15 and 16 of section 1.
9. By striking all of lines 17 and 18 of section 1.
10. By striking all of lines 19 and 20 of section 1.
11. By striking all of lines 21 and 22 of section 1.
12. By striking all of lines 23 and 24 of section 1.
13. By striking all of lines 25 and 26 of section 1.
14. By striking all of lines 27 and 28 of section 1.

Senator Wilson took the chair at 9:50 a.m.

Senator Shaff asked and received unanimous consent that the action taken on the amendment filed by Senator Stuart be expunged from the record.

Senator Shaff asked and received unanimous consent that action on Senate File 452 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Shaff, Senate File 475, a bill for an act to amend section four hundred ninety-six point one (496.1), Code 1958, relating to annual reports of certain corporations, was taken up and considered.

Senator Shaff offered the following amendment and moved its adoption:

Amend Senate File 475 by striking everything following line 2 thereof and inserting in lieu thereof the following:
"the following:

'There shall be attached to each annual report of a corporation organized under the laws of this state a statement under oath, executed by the president, a vice president, the secretary or the treasurer, that subsequent to the date of the last preceding annual report filed by such corporation the corporation has not sold (within the meaning of chapter five hundred two (502), of the Code), any of its securities within this state except in accordance with the provisions of chapter five hundred two (502), of the Code, or, setting forth the aggregate number of shares of capital stock and the aggregate amount of all other securities of such corporation, itemized by classes, par value or principal amount and series, if any, which were sold within the state by the corporation and which were not registered under the provisions of chapter five hundred two (502), of the Code, and the sections and subsections of chapter five hundred two (502) under which exemption from registration was claimed and a brief statement of the facts relied upon to make the exemption available. Such statement shall be forwarded to the commissioner of insurance by the secretary of state.' "

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, 45:

Brown	Gilmour	Nystrom	Shoeman
Buck	Gray	O'Malley	Stuart
Coleman	Grimstead	Phelps	Turner
Cowden	Hansen	Potter	Vance
Curran	Hill	Prentis	Van Eaton
Dykhouse	Hoschek	Price	Walker
Elijah	Hoxie	Putney	Walter
Elvers	Long	Rigler	Wearin
Fisher	Lucken	Schroeder	Weber
Flatt	Lynes	Scott	Wilson
Frommelt	Nolan	Shaff	Wolf
Getting			

Nays, none.

Absent or not voting, 4:

[redacted]	Mincks	Moore	Wiley
Eppers			

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

On motion of Senator Hansen, Senate File 284, a bill for an act relating to the use of vending machines in the sale of cigarettes, providing for the licensing of such machines and providing a penalty for the illegal operation thereof, was taken up and considered.

Senator Shaff offered the following amendment, filed by Senators Shaff, Lynes, Schroeder and O'Malley:

Amend Senate File 284 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section ninety-eight point thirty-six (98.36), Code 1958, is hereby amended by striking subsection six (6).

Sec. 2. Section ninety-eight point thirty-six (98.36), Code 1958, is further amended by adding thereto the following new subsection:

"Any sales of cigarettes made through a cigarette vending machine shall be subject to rules, regulations and penalties provided in this chapter in relation to the retail sale of cigarettes. No cigarettes shall be sold through any cigarette vending machine unless such cigarettes shall have been properly stamped or metered as provided by this chapter, and in case of violation of this provision, the permit of the dealer authorizing a retail sale of cigarettes shall be cancelled. Payment of the license fee is provided in section ninety-eight point thirteen (98.13) shall authorize a cigarette vendor to sell cigarettes through a vending machine or vending machines, provided that said machine or machines are located in a place or places where the machine or machines are under the supervision of a responsible person of legal age who will be responsible for prevention of purchases by minors from such machine or machines."

Sec. 3. Section ninety-eight point thirteen (98.13), Code 1958, is hereby amended as follows:

1. By adding to line two (2) of subsection one (1) after the word "wholesaler," the words "cigarette vendor".

2. By adding to line seven (7) of subsection one (1) after the word "wholesaler," the words "cigarette vendor".

3. By adding to line two (2) of subsection two (2) after the word "wholesalers," the words "cigarette vendors,".

4. By adding to line nine (9) of subsection three (3) after the word "distributor" the words ", cigarette vendor".

5. By adding to line two (2) of subsection six (6) after the word "wholesaler," the words "cigarette vendor,".

Senator Rigler moved the previous question on the amendment, which motion prevailed.

Senator Shaff moved the adoption of the amendment.

Roll call was requested.

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

Ayes, 39:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Curran	Grimstead	O'Malley	Turner
Dykhouse	Hansen	Potter	Vance
Elvers	Hoschek	Price	Van Eaton
Eppers	Long	Putney	Walker
Fisher	Lucken	Rigler	Walter
Flatt	Lynes	Schroeder	Wearin
Frommelt	Mincks	Scott	Wolf
Getting	Moore	Shaff	

Nays, 8:

Coleman	Elijah	Phelps	Weber
Cowden	Hill	Prentis	Wilson

Absent or not voting, 2:

[redacted] Hoxie (present) Wiley

The amendment was adopted.

By unanimous consent all pending amendments to Senate File 284 were withdrawn from further consideration of the Senate.

Senator Hansen moved that the bill be read a third 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:

Brown	Gray	Nystrom	Shoeman
Buck	Grimstead	O'Malley	Stuart
Dykhouse	Hansen	Potter	Turner
Elvers	Hoschek	Price	Vance
Eppers	Long	Putney	Van Eaton
Fisher	Lucken	Rigler	Walker
Flatt	Lynes	Schroeder	Walter
Frommelt	Mincks	Scott	Wearin
Getting	Moore	Shaff	Wolf
Gilmour	Nolan		

Nays, 9:

Coleman	Elijah	Phelps	Weber
Cowden	Hill	Prentis	Wilson
Curran			

Absent or not voting, 2:

[redacted] Hoxie (present) Wiley

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 284 be immediately messaged to the House, which request was complied with.

On motion of Senator Flatt, Senate File 244, a bill for an act relating to the support of the poor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shoeman moved that Senate File 244 be laid on the table.

Roll call was requested.

On the question "Shall Senate File 244 be laid on the table?" the vote was:

Ayes, 13:

Cowden	Grimstead	Rigler	Shaff
Dykhouse	Long	Schroeder	Shoeman
Fisher	Nolan	Scott	Stuart
Gray			

Nays, 33:

Brown	Getting	Mincks	Putney
Buck	Gilmour	Moore	Turner
Coleman	Hansen	Nystrom	Van Eaton
Curran	Hill	O'Malley	Walter
Elijah	Hoschek	Phelps	Wearin
Elvers	Hoxie	Potter	Weber
Eppers	Lucken	Prentis	Wilson
Flatt	Lynes	Price	Wolf
Frommelt			

Absent or not voting, 3:

[redacted] Walker (present) Vance (present) Wiley

The motion to table was lost.

President Mooty took the chair at 11:15 a.m.

Senator Vance asked and received unanimous consent that action on Senate File 244 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Putney, Senate File 376, a bill for an act to permit collection of sales tax only on the cash difference in sales of farm equipment where a trade-in is involved, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Putney asked and received unanimous consent that action on Senate File 376 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator O'Malley, House File 537, a bill for an act relating to financing of parking facilities in cities and towns, was taken up and considered.

Senator O'Malley offered the following amendment and moved its adoption:

Amend House File 537, section 1, by striking the period in line 11 and inserting the following:

"and may be called on motion of the council without a petition."

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:

Brown	Dykhouse	Flatt	Grimstead
Buck	Elijah	Frommelt	Hansen
Coleman	Elvers	Getting	Hill
Cowden	Eppers	Gilmour	Hoschek
Curran	Fisher	Gray	Hoxie

Long	O'Malley	Schroeder	Van Eaton
Lucken	Phelps	Scott	Walker
Lynes	Potter	Shaff	Walter
Mincks	Prentis	Shoeman	Wearin
Moore	Price	Stuart	Weber
Nolan	Putney	Turner	Wilson
Nystrom	Rigler	Vance	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Wiley

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

On motion of Senator Shoeman, Senate File 283, a bill for an act to amend chapter one hundred thirty-five (135), Acts of the Fifty-eighth General Assembly, relating to licensure of hospitals, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shoeman asked and received unanimous consent that action on Senate File 283 be deferred and that the bill be placed on the calendar under unfinished business.

Senator Lynes asked and received unanimous consent that the claims bills now on the calendar be taken up at this time.

On motion of Senator Turner, Senate File 511, 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 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, 42:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wilson
Fisher	Lynes	Shaff	Wolf
Flatt	Mincks		

Nays, none.

Absent or not voting, 7:

[redacted]	Grimstead	Prentis	Van Eaton
Frommelt	O'Malley	Scott	Wiley

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 Turner, Senate File 512, 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 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, 44:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	Phelps	Turner
Curran	Hansen	Potter	Vance
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wilson
Flatt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 5:

[redacted]	Hill	Van Eaton	Wiley
Frommelt	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.

On motion of Senator Turner, Senate File 513, 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 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, 47:

Brown	Curran	Eppers	Getting
Buck	Dykhouse	Fisher	Gilmour
Coleman	Elijah	Flatt	Gray
Cowden	Elvers	Frommelt	Hansen

Hill	Nolan	Rigler	Van Eaton
Hoschek	Nystrom	Schroeder	Walker
Hoxie	O'Malley	Scott	Walter
Long	Phelps	Shaff	Wearin
Lucken	Potter	Shoeman	Weber
Lynes	Prentis	Stuart	Wilson
Mincks	Price	Turner	Wolf
Moore	Putney	Vance	

Nays, none.

Absent or not voting, 2:

[redacted] Grimstead Wiley

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

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

On motion of Senator Turner, Senate File 514, 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 Cowden moved that the bill be read a third 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:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walker
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Wiley

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 Turner, Senate File 515, 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 Walter moved that the bill be read a third 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:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walker
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Wiley

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 Turner, Senate File 516, 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 Phelps moved that the bill be read a third 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:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walker
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Wiley

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 Turner, Senate File 517, a bill for an act to make appropriations to certain named persons in settlement of damages sustained by them on account of accidents on primary roads, or on account of collisions with state highway equipment, or on account of acts of commission or omission by the state highway commission or its employees, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator 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, 47:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walker
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	

Nays, none.

Absent or not voting, 2:

[redacted]	Wiley	Wolf

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 Turner, Senate File 518, 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 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, 46:

Brown	Dykhouse	Flatt	Hansen
Buck	Elijah	Frommelt	Hill
Coleman	Elvers	Gilmour	Hoschek
Cowden	Eppers	Gray	Hoxie
Curran	Fisher	Grimstead	Long

Lucken	Phelps	Scott	Van Eaton
Lynes	Potter	Shaff	Walker
Mincks	Prentis	Shoeman	Walter
Moore	Price	Stuart	Wearin
Nolan	Putney	Turner	Weber
Nystrom	Rigler	Vance	Wilson
O'Malley	Schroeder		

Nays, none.

Absent or not voting, 3:

[redacted]	Getting	Wiley	Wolf

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

ANNOUNCEMENT

Senator Turner rose on a point of personal privilege and made the following statement:

MR. PRESIDENT AND MEMBERS OF THE SENATE: While I do not purport to speak for the claims committee, but only for myself, after my experience as chairman of the claims committee, I want to state for the record that I think our method of handling claims against the State of Iowa is completely inadequate, unsatisfactory, and unfair. I heartily urge the support of the tort claims act.

On motion of Senator Rigler, House File 66, a bill for an act relating to the auditing of school districts, 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 House File 66 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Nolan, House File 147, a bill for an act relating to creeper lanes on certain roads, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan asked and received unanimous consent that action on House File 147 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Lynes, Senate File 351, a bill for an act in relation to the budget and financial control act, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 43:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	O'Malley	Stuart
Coleman	Grimstead	Phelps	Turner
Cowden	Hansen	Potter	Vance
Dykhouse	Hill	Prentis	Van Eaton
Elijah	Hoxie	Price	Walker
Elvers	Long	Putney	Walter
Fisher	Lucken	Rigler	Wearin
Flatt	Lynes	Schroeder	Weber
Frommelt	Mincks	Scott	Wilson
Getting	Moore	Shaff	

Nays, none.

Absent or not voting, 6:

[redacted]	Eppers	Nystrom	Wiley
Curran	Hoschek	(present)	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 Price, House File 565, a bill for an act relating to commerce commission fees of motor vehicle common and contract carriers, was taken up and considered.

Senator Price offered the following amendment and moved its adoption:

Amend House Fle 565 as follows:

1. By striking from section 2 in line 6 thereof the words and figures, "five dollars ($5)" and inserting in lieu thereof the words and figures, "seven dollars ($7)".

2. By striking from section 4 in lines 7 and 8 thereof the words and figures, "five dollars ($5)" and inserting in lieu thereof the words and figures, "seven dollars ($7)".

3. By adding to House File 565 the following sections:

"Sec. 5. Section three hundred twenty-seven point nine (327.9), Code 1958, is hereby further amended by striking therefrom the word, 'five' in line (6) and substituting the word, 'seven' in lieu thereof."

"Sec. 6. Section three hundred twenty-five point thirty-five (325.35), Code 1958, is hereby further amended by striking therefrom the word, 'five' in line seven (7) and substituting the word, 'seven' in lieu thereof."

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, 39:

Brown	Fisher	Hill	Moore
Buck	Flatt	Hoxie	Nolan
Cowden	Gilmour	Long	Nystrom
Dykhouse	Gray	Lucken	O'Malley
Elijah	Grimstead	Lynes	Phelps
Elvers	Hansen	Mincks	Potter

Prentis	Scott	Vance	Wearin
Price	Shoeman	Van Eaton	Weber
Putney	Stuart	Walker	Wilson
Rigler	Turner	Walter	

Nays, 1:

Coleman

Absent or not voting, 9:

[redacted]	Frommelt	Hoschek	Wiley
Curran	(present)	Schroeder	Wolf
Eppers	Getting (present)	Shaff	

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 277 be withdrawn from further consideration of the Senate.

On motion of Senator Hoxie, House File 381, a bill for an act to define the legal right of way in traffic emerging from slow-moving lanes, was taken up and considered.

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

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

Ayes, 42:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoxie	Prentis	Walker
Elvers	Long	Price	Walter
Fisher	Lucken	Putney	Wearin
Flatt	Lynes	Rigler	Weber
Frommelt	Mincks	Scott	Wilson
Getting	Moore		

Nays, none.

Absent or not voting, 7:

[redacted]	Eppers	Schroeder	Wiley
Curran	Hoschek	Shaff	Wolf

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 286 be withdrawn from further consideration of the Senate.

On motion of Senator Van Eaton, House File 210, a bill for an act relating to the purchase of voting machines, was taken up and considered.

Senator Van Eaton moved that the bill be read a third 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	Gilmour	Moore	Scott
Coleman	Gray	Nolan	Shoeman
Cowden	Grimstead	Nystrom	Stuart
Dykhouse	Hansen	O'Malley	Turner
Elijah	Hill	Phelps	Van Eaton
Elvers	Hoxie	Potter	Walker
Fisher	Long	Prentis	Walter
Flatt	Lucken	Price	Wearin
Frommelt	Lynes	Putney	Weber
Getting	Mincks	Rigler	Wilson

Nays, none.

Absent or not voting, 9:

[redacted]	Eppers	Shaff	Wiley
Brown	Hoschek	Vance	Wolf
Curran	Schroeder		

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 Cowden, 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 190 and 503; also, House File 31.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND.
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 190 and 503; also, House File 31.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate Files 190 and 503.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 18, 1961, the Governor had approved the following bills:

Senate File 143, relating to management of public utility plants.
Senate File 212, relating to open season on raccoon.
Senate File 313, relating to application for release of criminal sexual psychopaths.
Senate File 314, relating to money of prisoners in the men's reformatory and the state penitentiary.
Senate File 349, relating to levee and drainage districts.
Senate File 360, relating to levee and drainage districts.
Senate File 369, relating to compensation of mayors in cities under special charter.
Senate File 370, relating to the city limits of the city of Davenport, Iowa.
Senate File 399, relating to residents in institutions under old age assistance.
Senate File 420, relating to the powers and duties of the director of industries under the Board of Control.

A communication was also received announcing that on April 19, 1961, the Governor had approved the following bills:

Senate File 202, relating to admissibility of records as evidence.
Senate File 248, relating to competitive bidding on public improvements.
Senate File 428, relating to the boundary line between Iowa and Nebraska.

A communication was also received announcing that on April 20, 1961, the Governor had approved the following bill:

Senate File 120, relating to the taking of private property by condemnation for county conservation purposes.

AMENDMENTS FILED

Amend Senate File 376 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Repeal subsection four (4) of section 422.45, Code 1958."

2. Amend the title by striking everything after the word "tax" in the first line and substituting therefor the following: "on that part of the gross receipts from sales of tangible personal property accepted as part consideration in the sale in Iowa of other property which is not in excess of the original trade-in valuation."

JACK SCHROEDER.

Amend the Mincks amendment to House File 461, filed April 20 and found on pages 914 and 915 in the Senate Journal, as follows:

1. By striking from line 1 the words and figures "seventy-one (71)" and inserting in lieu thereof the word and figure "six (6)".

2. By striking from line 2 the word and figures

"ninety (90)" and inserting in lieu thereof the words and figures "twenty-five (25)".

JAKE B. MINCKS.

Amend the Turner amendment to House File 461 filed April 20 and found on page 914 of the Senate Journal by striking lines 1 and 2 and inserting in lieu thereof the following:

"Amend House File 461 as follows:".

RICHARD C. TURNER.

Amend House File 579 as follows:

1. By striking line two (2) of the title and inserting in lieu thereof the following: "establishing the office of legislative fiscal analyst".

2. By striking the first paragraph of section one (1) and inserting in lieu thereof the following:

"Section 1. There is hereby established, for the advice, counsel and information of the budget and financial control committee and the members of the general assembly, the functional position of legislative fiscal analyst, who shall be the executive officer of the budget and financial control committee."

3. By striking the second paragraph of section one (1) and inserting in lieu thereof the following:

"The legislative fiscal analyst shall be appointed by the budget and financial control committee with the consent of the legislature. Any appointment to this position when the General Assembly is not in session shall be subject to the approval of the ensuing general assembly within thirty days after such session convenes. Failure of such action within the time specified shall be construed as approval of such appointment. The salary of the legislative fiscal analyst shall be fixed by the budget and financial control committee subject to the approval of the general assembly. The salary and expenses of the legislative fiscal analyst shall be paid from the contingent fund provided for the budget and financial control committee."

4. By striking lines one (1) through five (5) in section two (2) and inserting in lieu thereof the following:

"In addition to performing the administrative duties as executive officer of the budget and financial control committee, the legislative fiscal analyst shall perform the following duties for the members of the general assembly and the budget and financial control committee:".

5. By striking lines fourteen (14) and fifteen (15) of subsection one (1) of section two (2) and inserting in lieu thereof the following:

"control committee, the general assembly, or upon petition by five or more members of the general assembly."

6. By striking subsection two (2) of section two (2) and inserting in lieu thereof the following:

"2. Make an annual report to the members of the general assembly as soon as possible after the end of each fiscal year. This report shall show for each separate unit of government for each major category of expenditure the amount appropriated or other amounts received, the amounts spent, and the purpose of

each such expenditure for the preceding year. Such report shall show the expenditures from all funds and sources and the June 30 balance for each fund, including the general fund. He shall also make available to the members of the general assembly any other reports he prepares concerning fiscal matters of the state."

7. By striking in line one (1) of subsection three (3) of section two (2) the word "director" and inserting in lieu thereof the words "fiscal analyst" and by striking in line five (5) of such subsection the word "director" and inserting in lieu thereof the word "analyst".

8. By striking in line one (1) of section three (3) the word "director" and inserting in lieu thereof the words "fiscal analyst" and by striking in line seven (7) of such section the word "director" and inserting in lieu thereof the words "fiscal analyst".

LYNN POTTER.

On motion of Senator Lynes, the Senate adjourned until 10:00 a.m., Monday, April 24, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 24, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Frank Mease, pastor of the First Presbyterian Church, Vail, Iowa.

PETITIONS

By Senator Gilmour, from seven residents of Keokuk County favoring proposed legislation relating to salaries of county officers and deputies.

By Senator O'Malley, from twenty-five residents of Polk County in opposition to proposed legislation relating to vacation limit for county road employees.

PRESENTATION OF VISITORS

Senator Nolan asked and received unanimous consent to present to the Senate one hundred thirty-one students of St. Mary's School of Iowa City, also members of the Girl Scouts, who were present in the balcony accompanied by five of their leaders.

Senator Putney asked and received unanimous consent to present to the Senate sixty-seven students, members of the senior class of the Dysart High School, who were present in the balcony accompanied by their principal, Robert Clark, and their superintendent, George Grant.

Senator Long asked and received unanimous consent to present to the Senate thirty students, members of the senior class of the Jesup High School, who were present in the balcony accompanied by their instructor, Michael Eder.

Senator Hansen asked and received unanimous consent to present to the Senate twenty students, members of the sixth grade class of the Paton Elementary School, who were present in the balcony accompanied by their instructor, Larry Dodge.

Senator Nystrom asked and received unanimous consent to present to the Senate thirty students from the Nesco High School of McCallsburg and Zearing, who were present in the balcony accompanied by their instructor, George Knaphus.

INTRODUCTION OF BILLS

Senate File 527, by committee on transportation and highway safety, a bill for an act providing for the regulating or prohibiting, by the local authorities, of the turning of motor vehicles at places upon the public highways other than intersections.

Read first and second times and referred to the sifting committee.

Senate File 528, by committee on judicial 2, a bill for an act to legalize and validate the proceedings of the board of directors of the Lamont Community School District, in the Counties of Buchanan, Fayette and Delaware, 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 AMENDMENTS CONSIDERED

Senator Elvers called up for consideration Senate File 126, a bill for an act relating to cream and milk grading law, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENTS TO SENATE FILE 126

Amend Senate File 126 as follows:

1. By inserting in section three (3), line two (2), after the word "following" the words "as a new section".

2. By striking from line two (2) of section four (4) the following: "point six (189.6)" and inserting in lieu thereof the following: "point twenty-six (189.26)".

The Senate concurred in the House amendments.

Senator Elvers 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:

Brown	Flatt	Long	Prentis
Buck	Frommelt	Lucken	Price
Coleman	Getting	Lynes	Putney
Cowden	Gilmour	Mincks	Rigler
Curran	Gray	Moore	Schroeder
Dykhouse	Grimstead	Nolan	Scott
Elijah	Hansen	Nystrom	Shaff
Elvers	Hill	O'Malley	Shoeman
Eppers	Hoschek	Phelps	Stuart
Fisher	Hoxie	Potter	Turner

Vance	Walter	Weber	Wilson
Van Eaton	Wearin	Wiley	Wolf
Walker			

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 Shaff called up for consideration Senate File 469, a bill for an act to amend chapter two hundred seventy-four (274), Code 1958, relative to school districts, amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 469

Amend Senate File 469 as follows:

1. By adding the following new section following section one (1):

Sec. 2. Section two hundred seventy-four point four (274.4) Code 1958, is amended by inserting after the word "education," in line eight (8), the following:

"or the boundary lines of contiguous school corporations are changed by the concurrent action of the respective boards of directors,".

2. By renumbering the remaining section.

3. Further amend Senate File 469 by striking from section one (1), lines seventeen (17) and nineteen (19), the words "state board of public instruction" and inserting in lieu thereof the words "department of public instruction".

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, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walker
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, 1:

Wiley

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 Putney asked and received unanimous consent that the following appropriations bills be taken up at this time.

THIRD READING OF BILLS

On motion of Senator Nolan, Senate Joint Resolution 36, a joint resolution to create a highway study committee to continue and review the work of the highway study committee appointed pursuant to the provisions of chapter four hundred twenty-six (426), Acts of the Fifty-eighth General Assembly, and to make an appropriation for such committee, was taken up and considered.

Senator Frommelt took the chair at 10:40 a.m.

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, 42:

Brown	Frommelt	Mincks	Shoeman
Buck	Getting	Moore	Stuart
Coleman	Gilmour	Nolan	Turner
Cowden	Gray	Nystrom	Van Eaton
Curran	Hansen	Phelps	Walter
Dykhouse	Hill	Potter	Wearin
Elijah	Hoschek	Price	Weber
Elvers	Hoxie	Putney	Wiley
Eppers	Long	Schroeder	Wilson
Fisher	Lucken	Shaff	Wolf
Flatt	Lynes		

Nays, 6:

Grimstead	Rigler	Vance	Walker
Prentis	Scott		

Absent or not voting, 1:

[redacted] O'Malley

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

On motion of Senator Lucken, Senate File 519, 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 Lucken moved that the bill be read a third 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:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 Wearin, Senate File 520, 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.

Senator Wearin moved that the bill be read a third 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:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 Hoxie, Senate File 521, a bill for an act to

appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1961, and ending June 30, 1963, to the state fair board for the purpose of state aid to agricultural societies, 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, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Schaff	Wolf
Getting			

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 Buck, Senate File 522, a bill for an act to appropriate from the Iowa public employees retirement system fund four hundred ninety thousand two hundred dollars ($490,200.00) to the employment security commission for the costs of the administration of chapter ninety-seven B (97B), Code 1958, 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, 48:

Brown	Getting	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 1:
[redacted] Gilmour (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 Nolan, Senate File 524, 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 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:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Getting	Moore	Shaff	Wolf
Frommelt			

Nays, none.

Absent or not voting, none.
[redacted]

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

On motion of Senator Van Eaton, Senate File 525, 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 Van Eaton moved that the bill be read a third 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:

Brown	Elvers	Gray	Lucken
Buck	Eppers	Grimstead	Lynes
Coleman	Fisher	Hansen	Mincks
Cowden	Flatt	Hill	Moore
Curran	Frommelt	Hoschek	Nolan
Dykhouse	Getting	Hoxie	Nystrom
Elijah	Gilmour	Long	O'Malley

Phelps	Schroeder	Vance	Weber
Potter	Scott	Van Eaton	Wiley
Prentis	Shaff	Walker	Wilson
Price	Shoeman	Walter	Wolf
Putney	Stuart	Wearin	
Rigler	Turner		

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 Flatt, Senate File 523, 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 Putney offered the following amendment and moved its adoption:

Amend Senate File 523 by striking section 4.

The amendment was adopted.

Senator Flatt moved that the bill be read a third 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:

Brown	Gilmour	Nystrom	Stuart
Buck	Gray	O'Malley	Turner
Coleman	Hansen	Phelps	Vance
Cowden	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting	Nolan	Shoeman	

Nays, none.

Absent or not voting, 2:

	Curran	Grimstead

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 all appropriation bills just passed be immediately messaged to the House, which request was complied with.

On motion of Senator Turner, Senate File 311, a bill for an act to amend section seven hundred thirty-one point one (731.1), Code 1958, relating to desertion and abandonment of children, 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, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 O'Malley, House File 138, a bill for an act relating to blanket bonds for city and town employees, 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, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 Shaff, House File 403, a bill for an act relating to bid bonds issued in connection with any public or private contract, 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, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 O'Malley, House File 440, a bill for an act relating to the duties of justices of the peace, 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, 49:

Brown	Elvers	Gray	Lucken
Buck	Eppers	Grimstead	Lynes
Coleman	Fisher	Hansen	Mincks
Cowden	Flatt	Hill	Moore
Curran	Frommelt	Hoschek	Nolan
Dykhouse	Getting	Hoxie	Nystrom
Elijah	Gilmour	Long	O'Malley

Phelps	Schroeder	Turner	Wearin
Potter	Scott	Vance	Weber
Prentis	Shaff	Van Eaton	Wiley
Price	Shoeman	Walker	Wilson
Putney	Stuart	Walter	Wolf
Rigler			

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 Hoxie, House File 597, 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 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, 48:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Phelps	Van Eaton
Dykhouse	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Schroeder	Wiley
Flatt	Lynes	Scott	Wilson
Frommelt	Mincks	Shaff	Wolf

Nays, 1:

Rigler

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 Hoxie, House File 644, a bill for an act to amend chapter two hundred eighteen (218), Code 1958, relating to the management, control and government of institutions under the board of control, was taken up and considered.

Senator Price asked and received unanimous consent that action on House File 644 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Lynes, House File 692, a bill for an act to legalize and validate the proceedings for the organization and the

establishment of boundaries of the Ackley-Geneva Community School District in the Counties of Hardin, Franklin, Butler and Grundy, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law, was taken up and considered.

Senator Lynes asked and received unanimous consent that action on House File 692 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 39, a bill for an act to prohibit the use, possession or control of X-ray machines for the purpose of shoe-fitting.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 66, a bill for an act relating to the Iowa national guard and the Iowa air national guard.

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 relating to transporting dead animals.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 414, a bill for an act to make appropriations to the members of the Iowa-Nebraska boundary study committee.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 451, a bill for an act relating to boat registration, navigation regulations and water safety.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 497, a bill for an act to legalize the corporate acts and proceedings in connection with the renewal of the corporate existence and the adoption of the amended and renewed articles of incorporation of Fertile Cooperative Dairy Association and to provide for the renewal of the charter of said company.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 499, a bill for an act 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 Senate is asked:

House File 166, a bill for an act relating to millage limitation on school bonded indebtedness.

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 to appropriate from the general fund of the state to the department of agriculture for the replacement and repair of scale trucks.

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 establishing an Iowa fire safety council and setting forth the powers of the council.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 451

Amend Senate File 451 as follows:

1. By inserting in line one (1) after the figures "1958" the words "as amended by chapter one hundred twenty-two (122), Acts of the Fifty-eighth General Assembly,".
2. Section two (2), by adding after the word "customs" in line forty (40) the following: "or a foreign government".
3. Section ten (10), by inserting the word "white" after the word "bright" in line sixteen (16).

HOUSE MESSAGES CONSIDERED

House File 166, a bill for an act to amend section two hundred ninety-eight point eighteen (298.18), Code 1958, relating to millage limitation on school bonded indebtedness.

Read first and second times and referred to the sifting committee.

House File 672, a bill for an act to appropriate from the general fund of the state to the department of agriculture for the replacement and repair of scale trucks.

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

House File 695, a bill for an act establishing an Iowa fire safety council and setting forth the powers of the council.

Read first and second times and referred to the sifting committee.

HOUSE AMENDMENTS CONSIDERED

Senator Dykhouse called up for consideration Senate File 451, a bill for an act relating to boat registration, navigation regulations and water safety, amended by the House, and moved that the Senate concur in the House amendments.

The Senate concurred in the House amendments.

Senator Dykhouse 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:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

Senator Lynes asked and received unanimous consent that the Senate take up for consideration Senate File 509.

The Chair announced the following call of the Senate and directed the Secretary to call the roll:

CALL OF THE SENATE

We the undersigned wish to place a call of the Senate on Senate File 509.

W. C. STUART.
A. G. FROMMELT.
ROBERT R. RIGLER.
D. C. NOLAN.
E. A. WEARIN.
C. EDWIN GILMOUR.
R. G. MOORE.
M. H. WOLF.
EUGENE M. HILL.
RICHARD C. TURNER.
GEORGE E. O'MALLEY.
C. JOSEPH COLEMAN.
JAKE B. MINCKS.
FRANK M. HOXIE.
C. N. NYSTROM.

Roll call revealed all members present with the exception of Senators Gilmour and Frommelt.

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

EXECUTIVE SESSION

The Senate arose from executive session and resumed regular session.

Roll call revealed all members present.

THIRD READING OF BILLS

On motion of Senator Stuart, Senate File 509, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1961, and ending June 30, 1963, to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said board of regents, was taken up and considered.

Senator Wolf offered the following amendment, filed by Senators Wolf, Nolan, Moore, Nystrom, Turner and Frommelt:

Amend Senate File 509 by striking all after the enacting clause and by substituting in lieu thereof the following:

Section 1. There is hereby appropriated from the general fund of the state for each year of the biennium, beginning July 1, 1961, and ending June 30, 1963, for the support, maintenance, equipment, repairs, replacements and alterations of all institutions under the control of the state board of regents, the sum of forty-three million eight hundred twenty-six thousand seven hundred three dollars ($43,826,703.00), or so much thereof as may be necessary, and for the following purposes to wit:

STATE UNIVERSITY OF IOWA
Iowa City

Sec. 2. For the state university of Iowa there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of fourteen million seven hundred ninety-two thousand three hundred four dollars ($14,792,304.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes	$14,412,604.00
For repairs, replacements and alterations	375,000.00
For Lakeside laboratory for repairs, replacements, alterations and equipment	4,700.00
Total for state university of Iowa	$14,792,304.00

UNIVERSITY HOSPITAL

Sec. 3. For the purpose of carrying out the purpose of chapter two hundred fifty-five (255), Code 1958, there is hereby appropriated from the general fund of the state for each year of the biennium, beginning July 1,

1961, and ending June 30, 1963, the sum of five million nine hundred eight thousand nine hundred fifty-two dollars ($5,908,952.00), or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance, and for medical-surgical treatment of indigent patients at the university hospital	$ 5,733,952.00
For repairs, replacements and alterations	175,000.00
Total for the university hospital	$ 5,908,952.00

PSYCHOPATHIC HOSPITAL

Sec. 4. For the psychopathic hospital for the purpose of chapter two hundred twenty-five (225), Code 1958, there is hereby appropriated from the general fund of the state for each year of the biennium, beginning July 1, 1961, and ending June 30, 1963, the sum of one million one hundred twenty-three thousand five hundred nine dollars ($1,123,509.00), or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and for the care, treatment and maintenance of committed and voluntary public patients therein	$ 1,109,509.00
For repairs, replacements and alterations	14,000.00
Total for psychopathic hospital	$ 1,123,509.00

BACTERIOLOGICAL LABORATORY

Sec. 5. For the bacteriological laboratory there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of three hundred seventy-six thousand five hundred twenty-six dollars ($376,526.00), or so much thereof as may be necessary to be used in the manner and under the authority provided in chapter two hundred sixty-three (263), Code 1958:

For salaries, support, maintenance, and miscellaneous purposes	$ 376,526.00
Total for bacteriological laboratory	$ 376,526.00

HOSPITAL SCHOOL

Sec. 6. For the hospital school there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of six hundred forty-two thousand thirty-four dollars ($642,034.00), or so much thereof as may be necessary to be used in the manner and under the authority provided in chapter two hundred sixty-three (263), Code 1958:

For salaries, support, maintenance and miscellaneous purposes	$ 636,784.00
For repairs, replacements and alterations	5,250.00
Total for hospital school	$ 642,034.00

IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY
Ames

Sec. 7. For the Iowa state university of science and technology, including the Iowa agricultural experiment station and the cooperative extension

service in agriculture and home economics, there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of fourteen million four hundred ninety-nine thousand nine hundred eighty dollars ($14,499,980.00), or so much thereof as may be necessary to be used in the following manner:

(1) GENERAL UNIVERSITY

For salaries, support, maintenance and miscellaneous purposes ..... $ 9,994,993.00
For repairs, replacements and alterations 375,000.00

Total for general university $10,369,993.00

(2) IOWA AGRICULTURAL EXPERIMENT STATION

For salaries, support, maintenance and miscellaneous purposes ..... $ 2,456,279.00

Total for Iowa agricultural experiment station ..... $ 2,456,279.00

(3) CO-OPERATIVE EXTENSION SERVICE IN AGRICULTURE AND HOME ECONOMICS

For salaries, support, maintenance and miscellaneous purposes ..... $ 1,673,708.00

Total for co-operative extension service in agriculture and home economics ..... $ 1,673,708.00

Grand total of all appropriations for all purposes of the Iowa state university of science and technology, including the Iowa agricultural experiment station and the co-operative extension service in agriculture and home economcis $14,499,980.00

IOWA STATE TEACHERS COLLEGE
Cedar Falls

Sec. 8. For the Iowa state teachers college there is hereby appropriated from the general fund of the state for each year of the biennium, beginning July 1, 1961, and ending June 30, 1963, the sum of three million eight hundred eighty-nine thousand four hundred fifteen dollars ($3,889,415.00), or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes ..... $ 3,724,040.00
For repairs, replacements and alterations 165,375.00

Total for Iowa state teachers college ..... $ 3,889,415.00

IOWA BRAILLE AND SIGHT SAVING SCHOOL
Vinton

Sec. 9. For the Iowa braille and sight saving school there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of four hundred eighty-four thousand four hundred fifty-two dollars ($484,452.00), or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes ..... $ 467,927.00
For repairs, replacements and alterations 16,525.00

Total for Iowa braille and sight saving school ..... $ 484,452.00

IOWA SCHOOL FOR THE DEAF
Council Bluffs

Sec. 10. For the Iowa school for the deaf there is hereby appropriated from the general fund of the state for each year of the biennium, beginning July 1, 1961, and ending June 30, 1963, the sum of eight hundred seventy-seven thousand one hundred six dollars ($877,106.00), or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes	$ 853,856.00
For repairs, replacements and alterations	23,250.00
Total for the Iowa school for the deaf	$ 877,106.00

STATE SANATORIUM
Oakdale

Sec. 11. For the state sanatorium there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of one million two hundred thirty-two thousand four hundred twenty-five dollars ($1,232,425.00), or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes	$ 1,187,425.00
For repairs, replacements and alterations	45,000.00
Total for state sanatorium	$ 1,232,425.00
Grand total of all appropriations to the state board of regents for all purposes	$43,826,703.00

Sec. 12. The budget of total expenditures for each institution under the control of the state board of regents, including state appropriations and such other receipts as may be available for the same purpose as the state appropriations, during the biennium shall not exceed the budget for each institution as hereinafter set forth, except the state board of regents may, in the event of an emergency or necessity which may arise at any particular institution under its control, expend more than the amount budgeted for such institution which expenditure shall be made out of increase in receipts of such institution, such increase in receipts meaning receipts in excess of the estimation of receipts of the respective institutions as set forth in the appropriations proposals submitted to the general assembly, provided that thirty days prior to such proposed increased expenditure the board shall report in writing to the state comptroller the specific purpose of such additional expenditure and the source and amount of funds available therefor, and further said board shall set out in its biennial report to the governor and the next general assembly such increased expenditures, the purpose thereof, and the source and amount of funds used therefor. No funds appropriated by this act or receipts, which may be used for the same purpose as said appropriations, may be used for capital improvements.

State university of Iowa		$ 36,034,608.00
University hospital		19,463,174.00
Psychopathic hospital		2,618,734.00
Bacteriological laboratory		843,960.00
Hospital school		1,284,068.00
Iowa state university		
General university	$26,762,986.00	

Agricultural experiment station	6,253,218.00	
Co-operative extension service in agriculture and home economics	6,186,284.00	
		39,202,488.00
Iowa state teachers college		9,251,380.00
Iowa braille and sight saving school		970,904.00
Iowa school for the deaf		1,766,012.00
State sanatorium		2,619,650.00
Total budget for all institutions under the state board of regents for the biennium beginning July 1, 1961, and ending June 30, 1963		$114,054,928.00

Sec. 13. Any unencumbered balances remaining in the appropriations made by the Fifty-eighth General Assembly to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said state board of regents, on June 30, 1961, shall revert to the general fund of the state, except that balances not to exceed the following specified amounts may be retained in each fund and used for emergencies with the approval of the state board of regents and the budget and financial control committee:

State university of Iowa—general	$200,000.00
University hospital	75,000.00
Psychopathic hospital	15,000.00
Bacteriological laboratory	7,500.00
Hospital school	5,000.00
Iowa state university—general	200,000.00
Iowa agricultural experiment station	25,000.00
Co-operative extension service in agriculture and home economics	25,000.00
Iowa state teachers college	50,000.00
Iowa school for deaf	10,000.00
State sanatorium	15,000.00
Total	$632,500.00

Sec. 14. All salaries provided for in this Act shall be payable in equal monthly or semi-monthly installments, and shall be in full compensation for all services except as otherwise expressly provided 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.

Sec. 15. Chapter 8, Code 1958, shall apply to this Act.

Senator Lynes asked and received unanimous consent that the Senate return to the consideration of unfinished business.

UNFINISHED BUSINESS

On motion of Senator Stuart, Senate File 353, a bill for an act relating to controlled access highways, was taken up for further consideration.

Senator Stuart called up the following amendment and moved the adoption of the first part of the amendment through the word "convenient":

Amend Senate File 353 by striking from line 5 thereof the words "unre-

stricted and full right of" and substituting in lieu thereof the words "the right of free and convenient". Further amend by adding the following sentence at the end of section 1: "Such right shall not apply to streets or highways where no right of access existed prior to the construction or relocation of said streets or highways.".

The motion prevailed and part one of the amendment was adopted.

Senator Stuart moved the adoption of the balance of the amendment.

Roll call was requested.

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

Ayes, 10:

Buck	Hill	Shaff	Turner
Dykhouse	Hoxie	Stuart	Wolf
Gilmour	Rigler		

Nays, 36:

Brown	Getting	Moore	Schroeder
Coleman	Gray	Nolan	Shoeman
Cowden	Grimstead	Nystrom	Vance
Curran	Hansen	O'Malley	Van Eaton
Elijah	Hoschek	Phelps	Walker
Elvers	Long	Potter	Walter
Eppers	Lucken	Prentis	Wearin
Fisher	Lynes	Price	Weber
Frommelt	Mincks	Putney	Wilson

Absent or not voting, 3:

[redacted]	Flatt	Scott	Wiley

The amendment was lost.

President pro tempore Long took the chair at 3:15 p.m.

Senator Stuart offered the following amendment, filed by Senators Stuart and Hoxie, and moved its adoption:

Amend Senate File 353 as follows:
1. By striking from line 4 the words "abutting any street or highway".
2. By striking from lines 5 and 6 the words "such street or highway" and inserting in lieu thereof the words: "the public roads system".

Division was called for.

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, 37:

Brown	Curran	Fisher	Grimstead
Buck	Elijah	Frommelt	Hansen
Coleman	Elvers	Getting	Hoschek
Cowden	Eppers	Gray	Lucken

Lynes	Phelps	Shoeman	Wearin
Mincks	Potter	Turner	Weber
Moore	Prentis	Vance	Wilson
Nolan	Price	Van Eaton	
Nystrom	Putney	Walker	
O'Malley	Schroeder	Walter	

Nays, 9:

Dykhouse	Hoxie	Rigler	Stuart
Gilmour	Long	Shaff	Wolf
Hill			

Absent or not voting, 3:

[redacted]	Flatt	Scott	Wiley

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 137, a bill for an act providing for use of funds received from sale, condemnation or other disposition of schools or sites without a vote of the electorate in school districts located in whole or in part within cities having a population of more than 125,000.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 152, a bill for an act to provide that a motor vehicle accident involving property damage of one hundred dollars shall be reported.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 297, 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 control of said board.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 319, a bill for an act to appropriate to the Iowa Civil War Centennial Commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 489, a bill for an act relating to supplemental aid to recipients of old-age assistance.

Also: That the House has concurred in Senate amendments to and passed House File 537, a bill for an act relating to financing of parking facilities in cities and towns.

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 relating to radiation protection.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 137

Amend the title to Senate File 137 by striking all after the word "section" in line 2 and inserting in lieu thereof the following: "relating to the use of funds received from the condemnation sale or other disposition for public purposes of school houses or school sites without a vote of the electorate."

HOUSE AMENDMENTS TO SENATE FILE 297

Amend Senate File 297, section 1, as follows:

1. By inserting in line 4 after the word "learning" the following: ", the state university of Iowa, the Iowa state university of science and technology and the Iowa state teachers college,".

2. By inserting in line 7 after the word "institutions" the following: ", the Iowa braille and sight-saving school, the state school for the deaf and the state sanatorium,".

HOUSE AMENDMENT TO SENATE FILE 319

Amend Senate File 319, section 1, by striking from lines 5 and 6 the words and figures "forty thousand (40,000)" and inserting in lieu thereof the words and figures "twenty-five thousand (25,000)".

HOUSE MESSAGE CONSIDERED

House File 637, a bill for an act relating to radiation protection, delegating authority for a radiation control program to the state department of health, and prescribing functions, powers and duties relating to prevention and prohibition of excessive radiation.

Read first and second times and referred to the sifting committee.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 597 passed the Senate.

FRANK HOXIE.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 21, 1961, the Governor had approved the following bills:

Senate File 190, relating to changes in the judicial retirement system.

Senate File 503, relating to the rules and regulations promulgated by the various state agencies.

PROOFS OF PUBLICATION

Published copy of Senate File 507 and verified proof of publication of said bill in The Central City News-Letter and Springville New Era, on April 20, 1961, 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 528 and verified proof of publication of said bill in The Lamont Leader on April 20, 1961, was filed with the

Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of Senate.

AMENDMENTS FILED

Amend Senate File 244 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Chapter two hundred fifty-two point sixteen (252.16), subsection three (3), Code 1958, is amended by inserting after the word 'funds' in line six (6), the words 'in excess of one hundred dollars ($100)'."

CARROLL PRICE.

Amend Senate File 509 by striking section 16.

LAWRENCE PUTNEY.

Amend House File 187, section 7, by inserting in line 3 after the word "income" the following: "who occupied dwellings which were razed in connection with an urban renewal project,".

J. T. DYKHOUSE.

Amend House File 187 as follows:

1. Amend section 2 by striking all of subsection 10 and inserting in lieu thereof the following:

"10. 'Persons of low income' means persons or families whose gross income does not exceed three thousand three hundred dollars ($3,300.00) per annum except that in case of families with one or more minor dependents, said annual income shall not exceed an additional one hundred dollars ($100.00) for each such dependent. When the annual income of the tenant exceeds three thousand three hundred dollars ($3,300.00) plus one hundred dollars ($100.00) for each such dependent. When the annual income of the tenant exceeds three thousand three hundred dollars ($3,300.00) plus one hundred dollars ($100.00) for each such dependent by the sum of six hundred dollars ($600.00) he shall be required to vacate within six months.".

2. Amend section 7 by striking after the word "families" in line 8 the words "of low income and at rentals within their financial reach;" and inserting in lieu thereof the words "whose gross income does not exceed three thousand three hundred dollars ($3,300.00) per annum except that in case of families with one or more minor dependents, said annual income shall not exceed an additional one hundred dollars ($100.00) for each such dependent. When the annual income of the tenant exceeds three thousand three hundred dollars ($3,300.00) plus one hundred dollars ($100.00) for each such dependent by the sum of six hundred dollars ($600.00) he shall be required to vacate within six months;".

3. Amend section 7 by inserting after the word "limits" in line 8 the following words: ", within the gross income limitation hereinbefore set out,".

JACK SCHROEDER.

Amend House File 597 by striking the comma in line 5 of section 1 and adding thereto the following: "real estate and to".

ROBERT R. RIGLER.

Amend House File 644 by striking lines 7 and 8 in Section 4 and inserting in lieu thereof the following: "annually, on each employee's employment anniversary date, review and fix the annual, monthly, or semi-monthly salaries of all officers and employees,".

FRANK M. HOXIE.

Amend the Lynes, et al., amendment to House File 461, Section 3, line 5 by striking "thirteen (13)" and inserting in lieu thereof "fourteen (14)".

Further amend the Lynes, et al., amendment to House File 461, Section 3 by adding the following as subsection 14: "one hundred thousand and less than one hundred fifty thousand, seven thousand six hundred dollars".

JACK SCHROEDER.

Amend House File 461 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Sections three hundred forty point one (340.1), three hundred forty point three (340.3), three hundred forty point five (340.5) and three hundred forty point eleven (340.11), Code 1958, are hereby amended by striking therefrom subsections one (1) to thriteen (13), inclusive, in each section and inserting in lieu thereof the following:

"1. Less than ten thousand, four thousand four hundred dollars:

2. Ten thousand and less than fifteen thousand, four thousand five hundred fifty dollars.

3. Fifteen thousand and less than twenty thousand, four thousand seven hundred dollars.

4. Twenty thousand and less than twenty-five thousand, four thousand eight hundred fifty dollars.

5. Twenty-five thousand and less than thirty thousand, five thousand dollars.

6. Thirty thousand and less than thirty-five thousand, five thousand one hundred fifty dollars.

7. Thirty-five thousand and less than forty thousand, five thousand three hundred dollars.

8. Forty thousand and less than forty-five thousand, five thousand four hundred fifty dollars.

9. Forty-five thousand and less than fifty thousand, five thousand six hundred dollars.

10. Fifty thousand and less than sixty thousand, five thousand nine hundred dollars.

11. Sixty thousand and less than seventy thousand, six thousand two hundred dollars.

12. Seventy thousand and less than eighty thousand, six thousand five hundred dollars.

13. Eighty thousand and over, six thousand eight hundred dollars."

Sec. 2. Section three hundred forty point seven (340.7),

Code 1958, is hereby amended by striking therefrom subsections one (1) to fourteen (14) inclusive, and inserting in lieu thereof the following:

"1. Less than ten thousand, four thousand four hundred dollars.

2. Ten thousand and less than fifteen thousand, four thousand five hundred fifty dollars.

3. Fifteen thousand and less than twenty thousand, four thousand seven hundred dollars.

4. Twenty thousand and less than twenty-five thousand, four thousand eight hundred fifty dollars.

5. Twenty-five thousand and less than thirty thousand, five thousand dollars.

6. Thirty thousand and less than thirty-five thousand, five thousand one hundred fifty dollars.

7. Thirty-five thousand and less than forty thousand, five thousand three hundred dollars.

8. Forty thousand and less than forty-five thousand, five thousand four hundred fifty dollars.

9. Forty-five thousand and less than fifty thousand, five thousand six hundred dollars.

10. Fifty thousand and less than sixty thousand, five thousand nine hundred dollars.

11. Sixty thousand and less than seventy thousand, six thousand two hundred dollars.

12. Seventy thousand and less than eighty thousand, six thousand five hundred dollars.

13. Eighty thousand and less than one hundred twenty-five thousand, seven thousand dollars.

14. One hundred twenty-five thousand and over, eight thousand dollars."

Sec. 3. Section three hundred forty point nine (340.9), as amended by sections one (1) and two (2), chapter two hundred sixty (260), Acts of the Fifty-eighth General Assembly, is hereby amended by striking therefrom subsections one (1) to thirteen (13), inclusive, and inserting in lieu thereof the following:

"1. Less than ten thousand, three thousand six hundred dollars.

2. Ten thousand and less than fifteen thousand, three thousand seven hundred fifty dollars.

3. Fifteen thousand and less than twenty thousand, three thousand nine hundred dollars.

4. Twenty thousand and less than twenty-five thousand, four thousand fifty dollars.

5. Twenty-five thousand and less than thirty thousand, four thousand two hundred dollars.

6. Thirty thousand and less than thirty-five thousand, four thousand three hundred fifty dollars.

7. Thirty-five thousand and less than forty thousand, four thousand five hundred dollars.

8. Forty thousand and less than forty-five thousand, four thousand five hundred fifty dollars.

9. Forty-five thousand and less than fifty thousand, four thousand eight hundred dollars.

10. Fifty thousand and less than sixty thousand, five thousand one hundred dollars.

11. Sixty thousand and less than seventy thousand, six thousand two hundred dollars.

12. Seventy thousand and less than eighty thousand, six thousand five hundred dollars.

13. Eighty thousand and less than one hundred thousand, seven thousand dollars."

Sec. 4. Section three hundred forty point ten (340.10), Code 1958, is hereby amended by striking from subsection four (4), line eleven (11), the words "two thousand" and inserting in lieu thereof the words "two thousand three hundred".

Sec. 5. Section three hundred thirty-one point twenty-two (331.22), Code 1958, is hereby amended as follows:

1. By striking from line three (3) the words "twelve dollars and fifty cents" and inserting in lieu thereof the words "fourteen dollars".

2. By striking from lines four (4) and five (5) the words "twelve dollars and fifty cents" and inserting in lieu thereof the words "fourteen dollars".

3. By striking from line twenty (20) the words "four thousand" and inserting in lieu thereof the words "four thousand four hundred".

4. By striking from line twenty-five (25) the words "four thousand four" and inserting in lieu thereof the words "four thousand eight".

5. By striking from line thirty-one (31) the words "five thousand four" and inserting in lieu thereof the words "five thousand eight".

6. By striking from lines thirty-five (35) and thirty-six (36) the words "six thousand two" and inserting in lieu thereof the words "six thousand six".

7. By striking from line forty-one (41) the words "fifty-six hundred" and inserting in lieu thereof the words "six thousand".

J. KENDALL LYNES.
JACK SCHROEDER.
JOHN D. SHOEMAN.
IRVING D. LONG.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 25, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Father Carl Meier of the St. Ambrose Cathedral Parish, Des Moines, Iowa.

PETITIONS

By Senator Phelps, from eight residents of Jefferson County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Van Eaton, from seven residents of Woodbury County and ten residents of Pottawattamie County favoring proposed legislation relating to Iowa Public Employees Retirement System.

By Senator Walter, from five residents of Taylor County favoring proposed legislation relating to salaries of county officers and deputies.

PRESENTATION OF VISITORS

Senator Cowden asked and received unanimous consent to present to the Senate forty-three students, members of the sixth, seventh and eighth grade classes of the Jamaica Consolidated School, who were present in the balcony accompanied by their instructors, Richard L. Corrick and Gene L. Bentley.

Senator Putney asked and received unanimous consent to present to the Senate twenty-four students from the Sac-Fox State School at Tama, who were present in the balcony accompanied by their instructors, Mrs. Henskin and Mr. Fallers.

INTRODUCTION OF BILL

Senate File 529, by committee on appropriations, a bill for an act to amend sections nineteen point seven (19.7), Code 1958, and nineteen point twenty-nine (19.29), Code 1958, relating to duties of the executive council and to make an appropriation therefor.

Read first and second times and placed on the calendar.

HOUSE AMENDMENTS CONSIDERED

Senator Nolan called up for consideration Senate File 297, 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, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENTS TO SENATE FILE 297

Amend Senate File 297, section 1, as follows:

1. By inserting in line 4 after the word "learning" the following: ", the state university of Iowa, the Iowa state university of science and technology and the Iowa state teachers college,".

2. By inserting in line 7 after the word "institutions" the following: ", the Iowa braille and sight-saving school, the state school for the deaf and the state sanatorium,".

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, 46:

Brown	Getting	Nolan	Stuart
Buck	Gilmour	Nystrom	Turner
Coleman	Gray	O'Malley	Vance
Cowden	Grimstead	Phelps	Van Eaton
Curran	Hansen	Potter	Walker
Dykhouse	Hill	Prentis	Walter
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Shaff	Wilson
Flatt	Lynes	Shoeman	Wolf
Frommelt	Mincks		

Nays, none.

Absent or not voting, 3:

[redacted]	Moore	Schroeder	Scott

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

Senator Price called up for consideration Senate File 366, a bill for an act relating to the control of motor vehicle truck operators by the commerce commission, amended by the House:

HOUSE AMENDMENT TO SENATE FILE 366

Amend Senate File 366 as follows:

1. By inserting in line two (2) of section one (1) after the parenthesis the following: ", Code 1958,".

2. By adding the following new section:

Sec. 2. Subsection one (1) of section three hundred twenty-seven point two (327.2), Code 1958, is hereby amended by inserting following the word

"commission" in line five (5) of said subsection the words ", provided, however, that rules MT-22 and MT-23 adopted in November, 1960, by the commerce commission shall not apply to truck operators operating not more than two (2) motor vehicles hauling farm products and who are not engaged in interstate commerce".

Senator Price offered the following amendment to the House amendment and moved its adoption:

Amend the House amendment to Senate File 366, lines 8 and 9, by striking "rules MT-22 and MT-23" and inserting in lieu thereof the following: "rule MT-22".

The amendment to the House amendment was adopted.

Senator Nolan offered the following amendment:

1. Amend the House amendment to Senate File 366, line 4, by striking the word "section" and inserting in lieu thereof the word "sections".

2. Further amend the House amendment by adding at the end thereof the following:

"Sec. 3. Except as otherwise provided it is hereby declared unlawful for any truck operator to operate without first having obtained from the commission a certificate of public convenience and necessity, over irregular routes.

"Sec. 4. Truck operators holding a permit as of July 4, 1961, shall be issued a certificate covering said permit if application is filed by October 1, 1961.

"Sec. 5. The provisions of sections three hundred twenty-five point seven (325.7) to three hundred twenty-five point twenty-four (325.24), Code 1958, inclusive, insofar as applicable are hereby extended to include truck operators in relation to hearing on an application for the aforesaid certificate of public convenience and necessity."

Senator Schroeder raised a point of order on the amendment for the reason that the amendment, under Joint Rule 1, was not germane to the House amendment.

The Chair ruled the point well taken and the amendment out of order; further stating that the amendment was probably germane to the main bill but not germane to the House amendment.

Senator Price moved that the Senate concur in the House amendment as amended.

Division was called for.

The motion was lost and the Senate refused to concur in the House amendment as amended.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File 509, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1961, and ending June 30, 1963, to the

state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said board of regents.

The Chair announced the call of the Senate on Senate File 509 and directed the Secretary to call the roll.

Roll call revealed all members present.

The Senate resumed consideration of the amendment filed by Senator Wolf, et al., and found on pages 950, 951, 952, 953 and 954 of the Senate Journal.

Senator Schroeder took the chair at 9:50 a.m.

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

The Senate reconvened, Senator Schroeder presiding.

The Senate resumed consideration of Senate File 509 and the amendment filed by Senator Wolf, et al.

Senator Wolf offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding in section 13, following line 219, the following:
"Iowa braille and sight saving school .....$ 5,000.00"

The amendment to the amendment was adopted.

Senator Wolf offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding thereto:
"Sec. 16. This Act, being deemed of immediate importance, shall take effect and be in full force from and after its passage and publication in the Waterloo Daily Courier, a newspaper published at Waterloo, Iowa, and in the Iowa City Press-Citizen, a newspaper published at Iowa City, Iowa."

The amendment to the amendment was adopted.

Senator Van Eaton moved the previous question on the amendment as amended and the main bill, which motion prevailed.

Senator Wolf moved the adoption of the amendment as amended.

Roll call was requested.

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

Ayes, 23:

Brown	Elijah	Eppers	Gilmour
Curran	Elvers	Frommelt	Hansen

Hill	Nolan	Stuart	Weber
Hoschek	Nystrom	Turner	Wiley
Mincks	O'Malley	Walter	Wolf
Moore	Potter	Wearin	

Nays, 26:

Buck	Gray	Prentis	Shaff
Coleman	Grimstead	Price	Shoeman
Cowden	Hoxie	Putney	Vance
Dykhouse	Long	Rigler	Van Eaton
Fisher	Lucken	Schroeder	Walker
Flatt	Lynes	Scott	Wilson
Getting	Phelps		

Absent or not voting, none.

The amendment as amended was lost.

Senator Putney offered the following amendment and moved its adoption:

Amend Senate File 509 by striking section 16.

The amendment was lost.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 509 as follows:

Insert the following after section 15 as section 16 and renumber the remaining sections:

"Should the board of regents determine that funds appropriated under this Act are not sufficient to retain on the teaching staffs qualified personnel, the board is directed to reduce non-academic services and activities and reduce duplication of courses and offerings in the various institutions under its jurisdiction to the extent that salaries of teaching personnel remain on a level comparable with institutions of similar kind and character in states in the middle west."

Roll call was requested.

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

Ayes, 15:

Buck	Long	Price	Van Eaton
Cowden	Lucken	Rigler	Walker
Curran	Lynes	Scott	Wilson
Fisher	Phelps	Shoeman	

Nays, 33:

Brown	Gilmour	Moore	Shaff
Coleman	Gray	Nolan	Stuart
Dykhouse	Grimstead	Nystrom	Turner
Elijah	Hansen	O'Malley	Vance
Elvers	Hill	Potter	Walter
Eppers	Hoschek	Prentis	Wearin
Flatt	Hoxie	Putney	Weber
Frommelt	Mincks	Schroeder	Wolf
Getting			

Absent or not voting, 1:

[redacted] Wiley

The amendment was lost.

Senator Putney offered the following amendment and moved its adoption:

Amend Senate File 509, section 16 by striking lines 3, 4 and 5 and by inserting in lieu thereof the following:

"passage and publication in The Toledo Chronicle, a newspaper published at Toledo, Iowa, and in the Reinbeck Courier, a newspaper published at Reinbeck, Iowa.

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, 37:

Brown	Gray	Phelps	Stuart
Buck	Grimstead	Prentis	Turner
Coleman	Hoxie	Price	Vance
Cowden	Long	Putney	Van Eaton
Curran	Lucken	Rigler	Walker
Dykhouse	Lynes	Schroeder	Wearin
Elijah	Nolan	Scott	Weber
Fisher	Nystrom	Shaff	Wiley
Flatt	O'Malley	Shoeman	Wilson
Getting			

Nays, 12:

Elvers	Gilmour	Hoschek	Potter
Eppers	Hansen	Mincks	Walter
Frommelt	Hill	Moore	Wolf

Absent or not voting, none.

[redacted]

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

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 24, a concurrent resolution providing that

the Secretary of the Senate and Chief Clerk of the House are authorized to attend the 1961 and 1962 sessions of National Association of Legislative Service Agencies.

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

Senate Concurrent Resolution 25, a concurrent resolution providing that the President of the Senate and the Speaker of the House be presented with the chairs occupied by them during the session.

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

Senate Concurrent Resolution 26, a concurrent resolution recognizing Senator George L. Scott for twenty years of service in the Iowa legislature and providing that he be presented with the chair he occupied during the Fifty-ninth General Assembly.

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

Senate Concurrent Resolution 28, a concurrent resolution relating to details incident to closing the session of the Fifty-ninth General Assembly.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 49, a bill for an act relating to voting machines.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 276, a bill for an act relating to superior court judges.

Also: That the House refuses to concur in Senate amendment to House File 565, a bill for an act relating to commerce commission fees of motor vehicle common and contract carriers.

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

House Concurrent Resolution 15, a concurrent resolution relating to use of educational television and radio broadcasting.

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 relating to the continuity of the state legislature.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 574, a bill for an act relating to retail sales tax, use tax, and to redefine personal property sold for processing.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 689, a bill for an act relating to the disposal of a certificate of convenience and necessity to transport liquid.

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 relating to the budget procedure of school districts.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 276

Amend Senate File 276 by striking all after the enacting clause and by inserting in lieu thereof the following:

Section 1. Section six hundred three point fifty-two (603.52), Code 1958, is hereby amended by striking from lines two (2) and three (3) the words "five thousand dollars per annum,", and inserting in lieu thereof the following:

"fifty (50) percent of the maximum salary set by statute for judges of the district courts, and shall be".

HOUSE CONCURRENT RESOLUTION 15

By Stephens of Washington, Lisle of Page, Cunningham of Story, Hagie of Wright, Hakes of Pocahontas and Walter of Hardin

Whereas, the General Assembly of the State of Iowa recognizes the increasing need for additional resources and the need of sharing those resources so that educational benefits may accrue to all the people of the State of Iowa; therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, that the continued use of educational television and radio broadcasting should be encouraged and, to the end that increased educational opportunities may be so made available, the use of such media should be expanded as rapidly and as fully as possible; and

Be It Further Resolved, that since it is desirable that educational opportunity at all levels be extended to all the people of Iowa, the General Assembly of the State of Iowa hereby declares its interest in and intent to undertake a study of the means by which additional educational television facilities may be employed to serve the educational needs of the State of Iowa; and

Be It Further Resolved, that the educational resources so richly prevalent in the entire Upper Midwest should be made available to the people and the schools of Iowa by means of the proposed Upper Midwest Six-state Educational Television Network; and

Be It Further Resolved, that the General Assembly of the State of Iowa pledge its support in the planning of an educational television network which will adequately serve the State of Iowa and its cooperation with the proposed Upper Midwest Six-state Educational Television Network.

HOUSE MESSAGES CONSIDERED

House File 171, a bill for an act to repeal chapter eighty-nine (89) of the Acts of the Fifty-eighth General Assembly, relating to the continuity of the state legislature.

Read first and second times and referred to the sifting committee.

House File 574, a bill for an act to amend section four hundred twenty-two point forty-two (422.42), Code 1958, relating to retail sales tax and section four hundred twenty-three point one (423.1), Code 1958, relating to the use tax, and to redefine personal property sold for processing.

Read first and second times and referred to the sifting committee.

House File 689, a bill for an act relating to the disposal of a certificate of convenience and necessity to transport liquid.

Read first and second times and referred to the sifting committee.

House File 698, a bill for an act relating to the budget procedure of school districts.

Read first and second times and referred to the sifting committee.

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

The Senate reconvened, President Mooty presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 39, 66, 124, 126, 414, 469, 497 and 499; also, House Files 210 and 381.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 39, 66, 124, 126, 414, 469, 497 and 499; also, House Files 210 and 381.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 25th day of April, 1961, sent to the Governor for his approval: Senate File 39, 66, 124, 126, 414, 469, 497 and 499.

HARRY L. COWDEN, *Chairman.*

Passed on file.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

H. F. 584	H. F. 642	H. F. 269	H. F. 223
H. F. 265	H. F. 574	H. F. 159	H. F. 260
H. F. 482	H. F. 11	H. F. 222	H. F. 333
S. F. 528			

J. KENDALL LYNES, *Chairman,*
Sifting Committee.

EXPLANATION OF VOTE

We, the undersigned, voted against Senate File 509 because we do not believe that this appropriation is sufficient to meet the needs of higher education in the State of Iowa. A political promise of "no tax increases" is being allowed to jeopardize the educational opportunity for our younger citizens. Iowa can afford the best in education. Loss of stature in the field of education is a retreat from greatness in which we could not concur.

C. EDWIN GILMOUR.
EUGENE M. HILL.
JAKE B. MINCKS.
LYNN POTTER.
MELVIN H. WOLF.
ADOLPH ELVERS.
CHARLES F. EPPERS.
ANDREW G. FROMMELT.
PETER F. HANSEN.
CARL HOSCHEK.
ROBERT G. MOORE.
ORVAL C. WALTER.

AMENDMENTS FILED

Amend Senate File 283 as follows:

1. Amend section 1, by striking all of line 7 and inserting in lieu thereof the following: "December 31, 1960, or had an application for hospital license pending on April 1, 1961, and the facilities of such applicant'."

2. By adding the following as a new section:

"Sec. 2. Chapter one hundred thirty-five (135), Acts of the Fifty-eighth General Assembly, is hereby further amended by adding at the end of section two (2) the following: 'Provided, however, that the provisions of this section shall not in any way affect, change, deny or nullify any rights set forth in, or arising from the provisions of chapter one hundred thirty-five B (135B), and particularly section one hundred thirty-five B point seven (135B.7) of the Code, arising before or after December 31, 1960.'."

JACK SCHROEDER.
CHARLES S. VAN EATON.
LYNN POTTER.

Amend the Schroeder amendment to House File 187, filed April 24, 1961, and found on page 958 of the Senate Journal, by striking all of division 1 and inserting in lieu thereof the following:

1. Amend section 2 by striking all of subsection 10 and inserting in lieu thereof the following:

"10. 'Persons of low income' means persons or families whose gross income does not exceed three thousand three hundred dollars ($3,300.00) per annum except that in case of families with one or more minor dependents, said annual income shall not exceed an additional one hundred dollars ($100.00) for each such dependent. When the annual income of the tenant exceeds three thousand three hundred dollars ($3,300.00) plus one hundred dollars ($100.00) for each

such dependent by the sum of six hundred dollars ($600.00) he shall be required to vacate within six months.".

JACK SCHROEDER.

Amend Senate Concurrent Resolution 29 as follows:

At the end of the second paragraph after the resolving clause, strike the words "pride in patriotism" and insert in lieu thereof "regard for the Constitution of the State of Iowa and the Constitution of the United States of America".

JOSEPH B. FLATT.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 26, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Herbert J. Ralston, pastor of the Finchford Community Bible Church, Janesville, Iowa.

PETITIONS

By Senator Elvers, from thirty-seven residents of northeastern Iowa urging enactment of House File 603 relating to Iowa Public Employees Retirement System.

By Senator Phelps, from seven residents of Jefferson County and eight residents of Van Buren County urging enactment of legislation relating to salaries of county officers.

By Senator Rigler, from nineteen residents of Floyd County urging enactment of House File 603 relating to Iowa Public Employees Retirement System.

By Senator Turner, from twenty-five residents of Pottawattamie County urging enactment of House File 603 relating to Iowa Public Employees Retirement System.

By Senator Van Eaton, from one resident of Woodbury County and thirty-six residents of northeastern Iowa urging enactment of House File 603 relating to Iowa Public Employees Retirement System.

PRESENTATION OF VISITORS

Senator Wilson asked and received unanimous consent to present to the Senate thirty-eight members of the Honor Society of the Centerville High School, who were present in the balcony accompanied by their instructors, Hulda Stromberg, Horace Fuller and Clarence Hart.

Senator Cowden asked and received unanimous consent to present to the Senate one hundred students, members of the senior class of the Perry High School, who were present in the balcony accompanied by their instructor, Robert Kaveny.

Senator Cowden also presented to the Senate Robert and Steven Burnett, his grandsons, who were present in the Senate chamber.

Senator Cowden asked and received unanimous consent to present

to the Senate twenty-seven students, members of the junior and senior classes in American problems of the Jamaica High School, who were present in the balcony accompanied by their instructors, A. A. Allen and Clifford Teale.

Senator Gray asked and received unanimous consent to present to the Senate thirty-six students, members of the eighth grade class of the North Mahaska Community School of Barnes City, who were present in the balcony accompanied by their instructor, Gerald Hagen.

Senator Gilmour rose on a point of personal privilege and presented to the Senate eighteen students, members of his government class from Grinnell College, who were present in the balcony.

Senator Shoeman asked and received unanimous consent to present to the Senate fifteen students from the Irwin High School, Future Teachers of America, who were present in the balcony accompanied by their instructor, C. L. Carmichael.

Senator Turner rose on a point of personal privilege and presented to the Senate the Honorable Harold E. Davidson, former member of the House of Representatives from Page County, now serving as judge of the Fifteenth Judicial District of Iowa.

INTRODUCTION OF BILLS

Senate File 530, by committee on judiciary 2, a bill for an act to legalize and validate the proceedings for the creation, establishment and organization of the county conservation board in the County of Mitchell, State of Iowa, and declaring said board to be a duly and legally organized board as provided by law.

Read first and second times and referred to the sifting committee.

Senate File 531, by committee on judiciary 2, a bill for an act to amend Senate File forty-two (42), Acts of the Fifty-ninth General Assembly, to legalize recording fees charged in certain counties.

Read first and second times and passed on file.

Senate File 532, by committee on highways, a bill for an act relating to the investment of public funds not needed for current operating expense and to authorize the investment of certain trust funds in the purchase of property and to provide for the repurchase of such property by the highway commission for highway rights-of-way.

Read first and second times and referred to the sifting committee.

Senator Shoeman asked and received unanimous consent that the

Secretary be instructed to hold temporarily in his office Senate File 489.

Senator Flatt called up Senate Concurrent Resolution 29 filed by Senators Flatt, Lynes, Hoxie and Nystrom and found on pages 880 and 881 of the Senate Journal.

Senator Schroeder moved that the resolution be referred to the sifting committee.

Senator Shaff moved as a substitute motion that Senate Concurrent Resolution 29 be laid on the table.

Roll call was requested.

On the question "Shall the resolution be laid on the table?" the vote was:

Rule 8 was invoked.

Ayes, 28:

Brown	Gilmour	Nolan	Stuart
Coleman	Gray	O'Malley	Turner
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Putney	Walter
Eppers	Long	Rigler	Wearin
Fisher	Mincks	Schroeder	Weber
Frommelt	Moore	Shaff	Wolf

Nays, 19:

Buck	Getting	Lynes	Vance
Cowden	Grimstead	Nystrom	Walker
Elijah	Hansen	Phelps	Wiley
Elvers	Hoxie	Prentis	Wilson
Flatt	Lucken	Shoeman	

Absent or not voting, 2:

[redacted]	Price	Scott

The motion prevailed and the resolution was laid on the table.

HOUSE AMENDMENTS CONSIDERED

Senator O'Malley called up for consideration Senate File 137, a bill for an act to amend chapter two hundred seventy-nine (279), Code 1958, by adding thereto a new section to provide for use of funds received from sale, condemnation or other disposition of schools or sites without a vote of the electorate in school districts located in whole or in part within cities having a population of more than one hundred twenty-five thousand (125,000), amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 137

Amend the title to Senate File 137 by striking all after the word "section" in line 2 and inserting in lieu thereof the following: "relating to the use of

funds received from the condemnation sale or other disposition for public purposes of school houses or school sites without a vote of the electorate."

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, 46:

Brown	Gilmour	Nolan	Stuart
Buck	Gray	Nystrom	Turner
Coleman	Grimstead	O'Malley	Vance
Cowden	Hansen	Phelps	Van Eaton
Curran	Hill	Potter	Walker
Dykhouse	Hoschek	Prentis	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Shaff	Wilson
Frommelt	Mincks	Shoeman	Wolf
Getting	Moore		

Nays, none.

Absent or not voting, 3:

[redacted]	Flatt	Price	Scott

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

Senator Potter called up for consideration Senate File 276, a bill for an act relating to superior court judges, amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 276

Amend Senate File 276 by striking all after the enacting clause and by inserting in lieu thereof the following:

Section 1. Section six hundred three point fifty-two (603.52), Code 1958, is hereby amended by striking from lines two (2) and three (3) the words "five thousand dollars per annum,", and inserting in lieu thereof the following:

"fifty (50) percent of the maximum salary set by statute for judges of the district courts, and shall be".

The Senate concurred in the House amendment.

Senator Potter 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:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Frommelt	Mincks	Shaff	Wolf
Getting	Moore		

Nays, none.

Absent or not voting, 3:

[redacted]	Flatt	Scott	Wilson

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 Grimstead, House Joint Resolution 5, a joint resolution proposing a Constitutional amendment relating to constitutional convention, was taken up for consideration.

Senator Gilmour offered the following amendment and moved its adoption:

Amend House Joint Resolution 5 by striking in lines 9 and 10 the following words: "'Shall there be a convention to propose amendment or amendments to the Constitution?'" and inserting in lieu thereof the following: "Shall there be a Convention to revise the Constitution, and amend the same?".

The amendment was adopted.

Senator Gilmour asked and received unanimous consent to withdraw the amendment filed by him and found on page 339 of the Senate Journal.

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

House Joint Resolution 5, A Joint Resolution proposing a Constitutional amendment relating to constitutional convention.

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 three (3) of Article ten (X) of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof:

Section 3. At the general election to be held in the year one thousand nine hundred and seventy, and in each tenth year thereafter, and also at such times as the General Assembly may, by law, provide, the question, "Shall there be a Convention to revise the Constitution,

and amend the same?" shall be decided by the electors qualified to vote for members of the General Assembly; and in case a majority of the electors so qualified, voting at such election, for and against such proposition, shall decide in favor of a Convention for such purpose, the General Assembly, at its next session, shall provide by law for the election of delegates to such Convention, and for submitting the results of said Convention to the people, in such manner and at such time as the General Assembly shall provide; and if the people shall approve and ratify such amendment or amendments, by a majority of the electors qualified to vote for members of the General Assembly, voting thereon, such amendment or amendments shall become a part of the constitution of this state. If two or more amendments shall be submitted at the same time, they shall be submitted in such a manner that electors may vote for or against each such amendment separately.

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

Yeas, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walker
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wiley
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Wilson

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

HOUSE MESSAGE CONSIDERED

Senator Price called up House File 565, a bill for an act relating to commerce commission fees of motor vehicle common and contract carriers, amended by the Senate.

Senator Price moved that the Senate insist on its amendment to House File 565 and request that a conference committee be appointed.

The motion prevailed.

CONFERENCE COMMITTEE APPOINTED ON HOUSE FILE 565

President Mooty announced the appointment of Senators Price, Walker, Fisher and Coleman, on the part of the Senate, on the conference committee on House File 565.

MOTION TO RECONSIDER

Senator Potter called up the following motion filed by him and moved its adoption:

I move to reconsider the vote by which House File 579 passed the Senate.

President pro tempore Long took the chair at 10:55 a.m.

Roll call was requested.

On the question "Shall the Senate reconsider the vote by which House File 579 passed the Senate?" the vote was:

Ayes, 18:

Brown	Eppers	Hoschek	Potter
Coleman	Frommelt	Mincks	Price
Cowden	Gilmour	Moore	Walter
Elijah	Hansen	O'Malley	Wolf
Elvers	Hill		

Nays, 28:

Curran	Hoxie	Prentis	Turner
Dykhouse	Long	Rigler	Vance
Fisher	Lucken	Schroeder	Van Eaton
Flatt	Lynes	Scott	Walker
Getting	Nolan	Shaff	Wearin
Gray	Nystrom	Shoeman	Weber
Grimstead	Phelps	Stuart	Wiley

Absent or not voting, 3:

Buck	[redacted]	Putney	Wilson

The motion to reconsider was lost.

Senator Lynes asked and received unanimous consent to withdraw from further consideration of the Senate the motion filed by him to reconsider the vote by which House File 579 passed the Senate.

HOUSE AMENDMENT CONSIDERED

Senator Flatt called up for consideration Senate File 319, a bill for an act to appropriate from the general fund to the Iowa Civil War Centennial Commission to conduct appropriate programs in connection with the approaching centennial of the many important events of the Civil War, amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 319

Amend Senate File 319, section 1, by striking from lines 5 and 6 the words and figures "forty thousand (40,000)" and inserting in lieu thereof the words and figures "twenty-five thousand (25,000)".

The Senate concurred in the House amendment.

Senator Flatt 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 amendment be adopted?" the vote was:

Ayes, 41:

Buck	Getting	Moore	Shoeman
Coleman	Gray	Nolan	Stuart
Cowden	Grimstead	Nystrom	Turner
Curran	Hill	O'Malley	Vance
Dykhouse	Hoschek	Phelps	Walker
Elijah	Hoxie	Potter	Walter
Elvers	Long	Prentis	Wearin
Eppers	Lucken	Price	Weber
Fisher	Lynes	Putney	Wiley
Flatt	Mincks	Scott	Wolf
Frommelt			

Nays, 4:

Brown	Hansen	Rigler	Shaff

Absent or not voting, 4:

[redacted]	Schroeder	Van Eaton	Wilson
Gilmour			

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 Flatt, Senate File 244, a bill for an act relating to the support of the poor, was taken up for further consideration.

Senator Price offered the following amendment:

Amend Senate File 244 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Chapter two hundred fifty-two point sixteen (252.16), subsection three (3), Code 1958, is amended by inserting after the word 'funds' in line six (6), the words 'in excess of one hundred dollars ($100)'."

Senator Price offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from line 3 the word "Chapter" and inserting in lieu thereof the word "Section".

The amendment to the amendment was adopted.

Senator Price moved the adoption of the amendment as amended.

Division was called for.

The amendment as amended was lost.

Senator Flatt offered the following amendment and moved its adoption:

Amend Senate File 244, section 1, by striking from line 1 the word "Chapter" and inserting in lieu thereof the word "Section".

The amendment was adopted.

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

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

President Mooty took the chair at 11:40 a.m.

Ayes, 28:

Brown	Flatt	Hoxie	Prentis
Buck	Frommelt	Lucken	Price
Coleman	Getting	Mincks	Putney
Cowden	Gilmour	Moore	Van Eaton
Elijah	Hansen	Nystrom	Walter
Elvers	Hill	O'Malley	Weber
Eppers	Hoschek	Potter	Wolf

Nays, 19:

Curran	Nolan	Shaff	Walker
Dykhouse	Phelps	Shoeman	Wearin
Grimstead	Rigler	Stuart	Wiley
Long	Schroeder	Turner	Wilson
Lynes	Scott	Vance	

Absent or not voting, 2:

[redacted]	Fisher	Gray

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

On motion of Senator Shoeman, Senate File 283, a bill for an act to amend chapter one hundred thirty-five (135), Acts of the Fifty-eighth General Assembly, relating to licensure of hospitals, was taken up for further consideration.

Senator Schroeder offered the following amendment, filed by Senators Schroeder, Van Eaton and Potter, and moved its adoption:

Amend Senate File 283 as follows:

1. Amend section 1, by striking all of line 7 and inserting in lieu thereof the following: "December 31, 1960, or had an application for hospital license pending on April 1, 1961, and the facilities of such applicant'."

2. By adding the following as a new section:

"Sec. 2. Chapter one hundred thirty-five (135), Acts of the Fifty-eighth General Assembly, is hereby further amended by adding at the end of section two (2) the following: 'Provided however, that the provisions of this section shall not in any way affect, change, deny or nullify any rights set forth in, or arising from the provisions of chapter one hundred thirty-five B (135B), and particularly section one hundred thirty-five B point seven (135B.7) of the Code, arising before or after December 31, 1960.'."

The amendment was adopted.

Senator Shoeman asked and received unanimous consent to with-

draw the amendment filed by him and found on page 520 of the Senate Journal.

Senator Potter asked and received unanimous consent to withdraw the amendment filed by him and found on page 641 of the Senate Journal.

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:

Brown	Gilmour	Nystrom	Stuart
Buck	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Prentis	Van Eaton
Curran	Hill	Price	Walker
Dykhouse	Hoschek	Putney	Walter
Elijah	Hoxie	Rigler	Wearin
Elvers	Long	Schroeder	Weber
Eppers	Lynes	Scott	Wiley
Fisher	Mincks	Shaff	Wilson
Flatt	Moore	Shoeman	Wolf
Frommelt	Nolan		

Nays, 2:

Lucken	Potter

Absent or not voting, 1:

[redacted]	Getting

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

SENATE FILE 376 RE-REFERRED TO COMMITTEE

Senator Putney moved that Senate File 376 be re-referred to the committee on tax revision.

Division was called for.

The motion prevailed and Senate File 376 was re-referred to the committee on tax revision.

MESSAGES FROM 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 35, a bill for an act relating to the Iowa national guard and the Iowa air national guard 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 House was asked:

Senate File 505, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium 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, aid to the disabled fund and support for Indians residing on a reservation.

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

House Concurrent Resolution 10, a concurrent resolution relating to an expression of confidence in the Committee on Un-American Activities of the House of Representatives of the Congress of the United States.

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 the allocation of taxable income to Iowa, and doing away with reciprocity and establishing a tax credit for income taxes paid to another state.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 35

Amend Senate File 35 by adding the following as a new section:

Sec. 4. Section twenty-nine point sixteen (29.16), Code 1958, is amended by adding in line six (6) after the word "regulations" the words "to and including the rank of brigadier general".

Further amend said section by adding in line eight (8) before the word "national" the words "air national guard or army".

HOUSE CONCURRENT RESOLUTION 10
By Hagen

A concurent resolution relating to an expression of confidence in the Committee on Un-American Activities of the House of Representatives of the Congress of the United States.

Whereas, alert and informed Americans have long recognized that the sole and overriding objective of communist Russia is complete domination of the free world and the tyrannical destruction and enslavement of its people; and

Whereas, they have recognized, also, that to achieve this objective communist Russia has employed, and will continue to employ, espionage, subversion, and sedition against the republic of the United States whenever and wherever possible within our borders; and

Whereas, these hostile acts by communist agents are sometimes aided and abetted by well-meaning, but misinformed, citizens who have allowed themselves to become persuaded that subversion and sedition must be tolerated so long as they are falsely disguised, however flimsily, under the cloak of the various freedoms established for the citizens of our republic; and

Whereas, the only defense against these communist tactics is an alert citizenry and government, fully informed at all times on the subversive activities and tactics employed by communist agents and supporters within the borders of our republic; and

Whereas, the Committee on Un-American Activities of the House of Representatives has established a long and impressive record as a "watchdog committee", dedicated only to guarding the security of our republic and preserving the rights and freedoms of its people; and

Whereas, this committee, regardless of the partisan political persuasions

of its members and its chairman, has always served diligently in its functions of informing our citizens and thus better equipping them in the struggle to establish a realistic and lasting peace; and

Whereas, the Committee on Un-American Activities has been unjustly attacked with false and unsubstantiated accusations by known communist agents and well-meaning, but misinformed, citizens who frequently endorse any "cause" that has been represented to be "idealistic", "noble", or "democratic"; and

Whereas, the false and unsubstantiated charges against the Committee on Un-American Activities have been fully answered and completely repudiated by the chairman of the committee, Congressman Francis E. Walter, on page 1162 of the Congressional Record for January 24, 1961; now, therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the members of the General Assembly of this state go on record as expressing confidence in the Committee on Un-American Activities of the House of Representatives of the Congress of the United States, its objectives, its methods, and its demonstrated policy of respecting and protecting the rights and freedoms of the citizens of this republic; and

Be It Further Resolved, that the members of the General Assembly of this state urge members of the House of Representatives of Congress to take whatever action is necessary to insure the continuance of the activities of the Committee on Un-American Activities.

HOUSE MESSAGE CONSIDERED

House File 704, a bill for an act relating to the allocation of taxable income to Iowa and doing away with reciprocity and establishing a tax credit for income taxes paid to another state.

Read first and second times and referred to the committee on ways and means.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

Senator Lynes asked and received unanimous consent that the rules be suspended and that the Senate take up for consideration Senate File 531.

THIRD READING OF BILLS

On motion of Senator Lynes, Senate File 531, a bill for an act to amend Senate File forty-two (42), Acts of the Fifty-ninth General Assembly, to legalize recording fees charged in certain counties, 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:

Brown	Gilmour	Nolan	Shaff
Buck	Gray	Nystrom	Shoeman
Coleman	Grimstead	O'Malley	Stuart
Cowden	Hill	Phelps	Turner
Curran	Hoschek	Potter	Vance
Dykhouse	Hoxie	Prentis	Van Eaton
Elijah	Long	Price	Walker
Elvers	Lucken	Putney	Wearin
Fisher	Lynes	Rigler	Weber
Flatt	Mincks	Schroeder	Wiley
Frommelt	Moore	Scott	Wilson
Getting			

Nays, none.

Absent or not voting, 4:

[redacted]	Hansen	Walter	Wolf
Eppers			

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

SPECIAL ORDER OF BUSINESS

Senator Lynes asked and received unanimous consent that Senate File 504 be made a special order of business for Thursday, April 27, 1961, at 10:00 a.m.

UNFINISHED BUSINESS

On motion of Senator Walker, House File 66, a bill for an act relating to the auditing of school districts, was taken up for further consideration.

Senator Flatt offered the following amendment and moved its adoption:

Amend House File 66 by adding the following new section:

"Section eleven point eighteen (11.18), Code 1958, is hereby amended by inserting in line eight (8) after the word "year" the words ". The examination of school offices shall include an audit of activity funds." and by striking from lines eight (8) and nine (9) the words "and such examination" and inserting in lieu thereof the word "Examinations".

The amendment was adopted.

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

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

Ayes, 41:

Brown	Dykhouse	Frommelt	Hill
Buck	Elijah	Gilmour	Hoschek
Coleman	Elvers	Gray	Long
Cowden	Fisher	Grimstead	Lucken
Curran	Flatt	Hansen	Lynes

Nolan	Price	Shaff	Walker
Nystrom	Putney	Shoeman	Wearin
O'Malley	Rigler	Stuart	Weber
Phelps	Schroeder	Turner	Wiley
Potter	Scott	Van Eaton	Wilson
Prentis			

Nays, 1:

Hoxie

Absent or not voting, 7:

[redacted]	Getting	Moore	Walter
Eppers	Mincks	Vance	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 Shaff, House File 147, a bill for an act relating to creeper lanes on certain roads, was taken up for further consideration.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 147, section 1, line 7, by striking the words "and construct" and inserting in lieu thereof the following:

", construct and complete, under a five (5) year plan, from the effective date of this Act, unless plans are developed during said time for the relocation of such highways within eight (8) years from the effective date hereof,".

Division was called for.

The amendment was adopted.

Senator Nolan asked and received unanimous consent to withdraw the committee amendment filed by him and found on page 671 of the Senate Journal.

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, 17:

Brown	Gray	Mincks	Schroeder
Elijah	Hansen	Phelps	Shaff
Eppers	Hoschek	Prentis	Walker
Fisher	Long	Price	Weber
Frommelt			

Nays, 29:

Coleman	Grimstead	O'Malley	Turner
Cowden	Hill	Potter	Van Eaton
Curran	Hoxie	Putney	Walter
Dykhouse	Lucken	Rigler	Wearin
Elvers	Moore	Scott	Wiley
Flatt	Nolan	Shoeman	Wilson
Getting	Nystrom	Stuart	Wolf
Gilmour			

Absent or not voting, 3:

[redacted] Buck Lynes Vance

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Lynes called up the following resolution:

SENATE CONCURRENT RESOLUTION 27
By Dykhouse

Be It Resolved by the Senate, the House Concurring: That the Fifty-ninth General Assembly adjourn sine die at five o'clock p.m., Friday, April 28, 1961.

Senator Dykhouse offered the following amendment and moved its adoption:

Amend Senate Concurrent Resolution 27 by striking the words and figures "Friday, April 28, 1961" and inserting in lieu thereof the words and figures "Thursday, May 4, 1961".

The amendment was adopted.

On motion of Senator Dykhouse, the resolution as amended 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 206, a bill for an act relating to providing copies of state publications to libraries within the state that are designated by the federal government as depositories for federal documents.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 508, a bill for an act to appropriate from the general fund for the biennium to the board of control for salaries, support, maintenance, replacements, alterations or equipment of institutions under said board of control.

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 legalize recording fees charged in certain counties.

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 to appropriate from the general fund for capital improvements for institutions under the board of control.

Also: That the Speaker has appointed as members of the conference committee on the part of the House on House File 565, a bill for an act relating to commerce commission fees of motor vehicle common and contract carriers, Representatives Goode, Edgington, Loss and Briles.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 702, 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 referred to the committee on appropriations.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 49, 152, 297 and 451; also, House Files 6, 138, 403, 440 and 537.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 49, 152, 297 and 451; also, House Files 6, 138, 403, 440 and 537.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 26th day of April, 1961, sent to the Governor for his approval: Senate Files 49, 152, 297 and 451.

HARRY L. COWDEN, *Chairman.*

Passed on file.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report it has had the following bills under consideration and recommends they be placed on the noncontroversial calendar:

S. F. 483	H. F. 23	H. F. 276	H. F. 408
S. F. 527	H. F. 271	H. F. 339	H. F. 435

J. KENDALL LYNES, *Chairman,*
Sifting Committee.

REPORT OF COMMITTEE

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 704**, a bill for an act relating to the allocation of taxable income to Iowa and doing away with reciprocity and establishing a tax credit for income taxes paid to another state, begs leave to report it has has the same under consideration and recommends the same **do pass.**

X. T. PRENTIS, *Chairman.*

AMENDMENTS FILED

Amend the Price amendment of March 10, 1961 to Senate File 376 by striking all of lines 3 through 29 and inserting in lieu thereof the following:

"Section 1. Repeal subsection four (4) of section four hundred twenty-two point forty-five (422.45), Code 1958."

JACK SCHROEDER.

Amend Senate File 376, by striking all of the title after the word "tax" in line 1 and inserting in lieu thereof the following: "on that part of the gross receipts from sales of tangible personal property accepted as part consideration in the sale in Iowa of other property which is not in excess of the original trade-in valuation."

JACK SCHROEDER.

Amend the title to Senate File 376 by striking the words "farm equipment" in line 2 and inserting in lieu thereof the words "tangible personal property".

RICHARD TURNER.

Amend the Price amendment of March 10, 1961 to Senate File 376 by striking all of lines 3 through 29 and inserting in lieu thereof the following:

"Section 1. Section four hundred twenty-two point forty-five (422.45), subsection four (4), Code 1958, is hereby repealed and the following enacted in lieu thereof:

'That part of the gross receipts from sales of tangible personal property which represents trade-in allowances to purchasers of tangible personal property in sales in Iowa.'."

RICHARD TURNER.

Amend Senate File 504 by striking all after line 8 of section 1 and inserting in lieu thereof the following:

1. Lee County shall constitute the first district.
2. Des Moines County shall constitute the second district.
3. Jefferson County, Van Buren County and Davis County shall constitute the third district.
4. Wapello County shall constitute the fourth district.
5. Appanoose County, Monroe County, Lucas County and Wayne County shall constitute the fifth district.
6. Union County, Clarke County, Decatur County and Ringgold County shall constitute the sixth district.
7. Adams County, Taylor County and Page County shall constitute the seventh district.
8. Fremont County, Mills County and Montgomery County shall

constitute the eighth district.

9. Pottawattamie County shall constitute the ninth district.

10. Cass County, Adair County and Madison County shall constitute the tenth district.

11. Warren County and Marion County shall constitute the eleventh district.

12. Mahaska County and Keokuk County shall constitute the twelfth district.

13. Washington County, Louisa County and Henry County shall constitute the thirteenth district.

14. Scott County shall constitute the fourteenth district.

15. Clinton County shall constitute the fifteenth district.

16. Cedar County and Muscatine County shall constitute the sixteenth district.

17. Johnson County shall constitute the seventeenth district

18. Poweshiek County and Iowa County shall constitute the eighteenth district.

19. Jasper County shall constitute the nineteenth district.

20. Polk County shall constitute the twentieth district.

21. Dallas County, Guthrie County and Audubon County shall constitute the twenty-first district.

22. Shelby County, Harrison County and Monona County shall constitute the twenty-second district.

23. Crawford County and Carroll County shall constitute the twenty-third district.

24. Greene County and Boone County shall constitute the twenty-fourth district.

25. Story County shall constitute the twenty-fifth district.

26. Marshall County shall constitute the twenty-sixth district.

27. Grundy County and Tama County shall constitute the twenty-seventh district.

28. Benton County and Buchanan County shall constitute the twenty-eighth district.

29. Linn County shall constitute the twenty-ninth district.

30. Jones County and Jackson County shall constitute the thirtieth district.

31. Dubuque County shall constitute the thirty-first district.

32. Clayton County and Delaware County shall constitute the thirty-second district.

33. Black Hawk County shall constitute the thirty-third district.

34. Hardin County and Hamilton County shall constitute the thirty-fourth district.

35. Webster County shall constitute the thirty-fifth district.

36. Calhoun County, Sac County and Ida County shall constitute the thirty-sixth district.

37. Woodbury County shall constitute the thirty-seventh district.

38. Plymouth County and Cherokee County shall constitute the thirty-eighth district.

39. Buena Vista County and Clay County shall constitute the thirty-ninth district.

40. Pocahontas County, Palo Alto County and Emmet County shall constitute the fortieth district.

41. Kossuth County and Humboldt County shall constitute the forty-first district.

42. Wright County and Franklin County shall constitute the forty-second district.

43. Butler County and Bremer County shall constitute the forty-third district.

44. Fayette County and Chickasaw County shall constitute the forty-fourth district.

45. Allamakee County and Winneshiek County shall constitute the forty-fifth district.

46. Howard County, Mitchell County and Floyd County shall constitute the forty-sixth district.

47. Cerro Gordo County shall constitute the forty-seventh district.

48. Worth County, Winnebago County and Hancock County shall constitute the forty-eighth district.

49. Dickinson County, Osceola County and O'Brien County shall constitute the forty-ninth district.

50. Lyon County and Sioux County shall constitute the fiftieth district.

Sec. 2. This Act shall be effective as to the nomination and election of the senators from the following districts in the year 1962:

First (1st)
Second (2nd)
Fourth (4th)
Fourteenth (14th)
Fifteenth (15th)
Nineteenth (19th)
Twentieth (20th)
Thirty-first (31st)
Thirty-third (33rd)

In 1962 senators shall be elected from the following present districts for two-year terms:

Seventh (7th)
Tenth (10th)
Twelfth (12th)
Eighteenth (18th)
Twentieth (20th)
Thirty-fourth (34th)
Thirty-seventh (37th)
Forty-second (42nd)
Forty-fourth (44th)
Forty-fifth (45th)
Forty-eighth (48th)
Fiftieth (50th)

This Act shall be effective as to the nomination and election of all other senators in the year 1964 as provided in sections three (3) and four (4) of this Act.

Sec. 3. In 1964 senators shall be elected from the following districts created by this Act for two-year terms and then shall be elected for four-year terms in 1966 and every four years thereafter:

Third (3rd)
Eleventh (11th)
Twelfth (12th)

Twenty-first (21st)
Twenty-fourth (24th)
Twenty-fifth (25th)
Twenty-eighth (28th)
Thirtieth (30th)
Thirty-sixth (36th)
Thirty-ninth (39th)
Fortieth (40th)
Forty-first (41st)
Forty-second (42nd)
Forty-third (43rd)
Forty-fifth (45th)
Fiftieth (50th)

Sec. 4. In 1964 senators shall be elected from the following districts created by this Act for four-year terms and every four years thereafter:

Fifth (5th)
Sixth (6th)
Seventh (7th)
Eighth (8th)
Ninth (9th)
Tenth (10th)
Thirteenth (13th)
Sixteenth (16th)
Seventeenth (17th)
Eighteenth (18th)
Twenty-second (22nd)
Twenty-third (23rd)
Twenty-sixth (26th)
Twenty-seventh (27th)
Twenty-ninth (29th)
Thirty-second (32nd)
Thirty-fourth (34th)
Thirty-fifth (35th)
Thirty-seventh (37th)
Thirty-eighth (38th)
Forty-fourth (44th)
Forty-sixth (46th)
Forty-seventh (47th)
Forty-eighth (48th)
Forty-ninth (49th)

JAKE B. MINCKS.
ROBERT G. MOORE.
ANDREW G. FROMMELT.

Amend Senate File 504 as follows:

1. Strike from section 1 all of lines 16 and 17 and substitute therefor the following:

"5. Mills County, Montgomery County and Adams County shall constitute the fifth district."

2. Strike from section 1 all of lines 18 and 19 and substitute therefor the following:

"6. Fremont County, Page County and Taylor County shall constitute the sixth district."

3. Strike from section 2 all of line 5 as follows:

"Sixth (6th)"

4. Add at the end of line 29 of section 2 the following:

"and except further that, in the year 1964, senators in the fifth (5th) and sixth (6th) districts shall be nominated and elected as provided in section three (3) of this Act.

5. Add a new section as follows:

"Sec. 3. In the year 1962 a senator from the present seventh (7th) district shall be nominated and elected for a term of two years only. In the year 1964 senators from the new fifth (5th) and sixth (6th) districts shall be nominated and elected for terms of two years only."

EDWARD A. WEARIN.
FRANK HOXIE.

Amend House File 11 by adding the following as a new section:

Sec. 5. Section one hundred fourteen point twenty-six (114.26), Code 1958, is hereby amended by inserting after the word "any" in line three (3) the word "private", after the word "corporation" in line three (3) the words "or municipal corporation", and by striking the word "Corporations" in line seven (7) and by inserting in lieu thereof the words "Private corporations".

EUGENE M. HILL.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 27, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Father H. W. Gaul, pastor of St. Thomas Aquinas Church, Indianola, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Curran for the morning on request of Senator Walker.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate a group of students from the Altoona High School, who were present in the balcony accompanied by their instructor, Richard E. Peters.

Senator Cowden asked and received unanimous consent to present to the Senate seventy-five students, members of the eighth grade class of the Exira Junior High School, who were present in the balcony accompanied by their instructors, Alice Elwood and L. E. Torkelson.

Senator Gilmour asked and received unanimous consent to present to the Senate twenty-five students from the Keota Community School, who were present in the balcony accompanied by Reverend Dwane Churchman.

Senator Price asked and received unanimous consent to present to the Senate eighty students, members of the junior and senior classes of the Pleasantville High School, who were present in the balcony accompanied by their instructor, D. V. Mullins.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-two students, members of the sixth grade class of St. Augustin's School, also members of the Girl Scouts, who were present in the balcony accompanied by three of their leaders.

Senator Nystrom asked and received unanimous consent to present to the Senate twenty-six students, members of the fifth grade class of the Whittier Elementary School of Ames, who were present in the balcony accompanied by their instructor, Gwendolyn Albright.

Senator Cowden asked and received unanimous consent to present

to the Senate twenty students from the Yale Elementary School, who were present in the balcony accompanied by their instructor, Helen Pittman.

INTRODUCTION OF BILLS

Senate File 533, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa to the department of public instruction ten thousand dollars ($10,000.00) for use as a revolving fund for the Veterans Administration, and five thousand dollars ($5,000.00) for the school lunch program 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 placed on the calendar.

Senate File 534, by committee on appropriations, 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 placed on the calendar.

Senate File 535, by committee on appropriations, 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 state aid for transportation as provided by chapter two hundred eighty-five (285), Code 1958.

Read first and second times and placed on the calendar.

Senate File 536, by committee on appropriations, 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), Code 1958.

Read first and second times and placed on the calendar.

Senate File 537, by committee on appropriations, 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 placed on the calendar.

Senate File 538, by committee on appropriations, a bill for an act to appropriate thirty-nine million two hundred fifty-nine thousand five hundred sixty dollars ($39,259,560.00) 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), Code 1958.

Read first and second times and placed on the calendar.

Senator Lynes asked and received unanimous consent that Senate File 528 be taken up at this time.

THIRD READING OF BILLS

Senator Dykhouse took the chair at 9:15 a.m.

On motion of Senator Long, Senate File 528, a bill for an act to legalize and validate the proceedings of the board of directors of the Lamont Community School District, in the Counties of Buchanan, Fayette and Delaware, 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 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:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Butler	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Dykhouse	Hill	Prentis	Walker
Elijah	Hoschek	Price	Walter
Elvers	Hoxie	Putney	Wearin
Eppers	Long	Rigler	Weber
Fisher	Lucken	Schroeder	Wiley
Flatt	Lynes	Scott	Wilson
Frommelt	Mincks	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

[redacted]	Curran	Moore

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 528 be immediately messaged to the House, which request was complied with.

RECONSIDERATION OF HOUSE FILE 597

Senator Hoxie called up the following motion filed by him and moved its adoption:

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 597, a bill for an act relating to the acquisition and sale of real estate by the board of control, passed the Senate.

The motion prevailed.

Senator Hoxie moved to reconsider the vote by which House File 597 went to its third reading, which motion prevailed.

Senator Rigler offered the following amendment and moved its adoption:

Amend House File 597 by striking the comma in line 5 of section 1 and adding thereto the following: "real estate and to".

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, 48:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walker
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wiley
Frommelt	Mincks	Scott	Wilson
Getting	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Curran

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 Nolan, Senate File 452, a bill for an act relating to the Rules of Civil Procedure, to changes therein reported by the Supreme Court of Iowa, and amending Rules three hundred fifty (350) and one hundred forty-nine (149) thereof, was taken up for further consideration.

Senator Stuart offered the following amendment:

Amend section 1 of Senate File 452 as follows:

1. By striking all after the period in line 1 of section 1 and all of line 2 of said section.

2. By striking all of lines 3 and 4 of section 1.
3. By striking all of lines 5 and 6 of section 1.
4. By striking all of lines 7 and 8 of section 1.
5. By striking all of lines 9 and 10 of section 1.
6. By striking all of lines 11 and 12 of section 1.
7. By striking all of lines 13 and 14 of section 1.
8. By striking all of lines 15 and 16 of section 1.
9. By striking all of lines 17 and 18 of section 1.
10. By striking all of lines 19 and 20 of section 1.
11. By striking all of lines 21 and 22 of section 1.
12. By striking all of lines 23 and 24 of section 1.
13. By striking all of lines 25 and 26 of section 1.
14. By striking all of lines 27 and 28 of section 1.

On motion of Senator Stuart, divisions 1, 3, 5, 6, 7, 8, 13 and 14 of the amendment were adopted.

Senator Stuart asked and received unanimous consent to withdraw divisions 2, 4, 9, 10, 11 and 12 of the amendment.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 452 by striking subsection 1 of section 3 and renumbering the remaining subsection.

The amendment was adopted.

Senator Stuart offered the following amendment, filed by Senators Stuart and Nolan, and moved its adoption:

Amend Senate File 452, section 1, by striking from line 24 thereof the words "be and is hereby disapproved" and substituting in lieu thereof, "is hereby amended by striking from line seven (7) of said rule the words 'July 15' and substituting in lieu thereof 'January 15'."

The amendment was adopted.

Senator Stuart offered the following amendment and moved its adoption:

Amend Senate File 452, section 3, by striking all of line 17 and inserting in lieu thereof the following:
"line two (2) thereof, the word, 'court' and by insert-".

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, 46:

Brown	Elijah	Frommelt	Hill
Buck	Elvers	Getting	Hoschek
Coleman	Eppers	Gilmour	Hoxie
Cowden	Fisher	Gray	Long
Dykhouse	Flatt	Hansen	Lucken

Lynes	Potter	Shaff	Walker
Mincks	Prentis	Shoeman	Walter
Moore	Price	Stuart	Wearin
Nolan	Putney	Turner	Weber
Nystrom	Rigler	Vance	Wilson
O'Malley	Schroeder	Van Eaton	Wolf
Phelps	Scott		

Nays, 1:

Wiley

Absent or not voting, 2:

[redacted]	Curran	Grimstead (present)

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

Senator Nolan asked and received unanimous consent that Senate File 452 be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENTS CONSIDERED

Senator Flatt called up for consideration Senate File 35, a bill for an act relating to the Iowa national guard and the Iowa air national guard and to amend various sections of the Code relating thereto, amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 35

Amend Senate File 35 by adding the following as a new section:

Sec. 4. Section twenty-nine point sixteen (29.16), Code 1958, is amended by adding in line six (6) after the word "regulations" the words "to and including the rank of brigadier general".

Further amend said section by adding in line eight (8) before the word "national" the words "air national guard or army".

The Senate concurred in the House amendment.

Senator Flatt 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:

Brown	Fisher	Hill	Nolan
Buck	Flatt	Hoschek	Nystrom
Coleman	Frommelt	Hoxie	O'Malley
Cowden	Getting	Long	Phelps
Dykhouse	Gilmour	Lucken	Potter
Elijah	Gray	Lynes	Prentis
Elvers	Grimstead	Mincks	Price
Eppers	Hansen	Moore	Putney

Rigler	Shoeman	Van Eaton	Weber
Schroeder	Stuart	Walker	Wiley
Scott	Turner	Walter	Wilson
Shaff	Vance	Wearin	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Curran

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 633, a bill for an act to legalize all instruments, deeds or releases affecting real estate which are now filed or recorded, and which were signed by the secretary of the state board of social welfare or the state department of social welfare, 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, 48:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walker
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wiley
Frommelt	Mincks	Scott	Wilson
Getting	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Curran

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 644, a bill for an act to amend chapter two hundred eighteen (218), Code 1958, relating to the management, control and government of institutions under the board of control, was taken up for further consideration.

Senator Hoxie offered the following amendment:

Amend House File 644 by striking lines 7 and 8 in section 4 and inserting in lieu thereof the following: "annually, on each employee's employment anniversary date, review and fix the annual, monthly, or semi-monthly salaries of all officers and employees,".

Senator Wolf offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the words "all officers and" and inserting in lieu thereof the word "said".

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, 45:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	O'Malley	Stuart
Coleman	Grimstead	Phelps	Turner
Cowden	Hansen	Potter	Vance
Dykhouse	Hill	Prentis	Van Eaton
Elijah	Hoschek	Price	Walter
Elvers	Hoxie	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

Nays, none.

Absent or not voting, 4:

[redacted]	Long	Nystrom	Walker
Curran			

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

SPECIAL ORDER OF BUSINESS

The hour of 10:00 a.m. having arrived, the Chair announced the special order of business for the consideration of Senate File 504.

THIRD READING OF BILLS

On motion of Senator Vance, Senate File 504, a bill for an act relating to the state senatorial districts, was taken up and considered.

Senator Mincks called up the amendment filed by Senators Mincks, Moore and Frommelt and found on pages 989, 990, 991 and 992 of the Senate Journal.

Senator Van Eaton took the chair at 10:00 a.m.

COMMITTEE OF THE WHOLE

Senator Vance asked and received unanimous consent that the Senate resolve itself into a committee of the whole for the purpose of questioning Wayne A. Faupel, assistant Code editor, and Oscar Jones of the legislative research bureau on Senate File 504.

The Senate arose from the committee of the whole and resumed regular session, Senator Van Eaton presiding.

Senator Hoxie offered the following amendment to the amendment, filed by Senators Mincks, Moore and Frommelt, and moved its adoption:

Amend the amendment as follows:

1. By striking all of line 12 and inserting in lieu thereof: "7. Fremont County, Page County and Taylor County shall".

2. By striking all of line 14 and by inserting in lieu thereof: "8. Mills County, Montgomery County and Adams County shall".

Roll call was requested.

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

Ayes, 25:

Brown	Hoschek	Nolan	Schroeder
Buck	Hoxie	Nystrom	Shoeman
Coleman	Lucken	O'Malley	Stuart
Cowden	Lynes	Phelps	Turner
Gray	Mincks	Price	Wearin
Grimstead	Moore	Rigler	Wiley
Hansen			

Nays, 12:

Dykhouse	Fisher	Hill	Walter
Elvers	Frommelt	Vance	Wilson
Eppers	Gilmour	Van Eaton	Wolf

Absent or not voting, 12:

[redacted]	Getting (present)	Prentis (present)	Shaff (present)
Curran	Long	Putney (present)	Walker
Elijah	Potter (present)	Scott (present)	Weber
Flatt (present)			

The amendment to the amendment was adopted.

Senator Mincks moved the adoption of the amendment as amended.

Roll call was requested.

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

Ayes, 19:

Brown	Frommelt	Hansen	Hoxie
Coleman	Gilmour	Hill	Mincks
Eppers	Grimstead	Hoschek	Moore

O'Malley	Putney	Walker	Wolf
Potter	Shaff	Wilson	

Nays, 29:

Buck	Gray	Prentis	Turner
Cowden	Long	Price	Vance
Dykhouse	Lucken	Rigler	Van Eaton
Elijah	Lynes	Schroeder	Walter
Elvers	Nolan	Scott	Wearin
Fisher	Nystrom	Shoeman	Weber
Flatt	Phelps	Stuart	Wiley
Getting			

Absent or not voting, 1:

[redacted] Curran

The amendment as amended was lost.

Senator Wearin offered the following amendment, filed by Senators Wearin and Hoxie, and moved its adoption:

Amend Senate File 504 as follows:

1. Strike from section 1 all of lines 16 and 17 and substitute therefor the following:

"5. Mills County, Montgomery County and Adams County shall constitute the fifth district."

2. Strike from section 1 all of lines 18 and 19 and substitute therefor the following:

"6. Fremont County, Page County and Taylor County shall constitute the sixth district."

3. Strike from section 2 all of line 5 as follows:

"Sixth (6th)"

4. Add at the end of line 29 of section 2 the following:

"and except further that, in the year 1964, senators in the fifth (5th) and sixth (6th) districts shall be nominated and elected as provided in section three (3) of this Act.

1. Add a new section as follows:

"Sec. 3. In the year 1962 a senator from the present seventh (7th) district shall be nominated and elected for a term of two years only. In the year 1964 senators from the new fifth (5th) and sixth (6th) districts shall be nominated and elected for terms of two years only."

Roll call was requested.

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

Ayes, 10:

Cowden	Lynes	Rigler	Turner
Hoxie	Nystrom	Stuart	Wearin
Long	Prentis		

Nays, 37:

Brown	Eppers	Grimstead	Moore
Buck	Fisher	Hansen	Nolan
Coleman	Frommelt	Hill	O'Malley
Dykhouse	Getting	Hoschek	Phelps
Elijah	Gilmour	Lucken	Potter
Elvers	Gray	Mincks	Price

Putney	Shoeman	Walter	Wilson
Schroeder	Vance	Weber	Wolf
Scott	Van Eaton	Wiley	
Shaff	Walker		

Absent or not voting, 2:

[redacted]	Curran	Flatt

The amendment was lost.

Senator Nolan offered the following amendment:

Amend Senate File 504 by striking all after the enacting clause and inserting in lieu thereof the following:

"The number of senators in the General Assembly is hereby fixed at fifty, and they are hereby apportioned among the several counties according to the number of inhabitants in each, and under said apportionment the state is hereby divided into fifty senatorial districts, each district to have one senator, as follows:

1. Lee County shall constitute the first district.
2. Jefferson County and Van Buren County shall constitute the second district.
3. Appanoose County and Davis County shall constitute the third district.
4. Lucas County and Wayne County shall constitute the fourth district.
5. Decatur County, Ringgold County, and Union County shall constitute the fifth district.
6. Adams County and Taylor County shall constitute the sixth district.
7. Fremont County and Page County shall constitute the seventh district.
8. Mills County and Montgomery County shall constitute the eighth district.
9. Des Moines County shall constitute the ninth district.
10. Henry County, Washington County, and Louisa County shall constitute the tenth district.
11. Clarke County and Warren County shall constitute the eleventh district.
12. Keokuk County and Poweshiek County shall constitute the twelfth district.
13. Wapello County shall constitute the thirteenth district.
14. Mahaska County shall constitute the fourteenth district.
15. Marion County and Monroe County shall constitute the fifteenth district.
16. Adair County and Madison County shall constitute the sixteenth district.
17. Audubon County, Dallas County, and Guthrie County shall constitute the seventeenth district.
18. Cass County and Shelby County shall constitute the eighteenth district.
19. Pottawattamie County shall constitute the nineteenth district.
20. Muscatine County shall constitute the twentieth district.
21. Scott County shall constitute the twenty-first district.
22. Clinton County shall constitute the twenty-second district.
23. Cedar County, Jackson County, and Jones County shall constitute the twenty-third district.
24. Lyon County, Osceola County, and Sioux County shall constitute the twenty-fourth district.

25. Iowa County and Johnson County shall constitute the twenty-fifth district.

26. Linn County shall constitute the twenty-sixth district.

27. Calhoun County and Webster County shall constitute the twenty-seventh district.

28. Marshall County shall constitute the twenty-eighth district.

29. Jasper County shall constitute the twenty-ninth district.

30. Polk County shall constitute the thirtieth district.

31. Boone County and Story County shall constitute the thirty-first district.

32. Woodbury County shall constitute the thirty-second district.

33. Buchanan County and Delaware County shall constitute the thirty-third district.

34. Crawford County, Harrison County, and Monona County shall constitute the thirty-fourth district.

35. Dubuque County shall constitute the thirty-fifth district.

36. Clayton County shall constitute the thirty-sixth district.

37. Hamilton County, Hardin County, and Wright County shall constitute the thirty-seventh district.

38. Black Hawk County shall constitute the thirty-eighth district.

39. Bremer County, Butler County, and Franklin County shall constitute the thirty-ninth district.

40. Allamakee County and Fayette County shall constitute the fortieth district.

41. Mitchell County, Winnebago County, and Worth County shall constitute the forty-first district.

42. Howard County and Winneshiek County shall constitute the forty-second district.

43. Cerro Gordo County and Hancock County shall constitute the forty-third district.

44. Chickasaw County and Floyd County shall constitute the forty-fourth district.

45. Benton County, Grundy County, and Tama County shall constitute the forty-fifth district.

46. Cherokee County, Ida County, and Plymouth County shall constitute the forty-sixth district.

47. Clay County, Dickinson County, and O'Brien County shall constitute the forty-seventh district.

48. Carroll County, Greene County, and Sac County shall constitute the forty-eighth district.

49. Emmet County, Kossuth County, and Palo Alto County shall constitute the forty-ninth district.

50. Buena Vista County, Humboldt County, and Pocahontas County shall constitute the fiftieth district."

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:

1. By striking the word "Keokuk", in paragraph 12 and inserting in lieu thereof the word "Iowa".

2. Further amend the Nolan amendment to Senate File 504 by inserting after the word "Mahaska", in paragraph 14, the words "and Keokuk".

3. Further amend the Nolan amendment to Senate File 504 by striking from paragraph 25, the words "Iowa County and".

4. Further amend the Nolan amendment to Senate File 504 by adding

the following at the end thereof: "For the legislative session in 1963 and at any special session thereafter prior to 1965, Keokuk County is hereby attached for the purpose of representation in the Senate to the 14th district.".

Senator Wolf asked unanimous consent that the amendment by Senator Nolan and the amendment filed thereto by Senator Shaff be withdrawn from further consideration of the Senate.

Objection was raised.

Senator Gilmour moved that Senate File 504 be laid on the table.

Roll call was requested.

On the question "Shall Senate File 504 be laid on the table?" the vote was:

Ayes, 5:

Elvers	Nolan	Phelps	Walter
Gilmour			

Nays, 39:

Coleman	Hansen	O'Malley	Turner
Cowden	Hill	Potter	Vance
Dykhouse	Hoschek	Prentis	Van Eaton
Elijah	Hoxie	Price	Walker
Eppers	Long	Rigler	Wearin
Fisher	Lucken	Schroeder	Weber
Flatt	Lynes	Scott	Wiley
Frommelt	Mincks	Shaff	Wilson
Getting	Moore	Shoeman	Wolf
Gray	Nystrom	Stuart	

Absent or not voting, 5:

Brown (present)	[redacted]	Grimstead	Putney
Buck	Curran	(present)	

The motion to table was lost.

Senator Shaff moved the adoption of the amendment to the amendment.

The amendment to the amendment was lost.

Senator Nolan moved the adoption of his amendment.

Roll call was requested.

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

Ayes, 16:

Brown	Grimstead	Nolan	Prentis
Elijah	Hoschek	Nystrom	Putney
Elvers	Long	Phelps	Walter
Fisher	Lynes	Potter	Weber

Nays, 32:

Buck	Gilmour	O'Malley	Turner
Coleman	Gray	Price	Vance
Cowden	Hansen	Rigler	Van Eaton
Dykhouse	Hill	Schroeder	Walker
Eppers	Hoxie	Scott	Wearin
Flatt	Lucken	Shaff	Wiley
Frommelt	Mincks	Shoeman	Wilson
Getting	Moore	Stuart	Wolf

Absent or not voting, 1:

[redacted] Curran

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:

Rule 8 was invoked.

Ayes, 38:

Brown	Getting	O'Malley	Turner
Buck	Gray	Prentis	Vance
Coleman	Hansen	Price	Van Eaton
Cowden	Hoschek	Rigler	Walker
Dykhouse	Hoxie	Schroeder	Wearin
Elijah	Long	Scott	Weber
Elvers	Lucken	Shaff	Wiley
Eppers	Mincks	Shoeman	Wilson
Flatt	Moore	Stuart	Wolf
Frommelt	Nystrom		

Nays, 10:

Fisher	Hill	Phelps	Putney
Gilmour	Lynes	Potter	Walter
Grimstead	Nolan		

Absent or not voting, 1:

[redacted] Curran

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 504 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 80, a bill for an act relating to the liquor control stamps.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 164, a bill for an act relating to public notice of council proceedings in towns.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 219, a bill for an act to amend the exemption for hunting license for children under sixteen years of age.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 242, a bill for an act to authorize the issuance by cities and towns of refunding bonds payble only out of the net earnings of municipally owned sewage works and facilities and providing for the sale of such refunding bonds or their exchange for the bonds or obligations to be refunded.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 511, a bill for an act to make appropriations to certain named persons.

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 make appropriations to certain named persons.

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 certain named persons.

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 make appropriations to certain named persons.

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 make appropriations to certain named persons.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 518, a bill for an act to make appropriations to certain named persons.

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

Senate Concurrent Resolution 22, a concurrent resolution providing that certain changes be made in printing the legislative journals.

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

Senate Concurent Resolution 23, a concurrent resolution welcoming the Soil Conservation Society of America to the State of Iowa.

Also: That the House refuses to concur in Senate amendments to House File 54, a bill for an act relating to the use of the revolving fund of cooperative associations.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 80

Amend the title to Senate File 80 by striking all after the word "relating" and inserting the following: "to liquor container seals or labels."

HOUSE AMENDMENTS TO SENATE FILE 164

Amend Senate File 164 as follows:

1. By striking from line five (5) the words and figures "four hundred (400)" and inserting in lieu thereof the words and figures "two hundred (200)".

2. By adding the following new section:

Sec. 2. Amend section three hundred sixty-eight A point three (368A.3), Code 1958, by adding after the first comma in line 20 thereof the following: "and said statement shall show the gross amount of the claim,".

HOUSE AMENDMENTS TO SENATE FILE 219

Amend Senate File 219 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Chapter one hundred thirty (130), Acts of the Fifty-eighth General Assembly, is hereby repealed.

2. Amend the title by striking the word "amend" and by inserting in lieu thereof the word "repeal".

HOUSE AMENDMENT TO SENATE FILE 242

Amend Senate File 242, section two (2), by inserting in line five (5) after the word "Iowa" the words ", without expense to the state".

On motion of Senator Lynes, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Walker presiding.

THIRD READING OF BILLS

On motion of Senator Prentis, Senate File 529, a bill for an act to amend sections nineteen point seven (19.7), Code 1958, and nineteen point twenty-nine (19.29), Code 1958, relating to duties of the executive council and to make an appropriation therefor, 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, 41:

Brown	Gray	Phelps	Turner
Buck	Grimstead	Prentis	Vance
Coleman	Hansen	Price	Van Eaton
Cowden	Hoxie	Putney	Walker
Dykhouse	Long	Rigler	Walter
Elijah	Lucken	Schroeder	Wearin
Elvers	Lynes	Scott	Weber
Eppers	Nolan	Shaff	Wiley
Fisher	Nystrom	Shoeman	Wilson
Flatt	O'Malley	Stuart	Wolf
Getting			

Nays, 6:

Frommelt	Hoschek	Moore	Potter
Hill	Mincks		

Absent or not voting, 2:

[redacted]	Curran	Gilmour

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

HOUSE AMENDMENT CONSIDERED

Senator Van Eaton called up for consideration Senate File 242, a bill for an act to add a new section to chapter three hundred ninety-four (394), Code 1958, to authorize the issuance by cities and towns of refunding bonds payable only out of the net earnings of municipally owned sewage works and facilities and providing for the sale of such refunding bonds or their exchange for the bonds or obligations to be refunded, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 242, section two (2), by inserting in line five (5) after the word "Iowa" the words ", without expense to the state".

The Senate concurred in the House amendment.

Senator Van Eaton 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:

Brown	Eppers	Hansen	Moore
Buck	Fisher	Hill	Nolan
Coleman	Flatt	Hoschek	Nystrom
Cowden	Frommelt	Hoxie	O'Malley
Curran	Getting	Long	Phelps
Dykhouse	Gilmour	Lucken	Potter
Elijah	Gray	Lynes	Prentis
Elvers	Grimstead	Mincks	Price

Putney	Shoeman	Van Eaton	Weber
Rigler	Stuart	Walker	Wiley
Schroeder	Turner	Walter	Wilson
Scott	Vance	Wearin	Wolf
Shaff			

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.

President Mooty took the chair at 2:35 p.m.

PRESENTATION OF VISITORS

Senator Price rose on a point of personal privilege for the purpose of presenting guests of the Senate.

Senator Price escorted to the President's station the Queen of the Twenty-sixth Annual "Tulip Time," Glenda Steenhoek, her attendants, Kay McDonald, Kathy Gosselink, Karen Wesselink and Kay Kuyper; also, Ray De Haan, chairman of the "Tulip Time" committee.

The Queen extended greetings to the members of the Senate and presented to President Mooty and Senator Price rings of the famous Pella bologna.

THIRD READING OF BILLS

On motion of Senator Price, House File 347, a bill for an act relating to nursery stock, 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, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 Walker took the chair at 2:45 p.m.

Senator Prentis asked and received unanimous consent to take up House File 704, a bill for an act relating to the allocation of taxable income to Iowa and doing away with reciprocity and establishing a tax credit for income taxes paid to another state.

The report of committee, recommending passage, was taken up, considered, and 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, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 asked and received unanimous consent that House File 704 be immediately messaged to the House, which request was complied with.

On motion of Senator Buck, House File 397, a bill for an act to exempt county homes from nursing-home licensing, was taken up and considered.

Senator Price took the chair at 3:20 p.m.

Senator Potter offered the following amendment and moved its adoption:

Amend House File 397 by inserting after the word "provisions" in line 4 the following:

"but not the qualifications for licensing".

Further amend by striking the word "of" in line 5 and inserting in lieu thereof the word "under."

Senator Lynes moved the previous question on the amendment and the main bill, which motion prevailed.

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, 33:

Brown	Grimstead	Nystrom	Shoeman
Buck	Hansen	Phelps	Stuart
Curran	Hoxie	Prentis	Vance
Dykhouse	Long	Price	Van Eaton
Elijah	Lucken	Putney	Walker
Elvers	Lynes	Schroeder	Wearin
Fisher	Mincks	Scott	Wiley
Getting	Nolan	Shaff	Wilson
Gray			

Nays, 15:

Coleman	Frommelt	Moore	Walter
Cowden	Gilmour	O'Malley	Weber
Eppers	Hill	Rigler	Wolf
Flatt	Hoschek	Turner	

Absent or not voting, 1:

[redacted] Potter

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

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

On motion of Senator O'Malley, House File 187, a bill for an act relating to low-rent housing, was taken up and considered.

Senator Wiley offered the following amendment and moved its adoption:

Amend House File 187, section 3, subsection 1, by changing the period to a comma and adding at the end thereof the following: "provided that total construction cost of any project shall not exceed ten thousand dollars ($10,000) per family unit."

The amendment was lost.

Senator Schroeder called up the following amendment, filed by Senator Dykhouse, and moved its adoption:

Amend House File 187, section 7, by inserting in line 3, after the word "income" the following: "who occupied dwellings which were razed in connection with a urban renewal project,".

The amendment was lost.

Senator Schroeder offered the following amendment:

Amend House File 187 as follows:

1. Amend section 1 by striking all of subsection 10 and inserting in lieu thereof the following:

"10. 'Persons of low income' means persons or families whose gross income does not exceed three thousand three hundred dollars ($3,300.00) per annum except that in case of families with one or more minor dependents, said annual income shall not exceed an additional one hundred dollars ($100.00) for each such dependent. When the annual income of the tenant exceeds three thousand three hundred dollars ($3,300.00) plus one hundred dollars ($100.00) for each such dependent. When the annual income of the tenant exceeds three thousand three hundred dollars ($3,300.00) plus one hundred dollars ($100.00) for each such dependent by the sum of six hundred dollars ($600.00) he shall be required to vacate within six months.".

2. Amend section 7 by striking after the word "families" in line 3 the words "of low income and at rentals within their financial reach;" and inserting in lieu thereof the words "whose gross income does not exceed three thousand three hundred dollars ($3,300.00) per annum except that in case of families with one or more minor dependents, said annual income shall not exceed an additional one hundred dollars ($100.00) for each such dependent. When the annual income of the tenant exceeds three thousand three hundred dollars ($3,300.00) plus one hundred dollars ($100.00) for each such dependent by the sum of six hundred dollars ($600.00) he shall be required to vacate within six months;".

3. Amend section 7 by inserting after the word "limits" in line 8 the following words: ", within the gross income limitation hereinbefore set out,".

Senator Schroeder offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of division 1 and inserting in lieu thereof the following:

1. Amend section 2 by striking all of subsection 10 and inserting in lieu thereof the following:

"10. 'Persons of low income' means persons or families whose gross income does not exceed three thousand three hundred dollars ($3,300.00) per annum except that in case of families with one or more minor dependents, said annual income shall not exceed an additional one hundred dollars ($100.00) for each such dependent. When the annual income of the tenant exceeds three thousand three hundred dollars ($3,300.00) plus one hundred dollars ($100.00) for each such dependent by the sum of six hundred dollars ($600.00) he shall be required to vacate within six months.".

The amendment to the amendment was adopted.

Senator Schroeder moved the adoption of the amendment as amended, and requested a roll call.

Senator Schroeder asked unanimous consent that action on House File 187 be deferred and that the bill retain its place on the calendar.

Objection was raised.

On motion of Senator Lynes, the Senate returned to the introduction of bills.

MESSAGES FROM 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 191, a bill for an act to amend, clarify, broaden and improve the laws of the State of Iowa concerning municipalities; especially relating to sanitary sewer systems.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 289, a bill for an act relating to the assessment expense fund.

Also: That the House has passed the following bill in which concurrence of the Senate is asked:

House File 203, a bill for an act relating to the determination of eligibility and amount of assistance of aid to the blind.

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 unlawful use of an operator's or a chauffeur's license.

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 relating to reimbursement of tuition and transportation costs for children residing on lands owned by the state or federal government.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 582, a bill for an act relating to notation and release of liens on motor vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 604, a bill for an act to abolish the position of auditor for the highway commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 625, a bill for an act relating to the use of amber-colored lights on vehicles used by the state and the political subdivisions of the state.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 191

Senate File 191 is amended as follows:

1. By adding the following new sections:

Sec. 4. Any municipality in which is located a state institution of higher learning under the control of the board of regents may purchase a privately owned waterworks and its entire distribution system, including such portions of the system which are located in nearby or adjacent municipalities and areas. Any such municipality shall finance, maintain and operate such waterworks under the provisions of chapters three hundred ninety-seven (397), three hundred ninety-eight (398) and three hundred ninety-nine (399), where applicable, except as otherwise provided in sections five (5) through eight (8) of this Act.

Sec. 5. When any such municipality described in section four (4) of this Act purchases a waterworks, any right, title or interest in the waterworks property may be transferred to such municipality including property located in nearby or adjacent municipalities and areas. Such municipality is hereby authorized to acquire any right, title or interest of such waterworks property.

Sec. 6. Any such municipality described in section four (4) of this Act which purchases a privately owned waterworks may contract with persons, corporations and municipalities located in nearby or adjacent areas to provide water services and extensions of water services to such areas. The provisions of section three hundred ninety-seven point twenty-seven (397.27) of the Code shall not apply to such municipalities.

Sec. 7. Any contract for water services between the municipalities described in section six (6) of this Act shall not become effective until the following procedures have been followed:

1. The proposed contract shall be adopted by the council of both municipalities.

2. Notice of the adoption of such contract shall be published in at least one newspaper of general circulation in the county where the municipalities are located at least once each week for two consecutive weeks. Such notice shall set forth the terms of the proposed contract.

3. If within twenty days of the first publication of the notice, a petition is filed with the clerk of either municipality requesting that the question of whether to approve such proposed contract be submitted to an election, such election shall be held in the municipality whose qualified voters make such petition. The petition must be signed by a number of qualified voters of such municipality at least equal to twenty percent of the votes cast by such municipality for governor at the last general election. Notice and time of such election shall be governed by section three hundred ninety-seven point seven (397.7) of the Code. The contract shall become effective only if a majority of the votes cast in such election are in favor of such contract.

4. If a petition is not filed within twenty days as provided in subsection three (3) of this section, the contract shall become effective without a vote of the electors.

Sec. 8. Cities and towns which are located nearby or adjacent to institutions under the control of the state board of regents shall have power to acquire, own, construct, establish, purchase, maintain, alter and operate a waterworks plant, distribution lines, or any part thereof, in cooperation with any institution under the control of the state board of regents, located nearby or adjacent to said city or town, and receive from any such state-controlled institution, financial grants and assistance for the purchase, construction, operation, and maintenance of such waterworks utility, and to serve said state-controlled institution as a customer upon such terms and conditions as may be made between such institution and the city or town, and to do all acts necessary for carrying out the purposes of this

section, whether said state-controlled institution and the waterworks utility or any part thereof, lies within or without the corporate limits of any such city or town, and to finance the cost thereof by the issuance of bonds under the provisions of chapters three hundred ninety-seven (397), three hundred ninety-eight (398) and three hundred ninety-nine (399), as the same may be applicable.

2. By striking all of the title after the word "concerning" in line two (2) and inserting in lieu thereof the following: 'municipal sanitary sewer and waterworks systems."

HOUSE MESSAGES CONSIDERED

House File 203, a bill for an act relating to the determination of eligibility and amount of assistance of aid to the blind.

Read first and second times and referred to the sifting committee.

House File 369, a bill for an act relating to the unlawful use of an operator's or a chauffeur's license.

Read first and second times and referred to the sifting committee.

House File 582, a bill for an act to amend section three hundred twenty-one point fifty (321.50), Code 1958, relating to notation and release of liens on motor vehicles.

Read first and second times and referred to the sifting committee.

House File 460, a bill for an act to amend chapter two hundred eighty-four (284), Code 1958, relating to reimbursement of tuition and transportation costs for children residing on lands owned by the state or federal government.

Read first and second times and referred to the sifting committee.

House File 604, a bill for an act to abolish the position of auditor for the highway commission.

Read first and second times and referred to the sifting committee.

House File 625, a bill for an act to amend section three hundred twenty-one point three hundred ninety-three (321.393), Code 1958, relating to the use of amber-colored lights on vehicles used by the state and the political subdivisions of the state.

Read first and second times and referred to the sifting committee.

EXPLANATION OF VOTE

I had hoped the Senate would defer any reapportionment of itself until the final outcome of the Shaff reapportionment plan but as it became obvious that the Senate was going to adopt Senate File 504 I voted in favor of the bill for the reason that in my opinion it provided the most equitable and satisfactory re-alignment of the Senatorial Districts of Iowa. For more

than a century Clayton County, although in a minor class in point of population, has enjoyed the status of one Senatorial District. For this we are grateful.

Under the provisions of Senate File 504, Allamakee County and Clayton County become one district. This arangement pleases us in Clayton County and we look forward with pleasurable anticipation to working with our good neighbors to the north for the advancement and betterment of our great state.

ADOLPH ELVERS.

EXPLANATION OF VOTE

We, the undersigned Democratic Senators, voted against the adoption of Senate File 504 because it violates the primary objective of legislative reapportionment, viz., the equalizing of representation among districts and individual voters. Floor debate established beyond doubt that the reapportionment plan for senatorial districts of the Mincks amendment had a much smaller population deviation factor and was demonstrably more equitable than Senate File 504. Each of us voted for the Mincks plan, although it worked serious political disadvantages for two of us. However, the Mincks plan was decisively voted down and the inferior plan of Senate File 504 was adopted. This is still another example in the Fifty-ninth General Assembly of principle prostituted by political expediency.

C. EDWIN GILMOUR.
EUGENE M. HILL.
LYNN POTTER.

EXPLANATION OF MOTION TO TABLE SENATE FILE 504

I wish to make it clear that when I moved that Senate File 504 be laid on the table, I acted as an individual Senator and not as a spokesman of the Democratic Party. Witness to this is the fact that but two other Democratic Senators joined me in support of the motion, while fourteen Democratic Senators opposed the motion. I moved to table Senate File 504 as a protest against the callous disregard of the basic principle of equality of representation represented by the action of those Senators who rejected the reapportionment plan of the Mincks amendment, when it was demonstrated in the floor debate that the Mincks plan was appreciably more equitable than the plan of Senate File 504.

C. EDWIN GILMOUR.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 137, 206, 276, 319, 505 and 531; also, House File 579.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 137, 206, 276, 319, 505 and 531; also, House File 579.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate Files 137, 206, 276, 319, 505 and 531.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 25, 1961, the Governor had approved the following bills:

Senate File 39, relating to X-ray machines in shoe-fitting.

Senate File 66, relating to the Iowa National Guard and the Iowa Air National Guard.

Senate File 124, relating to the transporting of dead animals.

Senate File 126, relating to cream and milk grading.

Senate File 414, relating to an appropriation for the members of the Iowa-Nebraska Boundary Study Committee.

Senate File 469, relating to school districts.

Senate File 497, relating to the Fertile Cooperative Dairy Association.

Senate File 499, relating to an appropriation for the members of the committee on interstate cooperation.

SENATE FILE 452 AS PASSED BY THE SENATE

Senator Nolan asked and received unanimous consent to have 750 copies of Senate File 452 as passed by the Senate printed.

AMENDMENTS FILED

Amend House File 271 by adding the following as a new section:

Sec. 3. Section five hundred ninety-five point seven (595.7), Code 1958, is hereby amended by striking from line five (5) the period after the word "return" and adding the following: "; and upon receipt of such return, the clerk shall mail notification of such marriage to the county clerk of court in the county or counties of residence in the United States of the contracting parties."

JOSEPH B. FLATT.

Amend House File 452 as follows:

1. Strike the period at the end of line 4 of section 1 and insert "and the following is enacted in lieu thereof:

"No motor vehicle shall tow any four-wheeled trailer with

a steering axle, or more than one trailer or semitrailer, or both in combination, with the exception that this section shall not apply to any motor truck, truck tractor or road tractor registered at a combined gross weight of ten (10) tons or more nor to a farm tractor towing a four-wheeled trailer, or to any farm tractor or motor vehicle towing implements of husbandry, or a wagon box trailer used by a farmer in transporting produce, farm products or supplies hauled to and from market when registered under the provisions of section three hundred twenty-one point one hundred twenty-three (321.123).".

2. Further amend House File 452 by striking all of section 2 and adding the following:

"Sec. 2. Section three hundred twenty-one point one hundred twenty-three (321.123), Code 1958, is amended by striking the word 'defined' in line two (2) and by inserting in lieu thereof the word 'registered' and by inserting after the word "semitrailers' in line two (2) of said section, the following: 'under the provisions of section three hundred twenty-one point one hundred twenty-two (321.122)'.

"Sec. 3. Chapter three hundred twenty-one (321), Code 1958, is hereby amended by adding thereto the following:

'Any four-wheeled trailer towed by a truck tractor or road tractor shall be registered under the semitrailer provisions of section three hundred twenty-one point one hundred twenty-two (321.122), provided however, that the provisions of this section shall not be applicable to motor vehicles drawing wagon box trailers used by a farmer in transporting produce, farm products or supplies hauled to and from market when registered under the provisions of section three hundred twenty-one point one hundred twenty-three (321.123).'."

CARROLL PRICE.

Amend the Lynes, et al., amendment to House File 461, section 3, line 5, by striking the word and figure "thirteen (13)" and inserting in lieu thereof the word and figure "fourteen (14)".

Further amend the Lynes, et al., amendment to House File 461, section 3, by adding the following as subsection 14 at the end thereof: "One hundred thousand and less than one hundred fifty thousand, eight thousand four hundred dollars.".

JACK SCHROEDER.

Amend House File 574 as follows:

1. By adding a new section as follows:

Sec. 4. Section four hundred twenty-three point four (423.4), Code 1958, is hereby amended by striking all after the word "used" in line one (1) of subsection two (2) and inserting in lieu thereof the following: "or to be used in interstate transportation, interstate communication, and/or interstate transmission."

2. By striking all of the title after the word "Act" in line one (1) thereof and inserting in lieu thereof the following: "relating to the sales and use tax."

D. C. NOLAN.
DAVID O. SHAFF.
JOHN D. SHOEMAN.
CARL HOSCHEK.

RICHARD C. TURNER.
ROBERT R. RIGLER.
W. C. STUART.
J. T. DYKHOUSE.
C. S. VAN EATON.
GEORGE L. SCOTT.
JOHN A. WALKER.
JACK SCHROEDER.
JOHN GRAY.
GEORGE W. WEBER.
FRANK M. HOXIE.
MARTIN WILEY.
JOSEPH FLATT.
LAWRENCE PUTNEY.
CLIFFORD N. NYSTROM.
X. T. PRENTIS.
EARL ELIJAH.
DEWEY PHELPS.
C. F. EPPERS.
CARROLL PRICE.
E. A. WEARIN.
LOUIS FISHER.
PETER F. HANSEN.
HARRY L. COWDEN.
ADOLPH ELVERS.
J. HENRY LUCKEN.

Amend House File 584 as follows:

1. By adding after the enacting clause the following subenacting clause:

"Chapter one hundred sixty-four (164), Code 1958, is hereby amended by adding the following new sections."

2. By inserting in line 1 of section 1 after the word "in" the words "sections one (1) through eleven (11) of".

3. By inserting in line 2 of section 9 after the word "provision" the words "of sections one (1) through eleven (11)".

4. By inserting in line 1 of section 10 after the word "provisions" the words "of sections one (1) through eleven (11)".

5. By adding the following new sections:

"Sec. 12. Section one hundred sixty-four point eleven (164.11), Code 1958, is hereby amended by striking all of subsection six (6).

"Sec. 13. Section one hundred sixty-four point twenty-eight (164.28), Code 1958, is hereby repealed.

"Sec. 14. Section one hundred sixty-four point seventeen (164.17), Code 1958, is hereby amended by striking lines thirty-six (36) through thirty-eight (38) and inserting in lieu thereof the following:

'When a township or county has complied with all of the above provisions of this section every owner of breeding cattle in said township or county shall confine his cattle in a proper place so that examination and test can be applied. Official

calfhood vaccinated cattle under thirty months of age shall be exempted from said test. An owner may be granted one hundred twenty days to prepare cattle for test, but such cattle shall be quarantined. During the period of such quarantine, the owner may obtain a special permit for sale or slaughter of any of said cattle.

'When eighty-five per cent of the counties have presented petitions and the same have been accepted by the department, including all petitions that have been presented and accepted by the department prior to, on or subsequent to July 4, 1961, it shall become compulsory upon the entire state, and all counties therein shall be area-test counties and shall comply with laws and regulations governing area-test counties.

'Nothing contained in this section shall apply to those exceptions listed in section one hundred sixty-four point eleven (164.11).'

"Sec. 15. Chapter one hundred sixty-four (164), Code 1958, is hereby amended by adding the following section:

'Any person found guilty of violating the provisions of sections one hundred sixty-four point one (164.1) through one hundred sixty-four point twenty-seven (164.27) of the Code, as amended by this Act, shall be deemed guilty of a misdemeanor and punished by a fine not to exceed one hundred dollars nor less than twenty-five dollars, and the department shall quarantine said person's cattle to prohibit the sale or transfer of said cattle until said person shall have complied with such sections of the Code.'

"Sec. 16. Section one hundred sixty-four point one (164.1), Code 1958, is hereby amended by striking in line one (1) the words 'this chapter' and inserting in lieu thereof the words 'sections one hundred sixty-four point one (164.1) through one hundred sixty-four point twenty-seven (164.27)'.

"Sec. 17. Section one hundred sixty-four point two (164.2), Code 1958, is hereby amended by striking in line ten (10) the words 'this chapter' and inserting in lieu thereof the words 'sections one hundred sixty-four point one (164.1) through one hundred sixty-four point twenty-seven (164.27)'.

"Sec 18. Section one hundred sixty-four point six (164.6), Code 1958, is hereby amended by striking in line five (5) the words 'this chapter' and inserting in lieu thereof the words 'sections one hundred sixty-four point one (164.1) through one hundred sixty-four point twenty-seven (164.27)'.

"Sec. 19. Section one hundred sixty-four point sixteen (164.16), Code 1958, is hereby amended by striking in line five (5) the words 'this chapter' and inserting in lieu thereof the words 'sections one hundred sixty-four point one (164.1) through one hundred sixty-four point twenty-seven (164.27)'.

"Sec. 20. Section one hundred sixty-four point twenty (164.20), Code 1958, is hereby amended by striking in line three (3) the words 'this chapter' and inserting in lieu thereof the words 'sections one hundred sixty-four point one (164.1) through one hundred sixty-four point twenty-seven (164.27)'.

"Sec. 21. Section one hundred sixty-four point twenty-one (164.21), Code 1958, is hereby amended by striking in line six (6) the words 'this chapter' and inserting in lieu thereof the

words 'sections one hundred sixty-four point one (164.1) through one hundred sixty-four point twenty-seven (164.27)'.

"Sec. 22. Section one hundred sixty-four point twenty-two (164.22), Code 1958, is hereby amended by striking in line nine (9) the words 'this chapter' and inserting in lieu thereof the words 'sections one hundred sixty-four point one (164.1) through one hundred sixty-four point twenty-seven (164.27)'.

"Sec. 23. Section one hundred sixty-four point twenty-six (164.26), Code 1958, is hereby amended by striking in line two (2) the words 'this chapter' and inserting in lieu thereof the words 'sections one hundred sixty-four point one (164.1) through one hundred sixty-four point twenty-seven (164.27)'."

6. Amend the title by striking the words "in swine".

EARL ELIJAH.

Amend House File 692 by striking all after the words "This Act" in section 2, line 1 and substituting in lieu thereof:

"shall become effective after September 6, 1961, providing no appeal has been taken or action has been commenced as provided for in chapter two hundred seventy four (274), Code 1958."

D. C. NOLAN.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 28, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Wayne Carlson, pastor of the First Methodist Church, Ida Grove, Iowa.

PETITIONS

By Senator Elijah, from fifteen residents of Jones County urging enactment of House File 603 relating to Iowa Public Employees Retirement System.

By Senator Schroeder, from twelve residents of Scott County favoring proposed legislation relating to operation of a motor vehicle while intoxicated.

"HAPPY BIRTHDAY" TO SENATOR STUART

Senator Nystrom rose on a point of personal privilege and announced that today was the fortieth birthday of Senator William C. Stuart.

President Mooty on behalf of the members of the Senate wished Senator Stuart a "Happy Birthday" and many, many more.

PRESENTATION OF VISITORS

Senator Stuart asked and received unanimous consent to present to the Senate fifty-eight students from the Goode Rural School of Unionville, Missouri, who were present in the balcony accompanied by their instructors, Dorothy Quigley, Doris Kent and Joan Neagle.

Senator Turner asked and received unanimous consent to present to the Senate thirty students from the Washington Elementary School of Council Bluffs, who were present in the balcony accompanied by their instructor, Eldred Peters.

Senator Grimstead asked and received unanimous consent to present to the Senate students, members of the senior vocational agriculture class of the Osage High School, who were present in the balcony accompanied by their instructor, Marvin Rovang.

Senator Elijah asked and received unanimous consent to present sixteen students, members of the Methodist Youth, of Springville,

who were present in the balcony accompanied by Reverend M. A. Gunn.

Senator Hill asked and received unanimous consent to present to the Senate seventy-two students, members of the sixth grade class of the Woodrow Wilson Elementary School of Newton, who were present in the balcony accompanied by their instructors, Lula Stockton and Vina Bennett.

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

HOUSE CONCURRENT RESOLUTION 15

By Stephens of Washington, Lisle of Page, Cunningham of Story, Hagie of Wright, Hakes of Pocahontas and Walter of Hardin

Whereas, the General Assembly of the State of Iowa recognizes the increasing need for additional resources and the need of sharing those resources so that educational benefits may accrue to all the people of the State of Iowa; therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, that the continued use of educational television and radio broadcasting should be encouraged and, to the end that increased educational opportunities may be so made available, the use of such media should be expanded as rapidly and as fully as possible; and

Be It Further Resolved, that since it is desirable that educational opportunity at all levels be extended to all the people of Iowa, the General Assembly of the State of Iowa hereby declares its interest in and intent to undertake a study of the means by which additional educational television facilities may be employed to serve the educational needs of the State of Iowa; and

Be It Further Resolved, that the educational resources so richly prevalent in the entire Upper Midwest should be made available to the people and the schools of Iowa by means of the proposed Upper Midwest Six-state Educational Television Network; and

Be It Further Resolved, that the General Assembly of the State of Iowa pledge its support in the planning of an educational television network which will adequately serve the State of Iowa and its cooperation with the proposed Upper Midwest Six-state Educational Television Network.

The motion prevailed and the resolution was adopted.

HOUSE AMENDMENTS CONSIDERED

Senator Prentis called up for consideration Senate File 80, a bill for an act relating to the liquor control stamps, amended by the House, and moved that the Senate concur in the following amendment:

Amend the title to Senate File 80 by striking all after the word "relating" and inserting the following: "to liquor container seals or labels."

The Senate concurred in the House amendment.

Senator Prentis 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:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Getting	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Frommelt

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

Senator Van Eaton called up for consideration Senate File 164, a bill for an act relating to public notice of council proceedings in towns, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 164 as follows:

1. By striking from line five (5) the words and figures "four hundred (400)" and inserting in lieu thereof the words and figures "two hundred (200)".

2. By adding the following new section:

Sec. 2. Amend section three hundred sixty-eight A point three (368A.3), Code 1958, by adding after the first comma in line 20 thereof the following: "and said statement shall show the gross amount of the claim,".

The Senate refused to concur in the House amendments.

Senator Nolan called up for consideration Senate File 191, a bill for an act to amend, clarify, broaden and improve the laws of the State of Iowa concerning municipalities; especially relating to sanitary sewer systems, by amending chapter three hundred ninety-three (393), Code 1958, relating to sewer rentals, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENTS TO SENATE FILE 191

Senate File 191 is amended as follows:

1. By adding the following new sections:

Sec. 4. Any municipality in which is located a state institution of higher learning under the control of the board of regents may purchase a

privately owned waterworks and its entire distribution system, including such portions of the system which are located in nearby or adjacent municipalities and areas. Any such municipality shall finance, maintain and operate such waterworks under the provisions of chapters three hundred ninety-seven (397), three hundred ninety-eight (398) and three hundred ninety-nine (399), where applicable, except as otherwise provided in sections five (5) through eight (8) of this Act.

Sec. 5. When any such municipality described in section four (4) of this Act purchases a waterworks, any right, title or interest in the waterworks property may be transferred to such municipality including property located in nearby or adjacent municipalities and areas. Such municipality is hereby authorized to acquire any right, title or interest of such waterworks property.

Sec. 6. Any such municipality described in section four (4) of this Act which purchases a privately owned waterworks may contract with persons, corporations and municipalities located in nearby or adjacent areas to provide water services and extensions of water services to such areas. The provisions of section three hundred ninety-seven point twenty-seven (397.27) of the Code shall not apply to such municipalities.

Sec. 7. Any contract for water services between the municipalities described in section six (6) of this Act shall not become effective until the following procedures have been followed:

1. The proposed contract shall be adopted by the council of both municipalities.

2. Notice of the adoption of such contract shall be published in at least one newspaper of general circulation in the county where the municipalities are located at least once each week for two consecutive weeks. Suck notice shall set forth the terms of the proposed contract.

3. If within twenty days of the first publication of the notice, a petition is filed with the clerk of either municipality requesting that the question of whether to approve such proposed contract be submitted to an election, such election shall be held in the municipality whose qualified voters make such petition. The petition must be signed by a number of qualified voters of such municipality at least equal to twenty percent of the votes cast by such municipality for governor at the last general election. Notice and time of such election shall be governed by section three hundred ninety-seven point seven (397.7) of the Code. The contract shall become effective only if a majority of the votes cast in such election are in favor of such contract.

4. If a petition is not filed within twenty days as provided in subsection three (3) of this section, the contract shall become effective without a vote of the electors.

Sec. 8. Cities and towns which are located nearby or adjacent to institutions under the control of the state board of regents shall have power to acquire, own, construct, establish, purchase, maintain, alter and operate a waterworks plant, distribution lines, or any part thereof, in cooperation with any institution under the control of the state board of regents, located nearby or adjacent to said city or town, and receive from any such state-controlled institution, financial grants and assistance for the purchase, construction, operation, and maintenance of such waterworks utility, and to serve said state-controlled institution as a customer upon such terms and conditions as may be made between such institution and the city or town, and to do all acts necessary for carrying out the purposes of this section, whether said state-controlled institution and the waterworks utility or any part thereof, lies within or without the corporate limits of any such

city or town, and to finance the cost thereof by the issuance of bonds under the provisions of chapters three hundred ninety-seven (397), three hundred ninety-eight (398) and three hundred ninety-nine (399), as the same may be applicable.

2. By striking all of the title after the word "concerning" in line two (2) and inserting in lieu thereof the following: "municipal sanitary sewer and waterworks systems."

The Senate concurred in the House amendments.

Senator O'Malley moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

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

Ayes, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

Nays, none.

Absent or not voting, none.

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

MESSAGES FROM 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 215, a bill for an act relating to petitions for polling places.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 355, a bill for an act relating to voting by agents in drainage or levee districts by providing a method of voting by absentee ballot.

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 the officers, employees and members of the Iowa Soldiers' Home.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 480, a bill for an act to repeal section forty point one (40.1), Code 1958, and to enact a substitute therefor, redistricting the state into seven congressional districts.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 513, a bill for an act to make appropriations to certain named persons.

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 permit cities and towns to incur indebtedness to enlarge or repair existing improvements or public utilities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 484, a bill for an act relating to the computation of net income for Iowa income tax purposes and authorizing the deduction of certain installment annuity payments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 520, a bill for an act relating to the payment of support and treatment charges for the mentally ill, and relating to the personal accounts of patients in certain institutions under the board of control.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 528, a bill for an act to provide for the performance of the duties of sheriff when he is a party to an action, absent or disqualified.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 576, a bill for an act relating to service of process on foreign corporations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 606, a bill for an act making it a misdemeanor to obtain or attempt to obtain goods, property or service by false or fraudulent use of credit cards or other false or fraudulent means, and providing penalties therefor.

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 teachers' minimum wage law.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 646, a bill for an act relating to the training school for boys and the training school for girls, and relating to the transfer of inmates from the women's reformatory to the training school or girls.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 665, a bill for an act relating to certain types of lighting or

advertising devices visible from the public highways, and declaring same to be nuisances.

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 the recording of private tile lines that connect with drainage facilities in highways.

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 county hospitals in counties having a population of less that one hundred fifty thousand so as to authorize and provide for the issuance of general obligation bonds of such counties to pay the cost of enlarging and improving such county hospitals.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 480

Amend Senate File 480 by striking all of section one (1) after line five (5) and inserting in lieu thereof the following:

First district shall consist of the Counties of Johnson, Cedar, Scott, Washington, Muscatine, Louisa, Jefferson, Henry, Des Moines, Van Buren and Lee.

Second district shall consist of the Counties of Winneshiek, Allamakee, Fayette, Clayton, Buchanan, Delaware, Dubuque, Linn, Jones, Jackson and Clinton.

Third district shall consist of the Counties of Kossuth, Winnebago, Worth, Mitchell, Howard, Hancock, Cerro Gordo, Floyd, Chickasaw, Humboldt, Wright, Franklin, Butler, Bremer, Grundy and Black Hawk.

Fourth district shall consist of the Counties of Marshall, Tama, Benton, Jasper, Poweshiek, Iowa, Warren, Marion, Mahaska, Keokuk, Clarke, Lucas, Monroe, Wapello, Decatur, Wayne, Appanoose and Davis.

Fifth district shall consist of the Counties of Hamilton, Hardin, Boone, Story and Polk.

Sixth district shall consist of the Counties of Lyon, Osceola, Dickinson, Emmet, Sioux, O'Brien, Clay, Palo Alto, Plymouth, Cherokee, Buena Vista, Pocahontas, Woodbury, Ida, Sac, Calhoun and Webster.

Seventh district shall consist of the Counties of Monona, Crawford, Carroll, Greene, Harrison, Shelby, Audubon, Guthrie, Dallas, Pottawattamie, Cass, Adair, Madison, Mills, Montgomery, Adams, Union, Fremont, Page, Taylor and Ringgold.

HOUSE AMENDMENT TO SENATE FILE 513

Amend Senate File 513 by adding the following sections:

Sec. 2. The state comptroller is hereby authorized and directed to issue his warrants to the above-named persons in the amounts set opposite their respective name.

Sec. 3. Receipt of said sums by said persons respectively shall be in full settlement of all claims they may hold against the State of Iowa on account of damages as above indicated, claims for which were presented to the joint claims committee of the Fifty-ninth General Assembly.

HOUSE MESSAGES CONSIDERED

House File 152, a bill for an act to permit cities and towns to incur

indebtedness to enlarge or repair existing improvements or public utilities.

Read first and second times and referred to the sifting committee.

House File 484, a bill for an act relating to the computation of net income for Iowa income tax purposes and authorizing the deduction of certain installment annuity payments.

Read first and second times and referred to the sifting committee.

House File 520, a bill for an act relating to the payment of support and treatment charges for the mentally ill, and relating to the personal accounts of patients in certain institutions under the board of control.

Read first and second times and referred to the sifting committee.

House File 528, a bill for an act to provide for the performance of the duties of sheriff when he is a party to an action, absent or disqualified.

Read first and second times and referred to the sifting committee.

House File 576, a bill for an act relating to service of process on foreign corporations.

Read first and second times and referred to the sifting committee.

House File 606, a bill for an act making it a misdemeanor to obtain or attempt to obtain goods, property or service by false or fraudulent use of credit cards or other false or fraudulent means, and providing penalties therefor.

Read first and second times and referred to the sifting committee.

House File 638, a bill for an act to repeal section two hundred ninety-four point six (294.6), Code 1958, relating to the teachers' minimum wage law.

Read first and second times and referred to the sifting committee.

House File 646, a bill for an act relating to the training school for boys and the training school for girls, and relating to the transfer of inmates from the women's reformatory to the training school for girls.

Read first and second times and referred to the sifting committee.

House File 665, a bill for an act to amend section six hundred fifty-seven point two (657.2), Code 1958, relating to certain types of lighting or advertising devices visible from the public highways, and declaring same to be nuisances.

Read first and second times and referred to the sifting committee.

House File 669, a bill for an act to amend section four hundred sixty-five point twenty-three (465.23), Code 1958, relating to the recording of private tile lines that connect with drainage facilities in highways.

Read first and second times and referred to the sifting committee.

House File 703, a bill for an act to amend chapter three hundred forty-seven A (347A), Code 1958, relating to county hospitals in counties having a population of less than one hundred fifty thousand (150,000) so as to authorize and provide for the issuance of general obligation bonds of such counties to pay the cost of enlarging and improving such county hospitals.

Read first and second times and passed on file.

Senator Lynes asked and received unanimous consent that House File 703 be taken up at this time.

THIRD READING OF BILLS

On motion of Senator Weber, House File 703, a bill for an act to amend chapter three hundred forty-seven A (347A), Code 1958, relating to county hospitals in counties having a population of less than one hundred fifty thousand (150,000) so as to authorize and provide for the issuance of general obligation bonds of such counties to pay the cost of enlarging and improving such county hospitals, was taken up and considered.

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

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

Ayes, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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.

HOUSE AMENDMENTS CONSIDERED

Senator Dykhouse called up for consideration Senate File 219, a bill for an act to repeal the exemption for hunting license for children under sixteen (16) years of age, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 219 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Chapter one hundred thirty (130), Acts of the Fifty-eighth General Assembly, is hereby repealed.

2. Amend the title by striking the word "amend" and by inserting in lieu thereof the word "repeal".

Roll call was requested.

On the question "Shall the Senate concur in the House amendment?" the vote was:

Ayes, 11:

Dykhouse	Nolan	Rigler	Van Eaton
Hansen	Price	Schroeder	Wolf
Lucken	Putney	Stuart	

Nays, 35:

Brown	Flatt	Long	Shoeman
Buck	Frommelt	Lynes	Turner
Coleman	Getting	Mincks	Walker
Cowden	Gilmour	Moore	Walter
Curran	Gray	O'Malley	Wearin
Elijah	Grimstead	Phelps	Weber
Elvers	Hill	Potter	Wiley
Eppers	Hoschek	Prentis	Wilson
Fisher	Hoxie	Shaff	

Absent or not voting, 3:

[redacted]	Nystrom	Scott	Vance

The Senate refused to concur in the House amendment.

Senator Getting called up for consideration House File 54, a bill for an act relating to the use of the revolving fund of cooperative associations, amended by the Senate.

Senator Shoeman asked unanimous consent that action on House File 54 be deferred.

Objection was raised.

Senator Shoeman moved that action on House File 54 be deferred, which motion was lost.

Senator Getting moved that the Senate insist on its amendment to House File 54, which motion was lost.

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, 45:

Brown	Hansen	O'Malley	Stuart
Coleman	Hill	Phelps	Turner
Cowden	Hoschek	Potter	Vance
Elijah	Hoxie	Prentis	Van Eaton
Elvers	Long	Price	Walker
Eppers	Lucken	Putney	Walter
Flatt	Lynes	Rigler	Wearin
Frommelt	Mincks	Schroeder	Weber
Getting	Moore	Scott	Wiley
Gilmour	Nolan	Shaff	Wilson
Gray	Nystrom	Shoeman	Wolf
Grimstead			

Nays, 1:

Fisher

Absent or not voting, 3:

Buck	[redacted]	Curran	Dykhouse

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 Lynes, House File 692, a bill for an act to legalize and validate the proceedings for the organization and the establishment of boundaries of the Ackley-Geneva Community School District in the Counties of Hardin, Franklin, Butler and Grundy, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law, was taken up and considered.

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 692 by striking all after the words "the Act" in section 2, line 1 and substituting in lieu thereof: "shall become effective after September 6, 1961, providing no appeal has been taken or action has been commenced as provided for in chapter two hundred seventy-four (274), Code 1958."

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, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 Shoeman took the chair at 10:30 a.m.

HOUSE AMENDMENT CONSIDERED

Senator Vance called up for consideration Senate File 480, a bill for an act to repeal section forty point one (40.1), Code 1958, and to enact a substitute therefor, redistricting the state into seven (7) congressional districts, amended by the House, and moved that the Senate concur in the House amendment.

Roll call was requested.

On the question "Shall the Senate concur in the House amendment?" the vote was:

Ayes, 16:

Brown	Gilmour	Mincks	Stuart
Coleman	Hill	Potter	Turner
Cowden	Hoschek	Price	Wearin
Frommelt	Hoxie	Putney	Wolf

Nays, 33:

Buck	Gray	Nystrom	Shoeman
Curran	Grimstead	O'Malley	Vance
Dykhouse	Hansen	Phelps	Van Eaton
Elijah	Long	Prentis	Walker
Elvers	Lucken	Rigler	Walter
Eppers	Lynes	Schroeder	Weber
Fisher	Moore	Scott	Wiley
Flatt	Nolan	Shaff	Wilson
Getting			

Absent or not voting, none.

The Senate refused to concur in the House amendment.

UNFINISHED BUSINESS

On motion of Senator O'Malley, House File 187, a bill for an act relating to low-rent housing, was taken up for further consideration.

Senator Schroeder asked and received unanimous consent that the record be expunged on the amendments filed by him and the action thereon, found on pages 1014 and 1015 of the Senate Journal.

Senator Schroeder offered the following amendment, filed by Senators Schroeder, Stuart and Potter, and moved its adoption:

Amend House File 187 as follows:

1. Amend section 2 by striking all of subsection 10 and inserting in lieu thereof the following:

10. (a) "Persons of low income" means persons or families whose combined gross income does not exceed thirty-six hundred (3,600) dollars per annum, except that in case of families with one or more dependents said annual income shall not exceed an additional one hundred (100) dollars for each such dependent. When the annual income of the person or family exceeds thirty-six hundred (3,600) dollars plus one hundred (100) dollars for each such dependent by the sum of six hundred (600) dollars he shall be required to vacate within six (6) months.

(b) "Gross income" shall mean the adjusted gross income as defined by the Federal Internal Revenue Code increased by the amount of government or private retirement or disability pensions and payments received, and excluding the first five hundred (500) dollars of earnings of students who attended a regular public or private school for a period of at least five (5) months of the previous calendar year.

(c) "Dependent" means members of the household, other than the spouse or head of the household, who qualify as dependents under the Federal Internal Revenue Code.

2. Amend section 7, line 13, by adding after the word "project." the following:

"Provided, however, such determination of eligibility shall be within the limits of the income limits hereinbefore set out."

Roll call was requested.

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

Ayes, 27:

Buck	Long	Rigler	Vance
Cowden	Lucken	Schroeder	Walker
Curran	Lynes	Scott	Wearin
Dykhouse	Nystrom	Shaff	Weber
Fisher	Phelps	Shoeman	Wiley
Flatt	Prentis	Stuart	Wilson
Gray	Price	Turner	

Nays, 22:

Brown	Getting	Hoxie	Potter
Coleman	Gilmour	Mincks	Putney
Elijah	Grimstead	Moore	Van Eaton
Elvers	Hansen	Nolan	Walter
Eppers	Hill	O'Malley	Wolf
Frommelt	Hoschek		

Absent or not voting, none.

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:

Brown	Getting	Mincks	Shaff
Buck	Gilmour	Moore	Stuart
Coleman	Gray	Nolan	Vance
Cowden	Grimstead	Nystrom	Van Eaton
Curran	Hansen	O'Malley	Walker
Elijah	Hill	Phelps	Walter
Elvers	Hoschek	Potter	Wearin
Eppers	Hoxie	Prentis	Weber
Fisher	Long	Price	Wiley
Flatt	Lucken	Putney	Wilson
Frommelt	Lynes	Scott	Wolf

Nays, 4:

Dykhouse	Rigler	Shoeman	Turner

Absent or not voting, 1:

[redacted] Schroeder

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 187 be immediately messaged to the House, which request was complied with.

Senator O'Malley asked and received unanimous consent that Senate File 79 be withdrawn from further consideration of the Senate.

Senator Rigler took the chair at 11:20 a.m.

On motion of Senator Lynes, House File 461, a bill for an act relating to compensation of county officers, was taken up and considered.

Senator Lynes asked and received unanimous consent that action on House File 461 be deferred and that the bill be placed on the calendar under unfinished business.

President Mooty took the chair at 11:40 a.m.

Senator Moore called up the following resolution:

SENATE RESOLUTION 6
By Moore and Scott

A resolution creating a bipartisan committee to investigate certain statements made relative to the conduct of the Iowa Liquor Control Commission by the Governor of Iowa.

Whereas numerous statements have been made by the Governor to the press on several occasions relative to the operation of the Iowa Liquor Control Commission, and

Whereas the Legislature through the Senate has confirmed said Commissioners, and

Whereas these statements reflect unfavorably on the Commission and our entire state government,

Be It Resolved by the Senate:

1. A bipartisan committee of six (6) members shall be appointed by the President of the Senate.

2. The Committee shall have the authority to investigate into the actions of said Liquor Control Commission relative to said allegations.

3. Said Committee shall choose a chairman from its ranks, and adopt rules of the conduct of proceedings.

4. The Committee shall be appointed and shall organize as soon as possible after the enactment of this measure and shall make its final report prior to the adjournment of the Fifty-ninth General Assembly and upon submission of said report the Committee shall be dissolved.

Senator Moore asked and received unanimous consent to take up the resolution at this time.

On motion of Senator Moore, the resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Shoeman, House File 470, a bill for an act relating to medical assistance for the aged, was taken up and considered.

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 470, section 5, as follows:

1. By striking all of line 5 and inserting in lieu thereof the following: "policies and prescribe such procedures as".

2. By striking in line 7 the words "enter into arrangements" and insert in lieu thereof the word "contract".

3. By striking all of lines 9 through 14 and inserting in lieu thereof the following:

"organization may handle the processing of and the payment of claims for service rendered under the provisions of this Act and under such rules and regulations as shall be promulgated by said board."

The amendment was adopted.

Senator Mincks offered the following amendment and moved its adoption:

Amend House File 470 by adding thereto the following additional section:

"Sec. 19. In the event that any provision or provisions of this Act shall be in conflict with Title VI—Medical Services for the Aged, being amendments of Title 1 of the Social Security Act, being Public Law 86-778, 86th Congress, H. R. 12580, dated September 13, 1960, providing a state plan for medical assistance for the aged; under which, if this Act were not in conflict, the state would be entitled to receive contributions from the United States for medical aid to the aged, such provision or provisions of this Act so in conflict with such law of the United States shall be considered as suspended and non-effective until fifty days after convening of the legislative assembly in the year 1963 so as to enable the state to qualify and participate in such contributions for medical assistance to the aged from the United States."

The amendment was adopted.

Senator Prentis raised a point of order for the reason that under Rule 21 all bills involving appropriations be sent to the committee on appropriations.

The Chair ruled the point not well taken.

President pro tempore Long took the chair at 12:25 p.m.

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 470 by striking subsection 6 of section 5.

Roll call was requested.

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

Ayes, 9:

Brown	Lucken	Mincks	Prentis
Coleman	Lynes	Nolan	Putney
Long			

Nays, 34:

Buck	Getting	Phelps	Van Eaton
Cowden	Gilmour	Potter	Walker
Curran	Gray	Price	Walter
Elijah	Hansen	Rigler	Wearin
Elvers	Hill	Scott	Weber
Eppers	Hoschek	Shaff	Wiley
Fisher	Hoxie	Shoeman	Wilson
Flatt	Nystrom	Turner	Wolf
Frommelt	O'Malley		

Absent or not voting, 6:

[redacted]	Grimstead	Schroeder	Vance
Dykhouse	Moore	Stuart	

The amendment was lost.

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

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

Ayes, 42:

Brown	Getting	Moore	Shoeman
Coleman	Gilmour	Nolan	Vance
Cowden	Gray	Nystrom	Van Eaton
Curran	Hansen	O'Malley	Walker
Dykhouse	Hill	Phelps	Walter
Elijah	Hoschek	Potter	Wearin
Elvers	Hoxie	Price	Weber
Eppers	Long	Putney	Wiley
Fisher	Lucken	Scott	Wilson
Flatt	Lynes	Shaff	Wolf
Frommelt	Mincks		

Nays, 5:

Buck	Rigler	Stuart	Turner
Prentis			

Absent or not voting, 2:

[redacted]	Grimstead	Schroeder

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

Senator Shoeman asked and received unanimous consent that Senate File 474 be withdrawn from further consideration of the Senate.

On motion of Senator Price, House File 452, a bill for an act relating to the towing of four-wheel trailers and registration fees thereon, was taken up and considered.

Senator Price offered the following amendment:

Amend House File 452 as follows:

1. Strike the period at the end of line 4 of section 1 and insert "and the following is enacted in lieu thereof:

"No motor vehicle shall tow any four-wheeled trailer with a steering axle, or more than one trailer or semitrailer, or both in combination, with the exception that this section shall not apply to any motor truck, truck tractor or road tractor registered at a combined gross weight of ten (10) tons or more nor to a farm tractor towing a four-wheeled trailer, or to any farm tractor or motor vehicle towing implements of husbandry, or a wagon box trailer used by a farmer in transporting produce, farm products or supplies hauled to and from market when registered under the provisions of section three hundred twenty-one point one hundred twenty-three (321.123).".

2. Further amend House File 452 by striking all of section 2 and adding the following:

"Sec. 2. Section three hundred twenty-one point one hundred twenty-three (321.123), Code 1958, is amended by striking the word 'defined' in line two (2) and by inserting in lieu thereof the word 'registered' and by inserting after the word 'semitrailers' in line two (2) of said section, the following: 'under the provisions of section three hundred twenty-one point one hundred twenty-two (321.122)'.

"Sec. 3. Chapter three hundred twenty-one (321), Code 1958, is hereby amended by adding thereto the following:

'Any four-wheeled trailer towed by a truck tractor or road tractor shall be registered under the semitrailer provisions of section three hundred

twenty-one point one hundred twenty-two (321.122), provided however, that the provisions of this section shall not be applicable to motor vehicles drawing wagon box trailers used by a farmer in transporting produce farm products or supplies hauled to and from market when registered under the provisions of section three hundred twenty-one point one hundred twenty-three (321.123).'."

Senator Dykhouse asked and received unanimous consent that action on House File 452 be deferred and that the bill be placed on the calendar under unfinished business.

President Mooty took the chair at 12:30 p.m.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House insists on its amendment to Senate File 480, a bill for an act to repeal section forty point one (40.1), Code 1958, and to enact a substitute therefor, redistricting the state into seven congressional districts, and requests a conference and the Speaker has appointed as members of the conference committee on the part of the House: Smith of O'Brien, Goode, Naden and Hanrahan.

HOUSE MESSAGE CONSIDERED

CONFERENCE COMMITTEE APPOINTED

President Mooty announced the appointment of Senators Vance, Fisher, Lynes and Elvers on the part of the Senate on the conference committee on Senate File 480.

COMMITTEE APPOINTED

In accordance with Senate Resolution 6, duly adopted, President Mooty announced the appointment of the following committee: Senators Nolan, chairman; O'Malley, ranking member; Scott, Dykhouse, Van Eaton and Moore.

SENATE CONCURRENT RESOLUTION 30

By Nystrom, Gray, Lynes, Shaff, Elijah and Walker

A concurrent resolution providing for the appointment of a special committee to conduct a study of the trade practices being used in the dairy industry.

Whereas, dairy products are necessary products of human food and that the proper supply of them is vital to the public health and welfare; and

Whereas, the production, transportation, processing, storage, distribution, wholesale and retail sales of milk are elements of commerce affecting the public health; and

Whereas, trade practices presently being carried on in the production, sale, processing and distribution of milk and other dairy products have a

great effect on the stability of the dairy industry and of the economy of the State of Iowa; and

Whereas, in order to present a well-considered program for the continuation of fair competition among all businesses and to guarantee to the citizens of this state a proper supply of wholesome milk and other dairy products, it is desirable and necessary that a thorough study be made of all related problems concerning the production, transportation, processing, storage, and sale at wholesale and retail of milk and other dairy products and their non-milk fat imitations, and to investigate the trade practices in the dairy industry throughout this state; now therefore,

Be It Resolved by the Senate, the House of Representatives Concurring: That a joint bipartisan committee of six members, three from the Senate, to be appointed by the lieutenant governor, not more than two of whom shall be from the same political party, and three from the House of Representatives, to be appointed by the Speaker of the House, not more than two of whom shall be from the same political party. Any vacancy in the membership shall be filled by appointment from the representative body to which the retiring member of the committee belongs, as the case may be.

The committee shall have full power and authority during the session of the Fifty-ninth General Assembly and following its adjournment to make a comprehensive inquiry into the production, processing, distribution, sale at wholesale, sale at retail and trade practices of the dairy industry in this state.

The committee shall, in addition to studying the trade practices presently being conducted in the dairy industry, review the trade practices in the dairy industry of our neighboring states and the legislative programs enacted by the various states which affect the dairy industry, confer with producers, processors, distributors and retailers of dairy products. The committee is hereby authorized and empowered to:

(1) Investigate and determine the price and prices at which milk and other dairy products are being sold throughout the State of Iowa.

(2) To examine the methods and/or procedures being used to sell and dispense milk and dairy products throughout the State of Iowa.

Upon completion of the inquiry and study contemplated by this resolution, the committee shall make and file a report of its findings and recommendations with the Sixtieth regular session of the General Assembly.

There is hereby appropriated from any funds of the state treasury not otherwise appropriated, the sum of five thousand (5,000) dollars, or so much thereof as may be necessary, to carry out the purposes of this resolution. The compensation of employees and expenses of said committee shall be paid out of the state general fund on vouchers to be approved by the chairman or secretary of the committee and audited according to law.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which the Senate failed to concur in the House amendment to Senate File 164.

JOHN J. BROWN.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 35, 508, 512 and 514; also, House Files 347, 397, 633 and 704.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 ofthe Senate: Senate Files 35, 508, 512 and 514; also, House Files 347, 397, 633 and 704.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate Files 35, 508, 512 and 514.

HARRY L. COWDEN, *Chairman.*

Passed on file.

AMENDMENTS FILED

Amend Senate File 538 as follows:

1. By inserting as sections 2 and 3 the following new sections:

"Sec. 2. Section two hundred eighty-six A point three (286A.3), Code 1958, is hereby amended by striking lines one (1) through eight (8) and inserting in lieu thereof the following:

'General school aid shall be distributed under this chapter on the basis provided in section two hundred eighty-six A point four (286A.4) of the Code.'

"Sec. 3. Section two hundred eighty-six A point four (286A.4), Code 1958, is amended by striking subsection three (3) and inserting in lieu thereof the following:

'Multiply one dollar by the average daily enrollment of resident junior college students carrying twelve or more semester hours of work. Multiply one dollar and a half by the average daily enrollment of nonresident junior college students carrying twelve or more semester hours of work. Multiply the sum of these products by the actual number of days school was officially in session, not to exceed one hundred eighty days. For the purpose of this section "work" means subjects or courses for which credit is granted and which are approved by the state department of public instruction for state aid.'"

2. By renumbering the remaining sections.

GEORGE W. WEBER.

Amend Senate File 538 by striking sections 3 and 4 therefrom.

ROBERT R. RIGLER.

Amend House File 260 by adding to section 1 the following:

Further amend said section by adding to subsection five (5) the following paragraph after the third line of paragraph "b":

c. The ordinances, sections and subsections proposed to be amended and containing an explanation of the changes proposed. Whe a new ordinance is proposed for adoption as part of a municipal code, it shall be published as provided in subsection one (1).

GEORGE E. O'MALLEY.

Amend the Lynes, et al., amendment filed April 24, 1961, to House File 461 by adding the following as a new section:

"Sec. 6. If any county offices or positions are combined, the salary thereof shall be 30% greater than the salary otherwise established for such office. The salary for deputy county officers shall, nonetheless, continue to be based on that salary which would be drawn by the principal officer if combination of offices had not been effected."

DAVID O. SHAFF.

Amend the Lynes, et al., amendment to House File 461 filed April 24, 1961 as follows:

1. By placing in line 5 of section 3 thereof after the word, "inclusive" the words, "and also subsection fifteen (15)".

2. By adding the following as subsection 15 thereto:

"One hundred fifty thousand and over, ten thousand dollars."

GEORGE E. O'MALLEY.

Amend the Lynes, et al. amendment to House File 461 filed April 24, 1961 by striking in line 3 of subsection 6 of section 5 thereof the words, "six thousand six" and by inserting in lieu thereof the words, "seven thousand".

GEORGE E. O'MALLEY.

Amend the Lynes, et al. amendment to House File 461 filed on April 24 and found on pages 959, 960 and 961 of the Senate Journal by striking lines 111 through line 125 and inserting in lieu thereof the following:

"3. By striking all of said section beginning with the word 'and' in line 17 and by inserting in lieu thereof the following:

'with boards not exceeding five members in number, the county supervisors shall each receive an annual salary equal to that of their respective county auditor in the amounts as set forth in section three hundred forty point one (340.1) of the Code.'"

JAKE B. MINCKS.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m., Monday, May 1, 1961.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MAY 1, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Robert Bowman, pastor of the First Presbyterian Church, Council Bluffs, Iowa.

PRESENTATION OF VISITOR

Senator Eppers rose on a point of personal privilege and presented to the Senate the Honorable Edward J. McManus of Lee County, former Lieutenant Governor, who was present in the Senate chamber.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and extended to the members of the Senate an invitation to join with the House to welcome Hisashi Amano, Governor of Yamanashi Prefecture, Iowa's sister state in Japan.

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

JOINT CONVENTION

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

Naden of Hamilton moved that a committee of six, consisting of three members from the Senate and three members from the House, be appointed to notify Governor and Mrs. Amano of Yamanashi Prefecture, Japan, that the joint convention was ready to receive them.

Motion prevailed and the President appointed as such committee Senators Flatt of Madison, Wilson of Appanoose and Scott of Fayette on the part of the Senate and Representatives Naden of Hamilton, Lisle of Page and Hagedorn of Clay on the part of the House.

The committee waited upon Governor and Mrs. Norman Erbe and Governor and Mrs. Hisashi Amano and escorted them to the Speaker's station. President Mooty presented Governor Erbe who introduced Governor Hisashi Amano, Governor of Yamanashi Prefecture, Japan.

Governor Amano of our sister state of Yamanashi, Japan, addressed the joint convention briefly.

The committee previously appointed came forward and escorted Governor and Mrs. Norman Erbe and Governor and Mrs. Hisashi Amano from the House chamber.

Lynes of Bremer moved that the joint convention be now dissolved.

The motion prevailed.

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

INTRODUCTION OF BILL

Senate File 539, by committee on cities and towns, a bill for an act to amend chapter three hundred sixty-eight (368), Code 1958, relating to municipal buildings and property.

Read first and second times and referred to the sifting committee.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 509, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1961, and ending June 30, 1963, to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said board of regents.

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 to appropriate from the general fund of the State of Iowa 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 520, 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 $1,100,000.00 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 House was asked:

Senate File 521, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1961, and ending June 30, 1963, 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 522, a bill for an act to appropriate from the Iowa public employees retirement system fund four hundred ninety thousand two hundred dollars to the employment security commission for the costs of the administration of chapter ninety-seven B (97B), Code 1958.

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 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.

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 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: 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 to appropriate funds to the state comptroller from the motor vehicle fuel tax fund.

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 to legalize and validate the proceedings of the board of directors of the Lamont Community School District, in the counties of Buchanan, Fayette and Delaware.

Also: That the House has concurred in Senate amendments to and passed House File 66, a bill for an act relating to the auditing of school districts.

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 legalize and validate an ordinance passed by the West Des Moines, Iowa, city council, establishing a system of sewer rentals in accordance with a certain written agreement made between the city of Des Moines, Iowa, and the city of West Des Moines, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 615, a bill for an act relating to retention from payments on certain public improvement construction contracts.

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 to require newly organized and newly admitted insurance companies to file quarterly reports with the insurance commissioner during the first two years they do business in the state.

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 relating to the purchase of certain equipment and materials used for maintenance work on secondary roads.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 673, a bill for an act enabling the establishment of multicounty benefited fire districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 674, a bill for an act relating to benefited fire districts.

Also: That the House has concurred in Senate amendments to and passed House File 597, a bill for an act relating to the acqusition and sale of real estate by the board of control.

Also: That the House has concurred in Senate amendments to and passed House File 644, a bill for an act relating to the management, control and government of institutions under the board of control.

Also: That the House has concurred in Senate amendments to and passed House File 692, a bill for an act to legalize and validate the proceedings for the organization and the establishment of boundaries of the Ackley-Geneva Community School District in the counties of Hardin, Franklin, Butler and Grundy.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 509

Amend Senate File 509 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. There is hereby appropriated from the general fund of the state for each year of the biennium, beginning July 1, 1961, and ending June 30, 1963, for the support, maintenance, equipment, repairs, replacements and alterations of all institutions under the control of the state board of regents, the sum of forty-three million eight hundred twenty thousand seven hundred three dollars ($43,820,703.00), or so much thereof as may be necessary, and for the following purposes to wit:

STATE UNIVERSITY OF IOWA
Iowa City

Sec. 2. For the state university of Iowa there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of fourteen million five hundred forty-two thousand three hundred four dollars ($14,542,304.00), or so much thereof as may be necessary, to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes, to include $475,700.00 for equipment	$14,162,604.00
For repairs, replacements and alterations	375,000.00
For Lakeside laboratory for repairs, replacements, alterations and equipment	4,700.00
Total for state university of Iowa	$14,542,304.00

UNIVERSITY HOSPITAL

Sec. 3. For the purpose of carrying out the purpose of chapter two hundred fifty-five (255), Code 1958, there is hereby appropriated from the general fund of the state for each year of the biennium, beginning July 1, 1961, and ending June 30, 1963, the sum of five million nine hundred eight thousand nine hundred fifty-two dollars ($5,908,952.00), or so much thereof as may be necessary, to be used in the following manner:

For salaries, support, maintenance, and for medical-surgical treatment of indigent patients at the university hospital, to include $154,350 for equipment	$ 5,733,952.00
For repairs, replacements and alterations	175,000.00
Total for the university hospital	$ 5,908,952.00

PSYCHOPATHIC HOSPITAL

Sec. 4. For the psychopathic hospital for the purpose of chapter two hundred twenty-five (225), Code 1958, there is hereby appropriated from the general fund of the state for each year of the biennium, beginning July 1, 1961, and ending June 30, 1963, the sum of one million one hundred twenty-three thousand five hundred nine dollars ($1,123,509.00), or so much thereof as may be necessary, to be used in the following manner:

For salaries, support, maintenance and for the care, treatment and maintenance of committed and voluntary public patients therein, to include $9,350.00 for equipment	$ 1,109,509.00
For repairs, replacements and alterations	14,000.00
Total for psychopathic hospital	$ 1,123,509.00

BACTERIOLOGICAL LABORATORY

Sec. 5. For the bacteriological laboratory there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of three hundred seventy-six thousand five hundred twenty-six dollars ($376,526.00), or so much thereof as may be necessary, to be used in the manner and under the authority provided in chapter two hundred sixty-three (263), Code 1958:

For salaries, support, maintenance, and miscellaneous purposes, to include $20,450.00 for equipment	$ 376,526.00
Total for bacteriological laboratory	$ 376,526.00

HOSPITAL SCHOOL

Sec. 6. For the hospital school there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of six hundred forty-two thousand thirty-four dollars ($642,034.00), or so much thereof as may be necessary, to be used in the manner and under the authority provided in chapter two hundred sixty-three (263), Code 1958:

For salaries, support, maintenance and miscellaneous purposes, to include $10,000.00 for equipment	$ 636,784.00
For repairs, replacements and alterations	5,250.00
Total for hospital school	$ 642,034.00

IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY
Ames

Sec. 7. For the Iowa state university of science and technology, including the Iowa agricultural experiment station and the cooperative extension service in agriculture and home economics, there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of fourteen million six hundred forty-nine thousand nine hundred eighty dollars ($14,649,980.00), or so much thereof as may be necessary, to be used in the following manner:

(1) GENERAL UNIVERSITY

For salaries, support, maintenance and miscellaneous purposes, to include $387,490.00 for equipment	$10,144,993.00

For repairs, replacements and alterations..... 375,000.00

Total for general university.....$10,519,993.00

(2) IOWA AGRICULTURAL EXPERIMENT STATION

For salaries, support, maintenance and miscellaneous purposes, to include $55,510.00 for equipment.....$ 2,456,279.00

Total for Iowa agricultural experiment station.....$ 2,456,279.00

(3) CO-OPERATIVE EXTENSION SERVICE IN AGRICULTURE AND HOME ECONOMICS

For salaries, support, maintenance and miscellaneous purposes, to include $18,490.00 for equipment.....$ 1,673,708.00

Total for co-operative extension service in agriculture and home economics .....$ 1,673,708.00

Grand total of all appropriations for all purposes of the Iowa state university of science and technology, including the Iowa agricultural experiment station and the co-operative extension service in agriculture and home economics.....$14,649,980.00

IOWA STATE TEACHERS COLLEGE
Cedar Falls

Sec. 8. For the Iowa state teachers college there is hereby appropriated from the general fund of the state for each year of the biennium, beginning July 1, 1961, and ending June 30, 1963, the sum of three million nine hundred eighty-three thousand four hundred fifteen dollars ($3,983,415.00), or so much thereof as may be necessary, to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes, to include $89,640.00 for equipment.....$ 3,818,040.00

For repairs, replacements and alterations..... 165,375.00

Total for Iowa state teachers college.....$ 3,983,415.00

IOWA BRAILLE AND SIGHT-SAVING SCHOOL
Vinton

Sec. 9. For the Iowa braille and sight-saving school there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of four hundred eighty-four thousand four hundred fifty-two dollars ($484,452.00) or so much thereof as may be necessary, to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes, to include $18,100.00 for equipment.....$ 467,927.00

For repairs, replacements and alterations..... 16,525.00

Total for Iowa braille and sight-saving school.....$ 484,452.00

IOWA SCHOOL FOR THE DEAF
Council Bluffs

Sec. 10. For the Iowa school for the deaf there is hereby appropriated from the general fund of the state for each year of the biennium, beginning July 1, 1961, and ending June 30, 1963, the sum of eight hundred seventy-seven thousand one hundred six dollars ($877,106.00), or so much thereof

as may be necessary, to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes, including $20,025 for equipment	$ 853,856.00
For repairs, replacements and alterations	23,250.00
Total for the Iowa school for the deaf	$ 877,106.00

STATE SANATORIUM
Oakdale

Sec. 11. For the state sanatorium there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of one million two hundred thirty-two thousand four hundred twenty-five dollars ($1,232,425.00), or so much thereof as may be necessary, to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes, to include $25,200.00 for equipment	$ 1,187,425.00
For repairs, replacements and alterations	45,000.00
Total for state sanatorium	$ 1,232,425.00
Grand total of all appropriations to the state board of regents for all purposes	$43,820,703.00

Sec. 12. The budget of total expenditures for each institution under the control of the state board of regents, including state appropriations and such other receipts as may be available for the same purpose as the state appropriations, during the biennium shall not exceed the budget for each institution as hereinafter set forth, except the state board of regents may, in the event of an emergency or necessity which may arise at any particular institution under its control, expend more than the amount budgeted for such institution which expenditure shall be made out of increase in receipts of such institutions, such increase in receipts meaning receipts in excess of the estimation of receipts of the respective institutions as set forth in the appropriations proposals submitted to the general assembly, provided that thirty days prior to such proposed increased expenditure the board shall report in writing to the state comptroller the specific purpose of such additional expenditure and the source and amount of funds available therefor, and further said board shall set out in its biennial report to the governor and the next general assembly such increased expenditures, the purpose thereof, and the source and amount of funds used therefor. No funds appropriated by this Act or receipts, which may be used for the same purpose as said appropriations, may be used for capital improvements.

State university of Iowa		$35,534,608.00
University hospital		19,463,174.00
Psychopathic hospital		2,618,734.00
Bacteriological laboratory		843,960.00
Hospital school		1,284,068.00
Iowa state university		
General university	$27,062,986.00	
Agricultural experiment station	6,253,218.00	
Co-operative extension service in agriculture and home economics	6,186,284.00	
Total		$ 39,502,488.00
Iowa state teachers college		9,439,330.00
Iowa braille and sight-saving school		970,904.00

Iowa school for the deaf	1,766,012.00
State sanatorium	2,619,650.00

Total budget for all institutions under the state board of regents for the biennium beginning July 1, 1961, and ending June 30, 1963 ..... $114,042,928.00

Sec. 13. Any unencumbered balances remaining in the appropriations made by the Fifty-eighth General Assembly to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under the said state board of regents on June 30, 1961, shall revert to the general fund of the state, except that balances not to exceed the following specified amounts may be retained in each fund and used for emergencies with the approval of the state board of regents and the budget and financial control committee:

State university of Iowa—general	$ 200,000.00
University hospital	75,000.00
Psychopathic hospital	15,000.00
Bacteriological laboratory	7,500.00
Hospital school	5,000.00
Iowa state university—general	200,000.00
Iowa agricultural experiment station	25,000.00
Co-operative extension service in agriculture and home economics	25,000.00
Iowa state teachers college	50,000.00
Iowa braille and sight-saving school	5,000.00
Iowa school for the deaf	10,000.00
State sanatorium	15,000.00
Total	$ 632,500.00

Sec. 14. All salaries provided for in this Act shall be payable in equal monthly or semi-monthly installments, and shall be in full compensation for all services except as otherwise expressly provided 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.

Sec. 15. Chapter 8 of the Code shall apply to this Act.

Sec. 16. This Act, being deemed of immediate importance, shall take effect and be in full force from and after its passage and publication in The Toledo Chronicle, a newspaper published at Toledo, Iowa, and in The Reinbeck Courier, a newspaper published at Reinbeck, Iowa.

HOUSE MESSAGES CONSIDERED

House File 548, a bill for an act to legalize and validate an ordinance passed by the West Des Moines, Iowa, city council, establishing a system of sewer rentals in accordance with a certain written agreement made between the city of Des Moines, Iowa, and the city of West Des Moines, Iowa.

Read first and second times and referred to the sifting committee.

House File 615, 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 684, a bill for an act to require newly organized and newly admitted insurance companies to file quarterly reports with the insurance commissioner during the first two years they do business in the state.

Read first and second times and referred to the sifting committee.

House File 666, a bill for an act relating to the purchase of certain equipment and materials used for maintenance work on secondary roads.

Read first and second times and referred to the sifting committee.

House File 673, a bill for an act enabling the establishment of multicounty benefited fire districts.

Read first and second times and referred to the sifting committee.

House File 674, a bill for an act relating to benefited fire districts.

Read first and second times and referred to the sifting committee.

HOUSE AMENDMENT CONSIDERED

Senator Turner called up for consideration Senate File 513, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 513

Amend Senate File 513 by adding the following sections:

Sec. 2. The state comptroller is hereby authorized and directed to issue his warrants to the above-named persons in the amounts set opposite their respective name.

Sec. 3. Receipt of said sums by said persons respectively shall be in full settlement of all claims they may hold against the State of Iowa on account of damages as above indicated, claims for which were presented to the joint claims committee of the Fifty-ninth General Assembly.

The Senate concurred in the House amendment.

Senator Turner 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:

Brown	Dykhouse	Flatt	Grimstead
Buck	Elijah	Frommelt	Hansen
Coleman	Elvers	Getting	Hill
Cowden	Eppers	Gilmour	Hoschek
Curran	Fisher	Gray	Hoxie

Long	Phelps	Scott	Walker
Lucken	Potter	Shaff	Walter
Lynes	Prentis	Shoeman	Wearin
Mincks	Price	Stuart	Weber
Moore	Putney	Turner	Wiley
Nolan	Rigler	Vance	Wilson
Nystrom	Schroeder	Van Eaton	Wolf
O'Malley			

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.

THIRD READING OF BILLS

APPROPRIATIONS CALENDAR

On motion of Senator Putney, Senate File 534, 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, 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, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walker
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wiley
Frommelt	Mincks	Scott	Wilson

Nays, 1:

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.

On motion of Senator Putney, Senate File 535, 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 state aid for transportation as provided by chapter two hundred eighty-five (285), Code 1958, 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, 47:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Getting	Moore	Shaff	

Nays, none.

Absent or not voting, 2:

[redacted] Frommelt (present) Wolf (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 Putney, Senate File 536, a bill for an act to appropriate from the general fund of the State of Iowa eight million dollars ($8,000,000.000) 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), Code 1958, was taken up and considered.

Senator Gilmour offered the following amendment and moved its adoption:

Amend Senate File 536 as follows:

1. In line 4, strike the words and figures "four million dollars ($4,000,000.00)" and insert in lieu thereof "six million, seven hundred thousand dollars ($6,700,000.00)".

2. In line 2 of the title, strike the words and figures "eight million dollars ($8,000,000.00)" and insert in lieu thereof "thirteen million, four hundred thousand dollars ($13,400,000.00)".

Roll call was requested.

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

AFTERNOON SESSION

The Senate reconvened, Senator Nolan presiding.

The Senate resumed consideration of Senate File 536 and the amendment filed thereto by Senator Gilmour.

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

Rule 8 was invoked.

Ayes, 20:

Brown	Gilmour	Moore	Shaff
Coleman	Hansen	O'Malley	Turner
Elvers	Hill	Potter	Weber
Eppers	Hoschek	Price	Wiley
Frommelt	Mincks	Rigler	Wolf

Nays, 29:

Buck	Gray	Nystrom	Stuart
Cowden	Grimstead	Phelps	Vance
Curran	Hoxie	Prentis	Van Eaton
Dykhouse	Long	Putney	Walker
Elijah	Lucken	Schroeder	Walter
Fisher	Lynes	Scott	Wearin
Flatt	Nolan	Shoeman	Wilson
Getting			

Absent or not voting, none.

The amendment was lost.

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

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

Ayes, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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.

HOUSE AMENDMENT CONSIDERED

Senator Putney called up for consideration Senate File 509, a bill

for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1961, and ending June 30, 1963, to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said board of regents, amended by the House, and moved that the Senate concur in the House amendment.

Roll call was requested.

On the question "Shall the Senate concur in the House amendment?" the vote was:

Rule 8 was invoked.

Ayes, 23:

Brown	Gilmour	Nolan	Walter
Curran	Hansen	Nystrom	Wearin
Elijah	Hill	O'Malley	Weber
Elvers	Hoschek	Potter	Wiley
Eppers	Mincks	Stuart	Wolf
Frommelt	Moore	Turner	

Nays, 26:

Buck	Gray	Prentis	Shaff
Coleman	Grimstead	Price	Shoeman
Cowden	Hoxie	Putney	Vance
Dykhouse	Long	Rigler	Van Eaton
Fisher	Lucken	Schroeder	Walker
Flatt	Lynes	Scott	Wilson
Getting	Phelps		

Absent or not voting, none.

The Senate refused to concur in the House amendment.

THIRD READING OF BILLS

On motion of Senator Putney, Senate File 537, 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, was taken up and considered.

Senator Schroeder offered the following amendment, filed by Senators Schroeder and O'Malley, and moved its adoption:

Amend Senate File 537, section 1, line 14 by striking "100,000.00" and inserting in lieu thereof "200,000.00".

Further amend Senate File 537, section 1, line 26 by striking "$1,921,500.00" and inserting in lieu thereof "$2,021,500.00".

The amendment was adopted.

Senator Gilmour offered the following amendment and moved its adoption:

Amend Senate File 537 as follows:

1. In line 19, strike the figure "200,000.00" and insert in lieu thereof "300,000.00".

2. In lines 20 and 21, strike the words and figures "two hundred thousand dollars ($200,000.00)" and insert in lieu thereof "three hundred thousand dollars ($300,000.00)".

Division was called for.

The amendment was lost.

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

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

Ayes, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 Lynes, House File 461, a bill for an act relating to compensation of county officers, was taken up for consideration.

Senator Schroeder asked and received unanimous consent to withdraw the amendment filed by him and found on page 959 of the Senate Journal.

Senator Lynes called up the amendment filed by Senators Lynes, Schroeder, Shoeman and Long and found on pages 959, 960 and 961.

Senator Schroeder offered the following amendment to the amendment and moved its adoption:

Amend the amendment, section 3, line 5, by striking the word and figure "thirteen (13)" and inserting in lieu thereof the word and figure "fourteen (14)".

Further amend the Lynes, et al., amendment to House File 461, section 3, by adding the following as subsection 14 at the end thereof: "One hundred thousand and less than one hundred fifty thousand, eight thousand four hundred dollars.".

The amendment to the amendment was adopted.

Senator O'Malley offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking in line 3 of subsection 6 of section 5 thereof the words, "six thousand six" and by inserting in lieu thereof the words, "seven thousand".

The amendment to the amendment was adopted.

Senator Mincks offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking line 111 through line 125 and inserting in lieu thereof the following:

"3. By striking all of said section beginning with the word 'and' in line 17 and by inserting in lieu thereof the following:

'with boards not exceeding five members in number, the county supervisors shall each receive an annual salary equal to that of their respective county auditor in the amounts as set forth in section three hundred forty point one (340.1) of the Code.' "

Senator Dykhouse raised a point of order on the amendment for the reason that the amendment was not germane.

The Chair ruled the point not well taken and the amendment to the amendment in order.

The amendment to the amendment was lost.

Senator O'Malley offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:

1. By placing in line 5 of section 3 thereof after the word, "inclusive" the words, "and also subsection fifteen (15)".

2. By adding the following as subsection 15 thereto:

"One hundred fifty thousand and over, ten thousand dollars."

Roll call was requested.

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

Ayes, 24:

Coleman	Gilmour	Moore	Putney
Elijah	Hansen	Nolan	Turner
Elvers	Hoschek	Nystrom	Van Eaton
Eppers	Long	O'Malley	Wearin
Flatt	Lynes	Potter	Weber
Frommelt	Mincks	Price	Wolf

Nays, 18:

Cowden	Grimstead	Prentis	Shoeman
Dykhouse	Hill	Rigler	Vance
Fisher	Hoxie	Schroeder	Wiley
Getting	Lucken	Scott	Wilson
Gray	Phelps		

Absent or not voting, 7:

Brown (present)	[redacted]	Shaff	Walker
Buck (present)	Curran (present)	Stuart	Walter (present)

The amendment to the amendment was adopted.

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding the following as a new section:

"Sec. 6. If any county offices or positions are combined, the salary thereof shall be 30 percent greater than the salary otherwise established for such office. The salary for deputy county officers shall, nonetheless, continue to be based on that salary which would be drawn by the principal officer if combination of offices had not been effected."

The amendment to the amendment was adopted.

Senator Turner offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding after line 119 the following:

"6. Insert before the word 'and' in line thirty-two (32) the following:

'and in counties now having or which may hereafter have a population in excess of eighty thousand, county supervisors shall receive an annual salary of five thousand two hundred dollars,'."

2. Further amend the amendment, line 120, by changing the number "6." to "7."., and line 123, by changing the number "7." to "8.".

Senator Price moved that the vote by which the amendment to the amendment filed by Senator O'Malley to subsection 6 of section 5 was adopted be reconsidered.

Senator O'Malley raised a point of order on the motion for the reason that another question was before the Senate.

The Chair ruled the point well taken.

Senator Scott moved that action on the amendment to the amendment filed by Senator Turner be deferred, which motion prevailed.

Senator Price moved that the vote by which the amendment to the amendment filed by Senator O'Malley to subsection 6 of section 5 was adopted be reconsidered, which motion prevailed.

Senator O'Malley again moved the adoption of his amendment.

The amendment to the amendment was lost.

Senator Turner renewed his motion for the adoption of the amendment to the amendment filed by him.

The amendment to the amendment was lost.

Senator Stuart offered the following amendment to the amendment, filed by Senators Stuart, Shaff and Long, and moved its adoption:

Amend the amendment by adding the following new sections:

Sec. 6. Section six hundred five point seven (605.7), Code 1958, is amended by inserting after the word "court" in line five (5) thereof, the words, "and perform such other reporting and related duties in aid of the court".

Sec. 7. Section six hundred five point eight (605.8), Code 1958, is amended as follows:

1. By striking from line two (2) thereof the words, "twenty-five dollars" and inserting in lieu thereof the words, "twenty-seven dollars and fifty cents".

2. By inserting after the first comma (,) in line four (4) thereof the words, "or employment,".

3. By inserting after the first comma (,) in line seven (7) thereof the words, "or directing the employment,".

4. By inserting at the end of said section the words, "Payments shall be made at least once each month."

Sec. 8. Section six hundred five point nine (605.9), Code 1958, is amended by striking from line three (3) thereof the words, "fifty-four" and inserting in lieu thereof the words, "seventy-two".

Sec. 9. Section six hundred five point ten (605.10), Code 1958, is amended by striking from line seven (7) thereof the word "six" and inserting in lieu thereof the word, "nine".

Sec. 10. Section six hundred two point forty-six (602.46), Code 1958, is amended as follows:

1. By striking from line seven (7) thereof the word, "seventeen" and inserting in lieu thereof the words, "twenty-two".

2. By striking from line ten (10) thereof the word, "twenty" and inserting in lieu thereof the words, "twenty-five".

Senator Price raised a point of order on the amendment to the amendment for the reason that the amendment was not germane to the amendment.

The Chair ruled the point not well taken.

The amendment to the amendment was adopted.

Senator Lynes moved the adoption of the amendment as amended.

Roll call was requested.

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

Ayes, 34:

Coleman	Fisher	Lucken	Prentis
Cowden	Getting	Lynes	Price
Curran	Gray	Nolan	Putney
Dykhouse	Grimstead	Nystrom	Rigler
Elijah	Hoxie	O'Malley	Schroeder
Elvers	Long	Phelps	Scott

Shaff	Turner	Walker	Weber
Shoeman	Vance	Walter	Wiley
Stuart	Van Eaton		

Nays, 15:

Brown	Frommelt	Hoschek	Wearin
Buck	Gilmour	Mincks	Wilson
Eppers	Hansen	Moore	Wolf
Flatt	Hill	Potter	

Absent or not voting, none.

The amendment as amended was adopted.

Senator Mincks asked and received unanimous consent to withdraw the amendments to House File 461 filed by him and found on pages 898, 914 and 915 of the Senate Journal.

Senator Turner asked and received unanimous consent to withdraw the amendment to the committee amendment to House File 461 filed by him and found on page 914 of the Senate Journal.

Senator Stuart offered the following amendment and moved its adoption:

Amend the title to House File 461, by inserting after the word "officers" in line 1 the following: "and court reporters".

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, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walker
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wiley
Frommelt	Mincks	Scott	Wolf

Nays, 1:

Wilson

Absent or not voting, none.

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

THIRD READING OF BILLS

On motion of Senator Putney, Senate File 538, a bill for an act to appropriate thirty-nine million two hundred fifty-nine thousand five hundred sixty dollars ($39,259,560.00) 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), Code 1958, was taken up and considered.

Senator Prentis took the chair at 4:15 p.m.

Senator Weber offered the following amendment:

Amend Senate File 538 as follows:

1. By inserting as sections 2 and 3 the following new sections:

"Sec. 2. Section two hundred eighty-six A point three (286A.3), Code 1958, is hereby amended by striking lines one (1) through eight (8) and inserting in lieu thereof the following:

'General school aid shall be distributed under this chapter on the basis provided in section two hundred eighty-six A point four (286A.4) of the Code.'

"Sec. 3. Section two hundred eighty-six A point four (286A.4), Code 1958, is amended by striking subsection three (3) and inserting in lieu thereof the following:

'Multiply one dollar by the average daily enrollment of resident junior college students carrying twelve or more semester hours of work. Multiply one dollar and a half by the average daily enrollment of nonresident junior college students carrying twelve or more semester hours of work. Multiply the sum of these products by the actual number of days school was officially in session, not to exceed one hundred eighty days. For the purpose of this section "work" means subjects or courses for which credit is granted and which are approved by the state department of public instruction for state aid.' "

2. By renumbering the remaining sections.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 219, a bill for an act to amend the exemption for hunting license for children under sixteen (16) years of age.

Also: That the House has receded from its amendments to and passed the following bill in which the concurrence of the House was asked:

Senate File 366, a bill for an act relating to the control of motor vehicle truck operators by the commerce commission.

Also: That the House has concurred in Senate amendments to and passed House File 187, a bill for an act relating to low-rent housing.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 700, a bill for an act authorizing cities, towns and counties to contract for ambulance service.

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 to legalize and validate the proceedings of the town council of Central City, Iowa, in calling a special election on proposition of construction of fire station, contracting indebtedness of $22,000, and issuance of bonds therefor, levying annual tax not to exceed 2½ mills in payment of such bonds and interest.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 705, a bill for an act to dissolve the Linn Grove Cemetery Association.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 700, a bill for an act authorizing cities, towns and counties to contract for ambulance service.

Read first and second times and referred to the sifting committee.

House File 701, a bill for an act to legalize and validate the proceedings of the town council of the town of Central City, in the county of Linn, State of Iowa, in the calling of a special election on the proposition of constructing a fire station in said town and contracting indebtedness for such purpose not in excess of twenty-two thousand dollars ($22,000), issuing bonds for such purpose not in excess of twenty-two thousand dollars ($22,000), and levying a tax annually upon the taxable property of said town not in excess of two and one-half (2½) mills per annum in payment of such bonds and the interest thereon, and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said town.

Read first and second times and referred to the sifting committee.

House File 705, a bill for an act to dissolve the Linn Grove Cemetery Association.

Read first and second times and referred to the sifting committee.

CONFERENCE COMMITTEE REPORT

ON SENATE FILE 480

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House on Senate File 480, an Act to repeal section forty point one (40.1), Code 1958, and to enact a substitute therefor, redistricting the state into seven (7) congressional districts, beg leave to report and make the following recommendations:

1. That the House of Representatives recede from its amendment as passed to Senate File 480.

2. That Senate File 480, section 1, as passed by the Senate, be amended as follows:

a). By striking "Webster," in line 14; by striking "and Marshall" in line 15; and by striking the comma before "Black Hawk" in line 15 and inserting the word "and" in lieu thereof.

b). By striking the word "Greene" in line 20 and by striking ", Dallas" in line 21.

c). By adding "Marshall," after the words "counties of" in line 16.

d). By adding the word "Webster" after the words "counties of" in line 20.

e). By adding "Greene," in line 27 after "Carroll," and by adding "Dallas," in line 27 after "Guthrie,".

CLIFFORD M. VANCE, *Chairman.*
J. LOUIS FISHER.
J. KENDALL LYNES.
On the Part of the Senate.

MARVIN W. SMITH, *Chairman.*
ROBERT W. NADEN.
DEWEY E. GOODE.
On the Part of the House.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 80, 215, 242, 289, 355, 515 and 518; also, House Files 54 and 703.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 80, 215, 242, 289, 355, 515 and 518; also, House Files 54 and 703.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate Files 80, 215, 242, 289, 355, 515 and 518.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 26, 1961, the Governor had approved the following bills:

Senate File 49, relating to voting machines.

Senate File 152, relating to reporting of motor vehicle accidents.

Senate File 297, relating to the payment of tuition to local school boards by the State Board of Regents.

Senate File 451, relating to boat registration, navigation regulations and water safety.

EXPLANATION OF VOTE

I voted "No" on Senate File 534 because the omission of an appropriation for Title IV of the National Defense Education Act is a serious omission, as these funds for guidance programs are essential to good public school education in Iowa.

MELVIN H. WOLF.

EXPLANATION

Why I did not sign Conference Committee Report on Senate File 480.

I did not sign Conference Committee Report on Senate File 480 because I felt we should select the best plan possible. In my opinion, the best plan offered was the one which would change Senate File 480 as passed by the Senate by placing Webster County in the Sixth District and Marshall County in the Fourth District.

ADOLPH ELVERS.

PROOF OF PUBLICATION

Published copy of Senate File 530 and verified proof of publication of said bill in The St. Ansgar Enterprise on April 27, 1961, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

CARROLL A. LANE,
Secretary of Senate.

RESIGNATION OF EMPLOYEE

Senator Putney announced the resignation of Henry Ashley of Polk County as Control Board Operator effective April 30, 1961.

AMENDMENTS FILED

1. Amend Senate File 538, section 1, lines 4 and 5 by striking "nineteen million six hundred twenty-nine thousand seven hundred eighty dollars ($19,629,780.00)" and inserting in lieu thereof "nineteen million five hundred twenty-nine thousand seven hundred eighty dollars ($19,529,780.00)".

2. Amend the title to Senate File 538 by striking in lines 1 and 2 the following "thirty-nine million two hundred fifty-nine thousand five hundred sixty dollars ($39,259,560.00)". and inserting in lieu thereof "thirty-nine million fifty-nine thousand five hundred sixty dollars ($39,059,560.00)".

JACK SCHROEDER.
GEORGE O'MALLEY.

Amend Senate File 538 by striking sections 2, 3 and 4.

EUGENE M. HILL.

Amend the committee amendment to House File 306 filed April 6, 1961 by striking from line 7 the date

"November 1, 1961" and inserting in lieu thereof the date "July 4, 1962".

FRANK HOXIE.

Amend House File 452 by adding the following:

Sec. 3. For the enforcement of this act and the provisions of Chapter three hundred twenty-one (321), Code 1958, there is hereby created a port of entry board hereafter called the board. The board shall consist of:

1. The secretary of agriculture.
2. The commissioner of public safety.
3. A member of the highway commission to be selected by the commission members.
4. A member of the Iowa state commerce commission to be selected by the commission members.
5. The director of the motor vehicle fuel-tax division.

A majority of the board shall constitute a quorum for the transaction of business. No deputy shall act on the board for his principal. The terms of the members of the board shall be co-extensive with the term of office on the commission or in the department which they represent.

Sec. 4. The board shall designate the main highways upon which commercial motor vehicles that are transporting passengers for hire or property for hire or resale shall enter and leave this state, and shall establish registration stations or places where inspection and registration service shall be maintained.

Sec. 5. All commercial motor vehicles transporting into or through this state any passengers for hire or property for hire or resale by means of the public highways of this state must enter the state on a highway designated by the board, and shall stop at such registration place as shall be designated by the board, and obtain a clearance sticker.

Sec. 6. The operators of any motor vehicles described in section four (4) of this Act shall make out and deliver to the agent of the board a manifest showing the name of the owner of the vehicle, the name of the operator, or driver, the name of the forwarding or other company in whose service said vehicle is licensed, the license number, the state in which said vehicle has been granted a common or contract motor carrier permit, if any, and number of such permit, the motor number, the serial number of the vehicle, and a description of such vehicle, the point of origin of the shipment, the ultimate destination of the shipment, the gross weight of the vehicle and cargo, and the factory list capacity or the actual capacity if rebuilt, and the number of miles to be traveled within the state and the nature, amount and coverage of all public liability and other insurance carried upon said vehicle and upon the cargo thereon. The operator of said vehicle shall declare upon said manifest the number of the highway or highways which he intends to use within the state and the place where he intends to leave the state. The manifest shall be signed by the operator and filed with the person in charge of said registration station. The operator of said vehicle shall present for inspection to the person in charge of the registration station a copy of billing or invoice describing the contents of the cargo and the weight thereof.

The person in charge of such registration station shall verify the information contained upon billing or invoice and shall check the license, permit, motor and serial numbers, weight and description of the vehicle. Such person shall likewise inspect said vehicle and ascertain whether the same is in safe and roadworthy condition, properly equipped with all lights, brakes and other appliances required by any statute of this state, in such condition as to be safe for operation upon the public highways of this state.

The person in charge of said registration station shall likewise satisfy himself as to the contents of the cargo, the weight thereof, and is authorized to interview operators to obtain information in respect thereto, and if in doubt as to the declared weight may order the cargo weighed before issuing any clearance certificate for such motor vehicle.

The person in charge of said registration station shall further inspect the contents of such vehicle to determine whether or not all taxes on gasoline and motor fuel, and all taxes on any other property have been fully paid.

The person in charge of said registration station shall further inspect such vehicle and its contents to determine whether or not all laws and all rules and regulations of the departments of this state with respect to public safety, health, welfare and comfort have been fully complied with.

No commercial motor vehicle transporting passengers for hire or property for hire or resale shall be allowed to proceed from inspection stations designated by the board until it has been registered and inspected and a clearance certificate issued therefor.

Sec. 7. The powers and duties of the board shall be as follows:

1. To make all necessary rules and regulations for the enforcement of this Act, such rules to comply with chapter seventeen A (17A) of the Code.

2. To designate a sufficient number of highways entering this state to reasonably meet the needs and requirements of persons, firms and corporations operating motor vehicles for the transportation of passengers and property for compensation who enter this state from beyond the boundaries. The board shall establish ports of entry at points as near the borders of this state as is practicable.

3. To acquire land necessary for such stations by purchase or condemnation and construct such station subject to the approval of the executive council. The board may also enter into lease-purchase agreements in obtaining the property and buildings for such stations.

4. The board may employ such staff as it deems necessary to manage properly and to give service to all persons required to be inspected and required to give information at port of entry stations. Inspection procedures and items to be inspected shall be prescribed by the port of entry board.

5. The board shall set up facilities and personnel capable of combining the inspections at the port of entry which would normally be performed upon motor carriers traveling in this state by the state commission, the highway commission, the public safety department, the gas tax division of the state treasurer's

office and the department of agriculture. Inspections to be combined shall include, but not be limited to, the checking of routes and rates charged by carriers; the weight, length and size of the vehicle; the license and registrations of the vehicle; the compliance with the gas-tax laws of the state; the inspection by the agricultural department in enforcing the laws of this state pertaining to transportation of agricultural produce or livestock.

6. The port of entry board shall cause to be printed clearance certificates which may readily be fastened to the windshield of a motor carrier. The clearance certificate shall be of such design, color, and printing so that it can be readily identified.

Sec. 8. The clearance certificate shall be issued to the motor carrier after the person in charge of such port of entry station is satisfied that all the various inspections have been carried out. Motor carriers displaying such certificates shall not be unnecessarily detained for the purpose of performing any inspection previously performed at a port of entry station.

Sec. 9. The following vehicles shall be issued exempt stickers and shall pass through ports of entry without delay:

1. Motor carriers of passengers operating on regular routes between contiguous cities of this and other states where the routes in this state do not extend beyond the corporate limits of the city in this state or beyond the urban territory within three miles of such corporate limits; nor shall the provisions of this Act apply to the motor carriers of passengers operating on regular routes between any such city and adjoining state and urban territory in this state within three miles of corporate limits thereof where such operations are part of the general local transportation system in such cities.

2. The trucks used exclusively in delivering newspapers directly from the publishers thereof to distributors.

3. Trucks hauling United States mail.

Sec. 10. Owners of exempted vehicles shall upon application to the board be issued sufficient stickers to mark each vehicle owned.

Sec. 11. Violation of any provision of this Act shall be punishable by a fine not more than one hundred dollars or by imprisonment in the county jail for a period not exceeding thirty days.

RICHARD C. TURNER.

Amend Senate File 533 by adding the following new sections:

"Sec. 4. The legislative research committee and bureau are hereby directed to make a study of mental retardation in Iowa. From such study, suggestions should be made to the next general assembly (1) for methods by which existing state and local agencies can improve and coordinate their services for the mentally retarded and (2) for statewide programs for handling problems of the mentally retarded.

"Sec. 5. The research committee and bureau are hereby directed to carry out this study under the procedures provided by sections two (2) and three (3) of chapter sixty-three (63), Acts of the Fifty-eighth General Assembly.

"Sec. 6. The research committee and bureau may call to its

assistance and avail itself of the services of such employees of any state department, board, bureau, commission or agency as it may require for technical, professional and expert assistance which the committee may deem necessary.

"Sec. 7. The report from this study shall be made available to all members of the general assembly by December 15, 1962, and shall also be made available to interested individuals, agencies and organizations upon request."

LAWRENCE PUTNEY.
JOHN D. SHOEMAN.
ROBERT R. RIGLER.

Amend House File 223 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section five hundred ninety-five point four (595.4), Code 1958, is hereby repealed and the following substituted in lieu thereof:

'Previous to the issuance of any license to marry, the parties desiring such license shall sign and file a verified application with the clerk of court which application either may be mailed to the parties at their request or may be signed by them at the office of the clerk of the district court in the county in which the license is to be issued. Such application shall set forth at least one affidavit of some competent and disinterested person stating such facts as to age and qualification of the parties as the clerk may deem necessary to determine the competency of the parties to contract a marriage. Upon the filing of the application for a license to marry the clerk of the district court shall file the application in a record kept for that purpose and no license shall be issued until the expiration of three days from the date of filing the application. After the expiration of three days from the date of filing the clerk shall issue the license to the parties if he is satisfied as to the competency of the parties to contract a marriage.' "

ROBERT R. RIGLER.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MAY 2, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Mary Ilene Seals, assistant pastor of the Center Chapel Methodist Church, Indianola, Iowa.

PETITIONS

By Senator Gilmour, from the members of the Poweshiek County Bar Association favoring an increase in the salaries for judges.

By Senator Hoxie, from the members of the Fremont County Bar Association favoring an increase in the salaries of judges.

PRESENTATION OF VISITORS

Senator Wiley asked and received unanimous consent to present to the Senate fifty-three members of the Cedar Rapids Youth Council, students from the St. Patrick, Regis, Washington and Jefferson High Schools of Cedar Rapids, who were present in the balcony accompanied by their advisor, Ron E. Moore.

Senator Fisher asked and received unanimous consent to present to the Senate seventy students, members of the sixth grade class of the Irving School of Indianola, accompanied by their instructors, Helen Bates, Miss Lanning and Leo Stuart.

Senator Elvers asked and received unanimous consent to present to the Senate twenty-five students from the State University of Iowa who were present in the balcony.

INTRODUCTION OF BILL

Senate File 540, by committee on judiciary 2, a bill for an act to legalize the appointments of certain public officials by the Governor of Iowa which have been confirmed by the Senate.

Read first and second times and referred to the sifting committee.

Senator Putney called up the following resolution:

SENATE CONCURRENT RESOLUTION 21

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 nineteenth 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."

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

HOUSE CONCURRENT RESOLUTION 13

By Hagedorn and Vermeer

Whereas, Representative W. J. Johannes of Osceola County and Representative Dewey E. Goode of Davis 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 House, the Senate Concurring: That Representative Johannes and Representative Goode be presented with the chairs which they occupied during the Fifty-ninth General Assembly, and that the custodian of the state house be instructed to crate the chairs for shipment to the home residences of the Representatives.

Be It Further Resolved: That a copper plate with the proper inscription thereon showing that the chairs were presented by the Fifty-ninth General Assembly be properly attached to said chairs.

Be It Further Resolved: That a copy of this resolution be forwarded to the Sibley Gazette-Tribune, a newspaper published at Sibley, Iowa, and the Davis County Republican, a newspaper published at Bloomfield, Iowa.

The motion prevailed and the resolution was adopted.

Senator Vance called up the following report and moved its adoption:

CONFERENCE COMMITTEE REPORT
ON SENATE FILE 480

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House on Senate File 480, an Act to repeal section forty point one (40.1), Code 1958, and to enact a substitute therefor, redistricting the state into seven (7) congressional districts, beg leave to report and make the following recommendations:

1. That the House of Representatives recede from its amendment as passed to Senate File 480.

2. That Senate File 480, section 1, as passed by the Senate, be amended as follows:

a). By striking "Webster," in line 14; by striking "and Marshall" in line 15; and by striking the comma before "Black Hawk" in line 15 and inserting the word "and" in lieu thereof.

b). By striking the word "Greene" in line 20 and by striking ", Dallas" in line 21.

c). By adding "Marshall," after the words "counties of" in line 16.

d). By adding the word "Webster" after the words "Counties of" in line 20.

e). By adding "Greene," in line 27 after "Carroll," and by adding "Dallas," in line 27 after "Guthrie,".

CLIFFORD M. VANCE, *Chairman.*	MARVIN W. SMITH, *Chairman.*
J. LOUIS FISHER.	ROBERT W. NADEN.
J. KENDALL LYNES.	DEWEY E. GOODE.
On the Part of the Senate.	*On the Part of the House.*

Division was called for.

The report was adopted.

On motion of Senator Vance, the amendments contained in the report were 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, 31:

Cowden	Hoxie	Putney	Vance
Curran	Long	Rigler	Van Eaton
Dykhouse	Lucken	Schroeder	Walker
Elijah	Lynes	Scott	Wearin
Fisher	Nolan	Shaff	Weber
Flatt	Phelps	Shoeman	Wiley
Getting	Prentis	Stuart	Wilson
Gray	Price	Turner	

Nays, 18:

Brown	Frommelt	Hoschek	O'Malley
Buck	Gilmour	Mincks	Potter
Coleman	Grimstead	Moore	Walter
Elvers	Hansen	Nystrom	Wolf
Eppers	Hill		

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 Hoschek moved that Senate Concurrent Resolution 15, filed and found on page 343 of the Senate Journal, be withdrawn from the sifting committee.

Roll call was requested.

On the question "Shall Senate Concurrent Resolution 15 be withdrawn from the sifting committee?" the vote was:

Rule 8 was invoked.

Ayes, 17:

Brown	Gilmour	Hoxie	O'Malley
Cowden	Hansen	Mincks	Potter
Elvers	Hill	Moore	Walter
Eppers	Hoschek	Nystrom	Wolf
Frommelt			

Nays, 31:

Buck	Grimstead	Putney	Vance
Curran	Long	Rigler	Van Eaton
Dykhouse	Lucken	Schroeder	Walker
Elijah	Lynes	Scott	Wearin
Fisher	Nolan	Shaff	Weber
Flatt	Phelps	Shoeman	Wiley
Getting	Prentis	Stuart	Wilson
Gray	Price	Turner	

Absent or not voting, 1:

[redacted] Coleman

The motion was lost.

UNFINISHED BUSINESS

On motion of Senator Price, House File 452, a bill for an act relating to the towing of four-wheel trailers and registration fees thereon, was taken up for further consideration.

Senator Price again called up the following amendment:

Amend House File 452 as follows:

1. Strike the period at the end of line 4 of section 1 and insert "and the following is enacted in lieu thereof:

"No motor vehicle shall tow any four-wheeled trailer with a steering axle, or more than one trailer or semitrailer, or both in combination, with the exception that this section shall not apply to any motor truck, truck tractor or road tractor registered at a combined gross weight of ten (10) tons or more nor to a farm tractor towing a four-wheeled trailer, or to any farm tractor or motor vehicle towing implements of husbandry, or a wagon box trailer used by a farmer in transporting produce, farm products or supplies hauled to and from market when registered under the provisions of section three hundred twenty-one point one hundred twenty-three (321.123).".

2. Further amend House File 452 by striking all of section 2 and adding the following:

"Sec. 2. Section three hundred twenty-one point one hundred twenty-three (321.123), Code 1958, is amended by striking the word 'defined' in line two (2) and by inserting in lieu thereof the word 'registered' and by inserting after the word 'semitrailers' in line two (2) of said section, the following: 'under the provisions of section three hundred twenty-one point one hundred twenty-two (321.122)'.

"Sec. 3. Chapter three hundred twenty-one (321), Code 1958, is hereby amended by adding thereto the following:

'Any four-wheeled trailer towed by a truck tractor or road tractor shall be registered under the semitrailer provisions of section three hundred twenty-one point one hundred twenty-two (321.122), provided however, that the provisions of this section shall not be applicable to motor vehicles

drawing wagon box trailers used by a farmer in transporting produce farm products or supplies hauled to and from market when registered under the provisions of section three hundred twenty-one point one hundred twenty-three (321.123).'."

On motion of Senator Price, the amendment was adopted.

Senator Turner called up the amendment filed by him and found on pages 1067, 1068 and 1069 of the Senate Journal.

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

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

Rule 8 was invoked.

Ayes, 26:

Brown	Gilmour	O'Malley	Shoeman
Dykhouse	Gray	Phelps	Van Eaton
Elijah	Grimstead	Potter	Walker
Fisher	Long	Prentis	Walter
Flatt	Lucken	Price	Wiley
Frommelt	Lynes	Schroeder	Wilson
Getting	Nolan		

Nays, 19:

Buck	Hansen	Moore	Turner
Cowden	Hill	Rigler	Vance
Curran	Hoschek	Scott	Wearin
Elvers	Hoxie	Shaff	Weber
Eppers	Mincks	Stuart	

Absent or not voting, 4:

[redacted]	Nystrom	Putney	Wolf
Coleman			

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 323 be withdrawn from further consideration of the Senate.

On motion of Senator Putney, Senate File 538, a bill for an act to appropriate thirty-nine million two hundred fifty-nine thousand five hundred sixty dollars ($39,259,560.00) 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), Code 1958, was taken up for further consideration.

Senator Weber called up the following amendment:

Amend Senate File 538 as follows:

1. By inserting as sections 2 and 3 the following new sections:

"Sec. 2. Section two hundred eight-six A point three (286A.3), Code 1958, is hereby amended by striking lines one (1) through eight (8) and inserting in lieu thereof the following:

'General school aid shall be distributed under this chapter on the basis provided in section two hundred eighty-six A point four (286A.4) of the Code.'

"Sec. 3. Section two hundred eighty-six A point four (286.4), Code 1958, is amended by striking subsection three (3) and inserting in lieu thereof the following:

'Multiply one dollar by the average daily enrollment of resident junior college students carrying twelve or more semester hours of work. Multiply one dollar and a half by the average daily enrollment of nonresident junior college students carrying twelve or more semester hours of work. Multiply the sum of these products by the actual number of days school was officially in session, not to exceed one hundred eighty days. For the purpose of this section "work" means subjects or courses for which credit is granted and which are approved by the state department of public instruction for state aid.' "

2. By renumbering the remaining sections.

Senator Weber offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking lines 14 through 18 and inserting in lieu thereof:

" 'Multiply one dollar by the average daily enrollment of the students who are residents of the junior college district carrying twelve or more semester hours of work. Multiply one dollar and a half by the average daily enrollment of the student who is a nonresident of the district carrying twelve or more semester hours of work, except that this shall not apply to a nonresident of the State of Iowa. Multiply the".

The amendment to the amendment was adopted.

On motion of Senator Weber, the amendment as amended was adopted.

Senator Schroeder offered the following amendment, filed by Senators Schroeder and O'Malley, and moved its adoption:

1. Amend Senate File 538, section 1, lines 4 and 5 by striking "nineteen million six hundred twenty-nine thousand seven hundred eighty dollars ($19,629,780.00)" and inserting in lieu thereof "nineteen million five hundred twenty-nine thousand seven hundred eighty dollars ($19,529,780.00)".

2. Amend the title to Senate File 538 by striking in lines 1 and 2 the following "thirty-nine million two hundred fifty-nine thousand five hundred sixty dollars ($39,259,560.00)", and inserting in lieu thereof "thirty-nine million fifty-nine thousand five hundred sixty dollars ($39,059,560.00)".

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 166, a bill for an act to prohibit use of artificial lights for hunting.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 244, a bill for an act relating to 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 264, a bill for an act relating to workmen's compensation so as to clarify the definition of "stepparent".

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 relating to licensure of hospitals.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 290, a bill for an act relating to erection of privately owned parking facilities upon public land in cities of 75,000 or more population.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 341, a bill for an act relating to institutional roads.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 415, a bill for an act relating to the term of office of supreme and district court judges.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 436, a bill for an act relating to the rate of contributions by employers and providing penalties for failure to timely pay contributions and to make certain reports.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 464, a bill for an act relating to the establishment of highways.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 470, a bill for an act permitting tuition students to attend school in districts which have an area vocational technical high school or program.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 441, a bill for an act relating to the attendance at public high schools of children who are residents of certain state institutions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 501, a bill for an act relating to public libraries.

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 bids on farm-to-market and primary road construction projects.

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 to clarify the definition of an implement of husbandry.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 682, a bill for an act relating to rural subdivisions.

Also: That the House refuses to concur in Senate amendment to House Joint Resolution 5, a joint resolution proposing a Constitutional amendment relating to constitutional convention.

Also: That the House insists on its amendment to Senate File 509, a bill for an act to appropriate from the general fund for the biennium to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said state board of regents, and requests a conference. The Speaker has appointed as members of the conference committee on the part of the House: Cunningham of Story, Stephens of Washington, Vermeer of Marion and Johannes of Osceola.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 166

Amend Senate File 166, section one (1), by inserting after the word "raccoons" in line seven (7) the following: "or other fur-bearing animals".

HOUSE AMENDMENT TO SENATE FILE 264

Amend Senate File 264, section two (2), by adding at the end thereof the following: "as amended by section nine (9) of chapter one hundred three (103), Acts of the Fifty-eighth General Assembly."

HOUSE AMENDMENT TO SENATE FILE 470

Amend Senate File 470 by adding the following new section:

Sec. 5. Section two hundred eighty-six A point five (286A.5), Code 1958, is hereby amended by inserting after the period in line five (5) the following:

"For any day student who has been enrolled on a less than a full school-day basis, the reimbursement shall be calculated proportionately to the portion for which he is enrolled as shall be determined by the state department of public instruction."

HOUSE MESSAGES CONSIDERED

House File 501, a bill for an act to amend section three hundred seventy-eight point eleven (378.11), Code 1958, and section three

hundred seventy-eight point two (378.2) relating to public libraries.

Read first and second times and referred to the sifting committee.

House File 667, a bill for an act relating to bids on farm-to-market and primary road construction projects.

Read first and second times and referred to the sifting committee.

House File 670, a bill for an act to clarify the definition of an implement of husbandry.

Read first and second times and referred to the sifting committee.

House File 682, a bill for an act relating to rural subdivisions.

Read first and second times and referred to the sifting committee.

House File 441, a bill for an act relating to the attendance at public high schools of children who are residents of certain state institutions.

Read first and second times and referred to the sifting committee.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

The Senate resumed consideration of Senate File 538.

President pro tempore Long took the chair at 1:45 p.m.

Senator Rigler asked and received unanimous consent to withdraw the amendment filed by him and found on page 1043 of the Senate Journal.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 538, by striking all of section 3 of the original bill.

Senator Price 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, 27:

Brown	Gilmour	Mincks	Shaff
Cowden	Gray	Moore	Stuart
Curran	Hansen	Nystrom	Wearin
Eppers	Hill	Price	Wiley
Fisher	Hoschek	Putney	Wilson
Flatt	Hoxie	Rigler	Wolf
Frommelt	Long	Schroeder	

Nays, 21:

Buck	Lucken	Potter	Vance
Dykhouse	Lynes	Prentis	Van Eaton
Elijah	Nolan	Scott	Walker
Elvers	O'Malley	Shoeman	Walter
Getting	Phelps	Turner	Weber
Grimstead			

Absent or not voting, 1:

[redacted] Coleman

The amendment was adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 538 by striking all of section 4 of the original bill.

Roll call was requested.

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

Ayes, 34:

Brown	Frommelt	Moore	Stuart
Buck	Gilmour	Nystrom	Turner
Cowden	Gray	O'Malley	Vance
Curran	Grimstead	Phelps	Walter
Dykhouse	Hansen	Potter	Wearin
Elijah	Hill	Rigler	Weber
Elvers	Hoschek	Schroeder	Wiley
Eppers	Hoxie	Shaff	Wolf
Flatt	Mincks		

Nays, 14:

Fisher	Lynes	Putney	Van Eaton
Getting	Nolan	Scott	Walker
Long	Prentis	Shoeman	Wilson
Lucken	Price		

Absent or not voting, 1:

[redacted] Coleman

The amendment was adopted.

Senator Hill asked and received unanimous consent to withdraw the amendment filed by him and found on page 1066 of the Senate Journal.

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:

Brown	Elijah	Frommelt	Hansen
Buck	Elvers	Getting	Hill
Cowden	Eppers	Gilmour	Hoschek
Curran	Fisher	Gray	Hoxie
Dykhouse	Flatt	Grimstead	Long

Lucken	Phelps	Shaff	Walter
Lynes	Potter	Shoeman	Wearin
Mincks	Price	Stuart	Weber
Moore	Putney	Turner	Wiley
Nolan	Rigler	Van Eaton	Wilson
Nystrom	Schroeder	Walker	Wolf
O'Malley			

Nays, 2:

Prentis Scott

Absent or not voting, 2:

[redacted] Coleman Vance

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 533, a bill for an act to appropriate from the general fund of the State of Iowa to the department of public instruction ten thousand dollars ($10,000.00) for use as a revolving fund for the Veterans Administration, and five thousand dollars ($5,000.00) for the school lunch program and fifteen thousand dollars ($15,000.00) for mentally retarded children and students who fail to complete their high school education, was taken up and considered.

Senator Putney offered the following amendment, filed by Senators Putney, Shoeman and Rigler, and moved its adoption:

Amend Senate File 533 by adding the following new sections:

"Sec. 4. The legislative research committee and bureau are hereby directed to make a study of mental retardation in Iowa. From such study, suggestions should be made to the next general assembly (1) for methods by which existing state and local agencies can improve and coordinate their services for the mentally retarded and (2) for statewide programs for handling problems of the mentally retarded.

"Sec. 5. The research committee and bureau are hereby directed to carry out this study under the procedures provided by sections two (2) and three (3) of chapter sixty-three (63), Acts of the Fifty-eighth General Assembly.

"Sec. 6. The research committee and bureau may call to its assistance and avail itself of the services of such employees of any state department, board, bureau, commission or agency as it may require for technical, professional and expert assistance which the committee may deem necessary.

"Sec. 7. The report from this study shall be made available to all members of the general assembly by December 15, 1962, and shall also be made available to interested individuals, agencies and organizations upon request."

The amendment was adopted.

Senator Putney offered the following amendment and moved its adoption:

Amend the title to Senate File 533, by inserting after the word "educa-

tion" in line 7 the following: "and to make a study of mental retardation in Iowa".

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, 47:

Brown	Gilmour	Nolan	Stuart
Buck	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Potter	Van Eaton
Dykhouse	Hill	Prentis	Walker
Elijah	Hoschek	Price	Walter
Elvers	Hoxie	Putney	Wearin
Eppers	Long	Rigler	Weber
Fisher	Lucken	Schroeder	Wiley
Flatt	Lynes	Scott	Wilson
Frommelt	Mincks	Shaff	Wolf
Getting	Moore	Shoeman	

Nays, none.

Absent or not voting, 2:

[redacted]	Coleman	Phelps

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

HOUSE AMENDMENT CONSIDERED

Senator Elvers called up for consideration Senate File 166, a bill for an act to prohibit use of artificial lights for hunting, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 166, section 1, by inserting after the word "raccoons" in line 7 the following: "or other fur-bearing animals".

The Senate concurred in the House amendment.

Senator Elvers 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:

Brown	Fisher	Hansen	Mincks
Buck	Flatt	Hill	Moore
Cowden	Frommelt	Hoschek	Nolan
Curran	Getting	Hoxie	Nystrom
Dykhouse	Gilmour	Long	O'Malley
Elvers	Gray	Lucken	Phelps
Eppers	Grimstead	Lynes	Potter

Prentis	Scott	Vance	Wearin
Price	Shaff	Van Eaton	Weber
Putney	Shoeman	Walker	Wiley
Rigler	Stuart	Walter	Wolf
Schroeder	Turner		

Nays, none.

Absent or not voting, 3:

[redacted]	Coleman	Elijah	Wilson

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

SENATE INSISTS

Senator Grimstead called up for consideration House Joint Resolution 5, a joint resolution proposing a Constitutional amendment relating to constitutional convention, amended by the Senate, and moved that the Senate insist on its amendment.

The motion prevailed and the Senate insists on its amendment.

THIRD READING OF BILLS

On motion of Senator Lynes, House File 584, a bill for an act relating to the control of brucellosis in swine, was taken up and considered.

Senator Elijah called up the amendment filed by him and found on pages 1021, 1022 and 1023.

Senator Lynes 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 Shoeman offered the following amendment:

Amend House File 584 by adding to section 3 thereof the following:

"If an animal is added to a certified brucellosis-free herd, it must be a negative animal that either comes from another certified brucellosis-free herd or has been negative to two (2) brucellosis tests conducted not less than thirty (30) days nor more than sixty (60) days apart, the last test being within thirty (30) days prior to the introduction of the animal into the herd. A certified brucellosis-free herd must be kept in strict isolation from any feeder swine."

Senator Shoeman offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all after the period in line 9.

The amendment to the amendment was adopted.

On motion of Senator Shoeman, the amendment as amended was adopted.

Senator Elijah appealed from the ruling of the Chair as to whether or not his amendment was germane to the bill, and requested a roll call.

The Chair ruled that an appeal from a ruling of the Chair can only be made at the time of the ruling, as stated in Robert's Rules of Order Revised.

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, 48:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walker
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wiley
Frommelt	Mincks	Scott	Wilson
Getting	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Coleman

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

Senator Elijah asked unanimous consent that House File 48 be placed on the calendar before the Fifty-ninth General Assembly adjourns.

Objection was raised.

On motion of Senator Shaff, House File 265, a bill for an act relating to life insurance policies, 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:

Brown	Getting	Mincks	Stuart
Buck	Gilmour	Nystrom	Vance
Cowden	Gray	Phelps	Walker
Curran	Grimstead	Potter	Walter
Elijah	Hansen	Prentis	Wearin
Elvers	Hill	Price	Weber
Eppers	Hoschek	Rigler	Wiley
Fisher	Hoxie	Schroeder	Wilson
Flatt	Long	Shaff	Wolf
Frommelt	Lynes	Shoeman	

Nays, none.

Absent or not voting, 10:

[redacted]	Lucken	O'Malley	Turner
Coleman	Moore	Putney	Van Eaton
Dykhouse	Nolan	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 131 be withdrawn from further consideration of the Senate.

Senator Hoxie took the chair at 4:20 p.m.

HOUSE AMENDMENT CONSIDERED

Senator Buck called up for consideration Senate File 264, a bill for an act to amend sections eighty-five point thirty-one (85.31) and eighty-five point forty-two (85.42), Code 1958, relating to workmen's compensation so as to clarify the definition of "stepparent," amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 264, section 2, by adding at the end thereof the following: "as amended by section nine (9) of chapter one hundred three (103), Acts of the Fifty-eighth General Assembly."

The Senate concurred in the House amendment.

Senator Buck moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed and the bill was read a third time.

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

Ayes, 41:

Brown	Flatt	Hoschek	Potter
Buck	Frommelt	Hoxie	Prentis
Cowden	Getting	Long	Price
Curran	Gilmour	Lucken	Putney
Elijah	Gray	Lynes	Rigler
Elvers	Grimstead	Mincks	Schroeder
Eppers	Hansen	Nystrom	Shaff
Fisher	Hill	Phelps	Shoeman

Stuart	Walter	Weber	Wilson
Vance	Wearin	Wiley	Wolf
Walker			

Nays, none.

Absent or not voting, 8:

[redacted]	Moore	O'Malley	Turner
Coleman	Nolan	Scott	Van Eaton
Dykhouse			

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, House File 482, a bill for an act pertaining to atomic energy hazards in relation to the statutory standard fire policy, 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, 42:

Brown	Gilmour	Nystrom	Stuart
Buck	Gray	Phelps	Turner
Cowden	Grimstead	Potter	Vance
Curran	Hansen	Prentis	Walker
Elijah	Hill	Price	Walter
Elvers	Hoschek	Putney	Wearin
Eppers	Hoxie	Rigler	Weber
Fisher	Long	Schroeder	Wiley
Flatt	Lucken	Shaff	Wilson
Frommelt	Lynes	Shoeman	Wolf
Getting	Mincks		

Nays, none.

Absent or not voting, 7:

[redacted]	Dykhouse	Nolan	Scott
Coleman	Moore	O'Malley	Van Eaton

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 444 be withdrawn from further consideration of the Senate.

On motion of Senator Putney, House File 642, a bill for an act to permit the executive council to convey certain lands to cities, towns or counties for park purposes, 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, 43:

Brown	Gilmour	Nystrom	Stuart
Buck	Gray	Phelps	Turner
Cowden	Grimstead	Potter	Vance
Curran	Hansen	Prentis	Walker
Elijah	Hill	Price	Walter
Elvers	Hoschek	Putney	Wearin
Eppers	Hoxie	Rigler	Weber
Fisher	Long	Schroeder	Wiley
Flatt	Lucken	Scott	Wilson
Frommelt	Lynes	Shaff	Wolf
Getting	Mincks	Shoeman	

Nays, none.

Absent or not voting, 6:

[redacted]	Dykhouse	Nolan	Van Eaton
Coleman	Moore	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 Shaff, House File 574, a bill for an act to amend section four hundred twenty-two point forty-two (422.42), Code 1958, relating to retail sales tax and section four hundred twenty-three point one (423.1), Code 1958, relating to the use tax, and to redefine personal property sold for processing, was taken up and considered.

Senator Shaff called up the following amendment filed by Senator Nolan, et al.:

Amend House File 574 as follows:

1. By adding a new section as follows:

Sec. 4. Section four hundred twenty-three point four (423.4), Code 1958, is hereby amended by striking all after the word "used" in line one (1) of subsection two (2) and inserting in lieu thereof the following: "or to be used in interstate transportation, interstate communication, and/or interstate transmission."

2. By striking all of the title after the word "Act" in line one (1) thereof and inserting in lieu thereof the following: "relating to the sales and use tax."

Senator Lynes offered the following amendment to the amendment filed by Senators Lynes and Shaff:

Amend the amendment by striking the following in lines 7 and 8: ", interstate communication, and/or interstate transmission".

Senator Shaff asked and received unanimous consent that action on House File 574 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Stuart, House File 11, a bill for an act to amend the law relating to registration as a professional engineer and

land surveyor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

1. Amend paragraph (a) of subsection 1 of section 3 by striking the word "ten" in line 5 and by inserting in lieu thereof the word "eight".
2. Amend paragraph (a) of subsection 2 of section 3 by striking from line 5 the word "ten" and inserting in lieu thereof the word "eight".
3. Add the following new section:
'Sec. 5. No provisions of this Act shall affect any litigation pending at the time of its enactment.".

On motion of Senator Stuart, the committee amendment was adopted.

Senator Hill asked and received unanimous consent to withdraw the amendment filed by him and found on page 992 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, 48:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Gray

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 269, a bill for an act relating to the minimum age of marriage, 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, 48:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Gray

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 159, a bill for an act relating to the special assessment of public improvements in cities of one hundred twenty-five thousand or more population and to amend chapter four hundred seventeen (417), Code 1958, relating thereto, 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, 48:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Gray

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

On motion of Senator Nystrom, House File 222, a bill for an act to authorize a revolving fund for the central purchasing of city and

town stores, supplies, motor vehicles and other equipment, was taken up and considered.

Senator Nystrom moved that the bill be read a third 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:

Brown	Getting	Nolan	Shoeman
Buck	Gilmour	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 1:

[redacted] Gray

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 223, a bill for an act relating to requirements for issuance of marriage licenses, was taken up and considered.

Senator Rigler offered the following amendment and moved its adoption:

Amend House File 223 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section five hundred ninety-five point four (595.4), Code 1958, is hereby repealed and the following substituted in lieu thereof:

'Previous to the issuance of any license to marry, the parties desiring such license shall sign and file a verified application with the clerk of court which application either may be mailed to the parties at their request or may be signed by them at the office of the clerk of the district court in the county in which the license is to be issued. Such application shall set forth at least one affidavit of some competent and disinterested person stating such facts as to age and qualification of the parties as the clerk may deem necessary to determine the competency of the parties to contract a marriage. Upon the filing of the application for a license to marry the clerk of the district court shall file the application in a record kept for that purpose and no license shall be issued until the expiration of three days from the date of filing the application. After the expiration of three days from the date of filing the clerk shall issue the license to the parties if he is satisfied as to the competency of the parties to contract a marriage.'"

The amendment was adopted.

CONFERENCE COMMITTEE REPORT ON HOUSE FILE 565

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 565, an act relating to commerce commission fees of motor vehicle common and contract carriers, beg leave to report and make the following recommendations:

1. That the Senate recede from their amendment.

a. Amend section 2, line 6 by striking the words "of five dollars ($5)".

b. Amend section 4, line 5 by striking therefrom the words "of five dollars ($5)".

2. Section three hundred twenty-five point thirty-five (325.35), Code 1958, is hereby amended by adding the following:

"provided, however, that the fee herein provided for each semitrailer shall be in the amount of six dollars."

3. Section three hundred twenty-seven point nine (327.9), Code 1958, is hereby amended by adding the following:

"provided, however, that the fee herein provided for each semitrailer shall be in the amount of six dollars."

4. Chapter two hundred fifty-one (251), Acts of the Fifty-eighth General Assembly, section six (6) is hereby amended by adding the following:

"provided, however, that the fee herein provided for each semitrailer shall be in the amount of six dollars."

CARROLL PRICE, *Chairman.*
JOHN A. WALKER.
J. LOUIS FISHER.
On the Part of the Senate.

DEWEY E. GOODE, *Chairman.*
FLOYD P. EDGINGTON.
CASEY LOSS.
JAMES E. BRILES.
On the Part of the House.

CONFERENCE COMMITTEE APPOINTED ON SENATE FILE 509

President Mooty announced the appointment of Senators Stuart, Rigler, Shoeman and Moore, on the part of the Senate, on the conference committee on Senate File 509.

CONFERENCE COMMITTEE APPOINTED ON HOUSE JOINT RESOLUTION 5

President Mooty announced the appointment of Senators Wearin, Wilson, Grimstead and O'Malley, on the part of the Senate, on the conference committee on House Joint Resolution 5.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 452 passed the Senate.

LYNN POTTER.

EXPLANATION OF VOTE

We, the undersigned members of the Senate, voted "No" on Senate File 538 in protest for the failure of the Fifty-ninth General Assembly to meet

its promise and its obligation to the taxpayers of Iowa to pay the Agricultural Land Tax Credit in full as provided in Chapter 275 of the Code of Iowa.

X. T. PRENTIS.
GEORGE L. SCOTT.

RESIGNATION OF EMPLOYEE

Senator Scott announced the resignation of his committee clerk, Dorothy M. Edwards of Polk County, effective Monday, May 1, 1961.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 191, 219, 366, 478, 489, 511, 513, 517, 519, 520, 521, 522, 523, 524, 525 and 528; also, House Files 66, 597, 644 and 692.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 191, 219, 366, 478, 489, 511, 513, 517, 519, 520, 521, 522, 523, 524, 525 and 528; also, House Files 66, 597, 644 and 692.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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 May, 1961, sent to the Governor for his approval: Senate Files 191, 219, 366, 478, 489, 511, 513, 517, 519, 520, 521, 522, 523, 524, 525 and 528.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 1, 1961, the Governor had approved the following bills:

Senate File 137, relating to fees received from condemnation, etc.
Senate File 206, relating to providing copies of state publications to libraries.
Senate File 276, relating to superior court judges.

Senate File 319, relating to an appropriation for the Iowa Civil War Centennial Commission.

Senate File 505, relating to an appropriation for the department of social welfare.

Senate File 531, relating to the recording fees charged in certain counties.

Senate File 35, relating to the Iowa National Guard and the Iowa Air National Guard.

Senate File 508, relating to an appropriation for the Board of Control.

Senate File 512, relating to an appropriation for claims against the State of Iowa.

Senate File 514, relating to an appropriation for claims against the State of Iowa.

COMMUNICATION

The following communication was received from the Governor:

STATE OF IOWA
Office of the Governor
Des Moines

May 2, 1961.

The Honorable William L. Mooty,
President of the Senate,
State Capitol,
Des Moines, Iowa.
Dear Sir:

House File 397, an Act to exempt county homes from nursing-home licensing, in accordance with the provisions of Article III, Section 16, Constitution of the State of Iowa, is disapproved.

The Attorney General advises that House File 397 relates not only to the requirement of issuance of a license to county homes but that its scope extends to relieving the county homes from the many safeguards and requirements found in Chapter 135. This Chapter was enacted for the protection of human life as a result of the tragic fire in a nursing home at Council Bluffs.

I disapprove of House File 397 for the following reasons:

1. Our fellow citizens staying in county homes are entitled to the same protection from fire and dangerous conditions as are those who reside in private nursing homes.

The legislature wisely decided that conditions in nursing and custodial homes should be supervised and regulated by the state for the protection of the residents. Enactment of this Bill would relegate our less fortunate people located in county homes to the status of second class citizens. This is in violation of our social mores and "Equal protection under the law" in its truest sense.

2. The state and its political subdivisions should set the example of compliance with laws relating to the protection of human life especially in the care of the aged and infirm rather than be excepted from such provisions.

Yours very truly,
/s/ NORMAN A. ERBE,
Governor.

AMENDMENTS FILED

Amend Senate File 510 by striking Section 2 and inserting in lieu thereof the following:

Sec. 2. This Act being deemed of immediate importance shall be in full force and effect from and after its publication in the West Branch Times, West Branch, Iowa, and in the Tipton Conservative, Tipton, Iowa.

EARL ELIJAH.

Amend House File 435 by adding the following new section:

Sec. 3. Nothing herein contained shall affect or be applicable to counties of two hundred thousand (200,000) or over.

GEORGE E. O'MALLEY.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MAY 3, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Gerald W. Ukena, pastor of the Bethel Presbyterian Church, West Union, Iowa.

PRESENTATION OF SENATOR-ELECT DONALD G. BENEKE

Senator Lynes rose on a point of personal privilege and presented to the Senate Senator-elect Donald G. Beneke of Pocahontas County, who was elected to fill the vacancy caused by the death of the late Senator Butler.

At the request of President Mooty, Senator Lynes escorted Mr. Beneke to the rostrum.

President Mooty introduced Senator-elect Beneke who addressed the Senate briefly.

PRESENTATION OF VISITORS

Senator Gilmour asked and received unanimous consent to present to the Senate twenty-one students, members of the eighth grade class of the Richland School, who were present in the balcony accompanied by their instructors, Grace Ward and E. T. Duden, and their superintendent, John H. King.

Senator O'Malley asked and received unanimous consent to present to the Senate forty-one students, members of the seventh and eighth grade classes of the St. Joseph School, who were present in the balcony accompanied by their instructor, Sister Mary Viola.

Senator Cowden asked and received unanimous consent to present to the Senate forty-seven students, members of the fifth grade class of the Adel Elementary School, who were present in the balcony accompanied by their instructors, Dorothy Gatchell and Lucile Ramsey.

Senator Cowden asked and received unanimous consent to present to the Senate twenty-six students, members of the third grade class of the Menlo Elementary School, who were present in the balcony accompanied by their instructor, Ruth Elmore.

Senator Prentis asked and received unanimous consent to present

to the Senate twenty-six students, members of the government class of the Lamoni Community School, who were present in the balcony accompanied by their instructor, D. K. Mahi.

Senator Fisher asked and received unanimous consent to present to the Senate thirty-four students, members of the sixth grade class of the Indianola Elementary School, who were present in the balcony accompanied by their instructors, Mrs. Johnson and Mr. Goodbery.

Senator Gray asked and received unanimous consent to present to the Senate thirty-one students from the Cedar Consolidated School, who were present in the balcony accompanied by their instructors, Hazel Thatcher and Dorothy Clark.

Senator O'Malley asked and received unanimous consent to present to the Senate twenty-four students from the Norwalk Consolidated School, who were present in the balcony accompanied by their instructor, Emmerson Blome.

Senator Nystrom asked and received unanimous consent to present to the Senate fifty-four students, members of the fifth grade class of the Nevada Central Elementary School, who were present in the balcony accompanied by their instructors, Dorothy Davitt and Charlene Swanson.

SENATE CONCURRENT RESOLUTION 30 WITHDRAWN

Senator Nystrom asked and received unanimous consent that Senate Concurrent Resolution 30 be withdrawn from further consideration of the Senate.

INTRODUCTION OF BILLS

Senate File 541, 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, 1961, and ending June 30, 1963, and relating to salaries of highway commission members.

Read first and second times and placed on the calendar.

Senate File 542, by committee on appropriations, 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 placed on the calendar.

Senate File 543, by committee on appropriations, a bill for an act to appropriate funds for capital improvements to the state fair board

Read first and second times and placed on the calendar.

Senate File 544, by committee on appropriations, a bill for an act relating to the capitol planning commission and appropriating a sum for the performance of the duties thereof.

Read first and second times and placed on the calendar.

Senator Brown called up the following motion filed by him and moved its adoption:

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which the Senate failed to concur in the House amendment to Senate File 164.

The motion prevailed.

President pro tempore Long took the chair at 10:30 a.m.

Senator Brown moved that the Senate concur in the following amendments:

Amend Senate File 164 as follows:

1. By striking from line five (5) the words and figures "four hundred (400)" and inserting in lieu thereof the words and figures "two hundred (200)".

2. By adding the following new section:

Sec. 2. Amend section three hundred sixty-eight A point three (368A.3), Code 1958, by adding after the first comma in line 20 thereof the following: "and said statement shall show the gross amount of the claim,".

The Senate concurred in the House amendments.

Senator Brown 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:

Brown	Gray	Nolan	Shaff
Buck	Grimstead	Nystrom	Stuart
Coleman	Hansen	O'Malley	Turner
Cowden	Hill	Phelps	Van Eaton
Dykhouse	Hoschek	Potter	Walker
Elijah	Hoxie	Prentis	Walter
Elvers	Long	Price	Wearin
Eppers	Lucken	Putney	Weber
Fisher	Lynes	Rigler	Wiley
Flatt	Mincks	Schroeder	Wilson
Getting	Moore	Scott	Wolf
Gilmour			

Nays, 1:

Shoeman

Absent or not voting, 3:

[redacted] Curran Frommelt Vance

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

Senator Elijah took the chair at 11:25 a.m.

UNFINISHED BUSINESS

On motion of Senator Shaff, House File 223, a bill for an act relating to requirements for issuance of marriage licenses, was taken up for further consideration.

Senator Wolf offered the following amendment, filed by Senators Wolf and Shaff, and moved its adoption:

Amend House File 223 by adding the following new section:
"Sec. 2. Marriages contracted subsequent to July 4, 1961, other than under the provisions of this chapter, shall be null and void."

Roll call was requested.

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

Ayes, 24:

Brown	Gilmour	Moore	Stuart
Coleman	Hansen	Nystrom	Walker
Cowden	Hill	Putney	Weber
Dykhouse	Hoschek	Rigler	Wiley
Eppers	Lucken	Shaff	Wilson
Frommelt	Mincks	Nolan	Wolf

Nays, 22:

Buck	Grimstead	Potter	Turner
Elijah	Hoxie	Prentis	Vance
Elvers	Long	Schroeder	Van Eaton
Fisher	Lynes	Scott	Walter
Flatt	O'Malley	Shoeman	Wearin
Gray	Phelps		

Absent or not voting, 3:

[redacted] Curran Getting Price

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, 34:

Brown	Elvers	Grimstead	Nolan
Coleman	Eppers	Hansen	Nystrom
Cowden	Flatt	Hill	Phelps
Curran	Frommelt	Hoschek	Potter
Dykhouse	Getting	Lucken	Prentis
Elijah	Gilmour	Moore	Putney

Rigler	Stuart	Weber	Wilson
Schroeder	Walker	Wiley	Wolf
Shaff	Wearin		

Nays, 12:

Fisher	Long	Scott	Vance
Gray	Lynes	Shoeman	Van Eaton
Hoxie	Mincks	Turner	Walter

Absent or not voting, 3:

Buck	[redacted]	O'Malley (present)	Price

The bill having received a constitutional majority was declared to have passed 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 House was asked:

Senate File 45, a bill for an act relating to miscellaneous fees collected by county recorders.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 315, a bill for an act relating to the transfer of persons from one institution to other institutions.

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 consultants for the board of control of state institutions.

Also: That the House refuses to concur in Senate amendment to House File 461, a bill for an act relating to compensation of county officers.

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 appropriate from the general fund of the state to the state board of regents for the purpose of repairing the damage to the buildings, grounds and equipment of the Iowa braille and sight-saving school at Vinton caused by a storm.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 315

Amend Senate File 315, section 1, as follows:

1. By inserting in line 9 after the word "retarded" the words "or mentally ill".

2. By inserting in line 14 after the word "retarded" the words "or mentally ill".

3. By inserting in line 15 after the word "retarded" the words "or mentally ill".

Further amend Senate File 315 by adding thereto the following section:

Sec. 2. This Act being deemed of immediate importance shall take

effect and be in full force from and after its publication in the Eldora Herald-Ledger, a newspaper published at Eldora, Iowa, and in the Cherokee Daily Times, a newspaper published at Cherokee, Iowa.

HOUSE MESSAGE CONSIDERED

House File 710, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of regents for the purpose of repairing the damage to the buildings, grounds and equipment of the Iowa braille and sight-saving school at Vinton caused by a storm on April 23, 1961.

Read first and second times and referred to the committee on appropriations.

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

AFTERNOON SESSION

The Senate reconvened, President pro tempore Long presiding.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report it has had the following bills under consideration and recommends they be placed on the sifting committee calendar:

H. F. 492	H. F. 398	H. F. 203	H. F. 144

Your sifting committee further recommends that the following bills be placed on a noncontroversial calendar:

S. F. 530	S. F. 539	S. F. 502	H. F. 701
S. F. 510	S. F. 540	H. F. 576	H. F. 705

J. KENDALL LYNES, *Chairman, Sifting Committee.*

Senator Lynes asked and received unanimous consent that the Senate Files on the noncontroversial calendar just reported out by the sifting committee be taken up at this time.

Senator Nystrom took the chair at 1:40 p.m.

THIRD READING OF BILLS

On motion of Senator Grimstead, Senate File 530, a bill for an act to legalize and validate the proceedings for the creation, establishment and organization of the county conservation board in the County of Mitchell, State of Iowa, and declaring said board to be a duly and legally organized board as provided by law, 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, 48:

Brown	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walker
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wiley
Frommelt	Mincks	Scott	Wilson
Getting	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 1:
Buck [redacted]

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 510, a bill for an act authorizing a corrective patent for a parcel of land in the NW¼ of Section eight, Township seventy-nine North, Range four West of the Fifth P.M., Cedar County, Iowa, was taken up and considered.

Senator Elijah offered the following amendment and moved its adoption:

Amend Senate File 510 by striking section 2 and inserting in lieu thereof the following:

Sec. 2. This Act being deemed of immediate importance shall be in full force and effect from and after its publication in the West Branch Times, West Branch, Iowa, and in the Tipton Conservative, Tipton, Iowa.

The 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, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 Wolf, Senate File 539, a bill for an act to amend chapter three hundred sixty-eight (368), Code 1958, relating to municipal buildings and property, 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, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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, Senate File 540, a bill for an act to legalize the appointments of certain public officials by the Governor of Iowa which have been confirmed by the Senate, 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, 49:

Brown	Eppers	Hansen	Moore
Buck	Fisher	Hill	Nolan
Coleman	Flatt	Hoschek	Nystrom
Cowden	Frommelt	Hoxie	O'Malley
Curran	Getting	Long	Phelps
Dykhouse	Gilmour	Lucken	Potter
Elijah	Gray	Lynes	Prentis
Elvers	Grimstead	Mincks	Price

Putney	Shoeman	Van Eaton	Weber
Rigler	Stuart	Walker	Wiley
Schroeder	Turner	Walter	Wilson
Scott	Vance	Wearin	Wolf
Shaff			

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 Hoxie, Senate File 502, a bill for an act relating to the costs of commitment of mentally ill persons who have no legal settlement in this state or whose settlement is unknown, 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, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 Nolan, Senate File 483, a bill for an act relating to fire protection for highway commission property, 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, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 Shaff, House File 574, a bill for an act to amend section four hundred twenty-two point forty-two (422.42), Code 1958, relating to retail sales tax and section four hundred twenty-three point one (423.1), Code 1958, relating to the use tax, and to redefine personal property sold for processing, was taken up for further consideration.

Senator Shaff called up the following amendment filed by Senator Nolan, et al.:

Amend House File 574 as follows:

1. By adding a new section as follows:

Sec. 4. Section four hundred twenty-three point four (423.4), Code 1958, is hereby amended by striking all after the word "used" in line one (1) of subsection two (2) and inserting in lieu thereof the following: "or to be used in interstate transportation, interstate communication, and/or interstate transmission."

2. By striking all of the title after the word "Act" in line one (1) thereof and inserting in lieu thereof the following: "relating to the sales and use tax."

Senator Lynes called up the following amendment to the amendment filed by Senators Lynes and Shaff and moved its adoption:

Amend the amendment by striking the following in lines 7 and 8: ", interstate communication, and/or interstate transmission".

Senator Getting moved the previous question on the amendment to the amendment and the amendment, which motion prevailed.

The amendment to the amendment was adopted.

Senator Nolan moved the adoption of the amendment as amended.

Roll call was requested.

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

Ayes, 21:

Elijah	Nolan	Scott	Vance
Elvers	Phelps	Shaff	Van Eaton
Eppers	Price	Shoeman	Walker
Hansen	Putney	Stuart	Wearin
Hoschek	Rigler	Turner	Weber
Lucken			

Nays, 27:

Brown	Flatt	Hoxie	Prentis
Buck	Frommelt	Long	Schroeder
Coleman	Getting	Lynes	Walter
Cowden	Gilmour	Mincks	Wiley
Curran	Gray	Moore	Wilson
Dykhouse	Grimstead	O'Malley	Wolf
Fisher	Hill	Potter	

Absent or not voting, 1:

[redacted] Nystrom

The amendment as amended was lost.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 574, section 2, line 4, by inserting after the word "used" the following: "and consumed or depleted".

The amendment was adopted.

Senator Shaff asked and received unanimous consent that action on House File 574 be deferred and that the bill be placed on the calendar under unfinished business.

HOUSE AMENDMENTS CONSIDERED

Senator Rigler called up for consideration Senate File 470, a bill for an act permitting tuition students to attend school in districts which have an area vocational technical high school or program, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 470 by adding the following new section:

Sec. 5. Section two hundred eighty-six A point five (286A.5), Code 1958, is hereby amended by inserting after the period in line five (5) the following:

"For any day student who has been enrolled on a less than a full school-day basis, the reimbursement shall be calculated proportionately to the portion for which he is enrolled as shall be determined by the state department of public instruction."

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 third 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:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 Hoxie called up for consideration Senate File 315, a bill for an act relating to the transfer of persons from one institution to other institutions, amended by the House as follows:

HOUSE AMENDMENT TO SENATE FILE 315

Amend Senate File 315, section one (1), as follows:

1. By inserting in line nine (9) after the word "retarded" the words "or mentally ill".

2. By inserting in line fourteen (14) after the word "retarded" the words "or mentally ill".

3. By inserting in line fifteen (15) after the word "retarded" the words "or mentally ill".

Further amend Senate File 315 by adding thereto the following section:

Sec. 2. This Act being deemed of immediate importance shall take effect and be in full force from and after its publication in the Eldora Herald-Ledger, a newspaper published at Eldora, Iowa, and in the Cherokee Daily Times, a newspaper published at Cherokee, Iowa.

Senator Hoxie offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of lines 8 through 14 inclusive.

The amendment to the amendment was adopted.

On motion of Senator Hoxie, the Senate concurred in the House amendment as amended.

Senator Hoxie moved that the bill as amended by the House and

concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

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

Ayes, 43:

Brown	Frommelt	Mincks	Turner
Buck	Getting	Nystrom	Vance
Coleman	Gilmour	O'Malley	Van Eaton
Cowden	Gray	Phelps	Walker
Curran	Grimstead	Prentis	Walter
Dykhouse	Hansen	Putney	Wearin
Elijah	Hoschek	Rigler	Weber
Elvers	Hoxie	Schroeder	Wiley
Eppers	Long	Shaff	Wilson
Fisher	Lucken	Shoeman	Wolf
Flatt	Lynes	Stuart	

Nays, none.

Absent or not voting, 6:

[redacted]	Moore	Potter	Scott
Hill	Nolan	Price	

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

Senator Lynes asked and received unanimous consent that House File 702 be taken up at this time.

THIRD READING OF BILLS

On motion of Senator Shoeman, House File 702, 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, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lucken took the chair at 2:35 p.m.

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, 43:

Brown	Elvers	Gray	Lynes
Buck	Eppers	Hansen	Mincks
Coleman	Fisher	Hill	Nystrom
Cowden	Flatt	Hoschek	Phelps
Curran	Frommelt	Hoxie	Potter
Dykhouse	Getting	Long	Prentis
Elijah	Gilmour	Lucken	Price

Putney	Shoeman	Walker	Wiley
Rigler	Stuart	Walter	Wilson
Schroeder	Turner	Wearin	Wolf
Shaff	Vance	Weber	

Nays, none.

Absent or not voting, 6:

[redacted]	Moore	O'Malley	Van Eaton
Grimstead	Nolan	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, House File 23, a bill for an act relating to the use, operation or maintenance of watercraft in the waters of this state by nonresidents, 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, 44:

Brown	Frommelt	Lynes	Shoeman
Buck	Getting	Mincks	Stuart
Coleman	Gilmour	Nystrom	Turner
Cowden	Gray	Phelps	Vance
Curran	Grimstead	Potter	Walker
Dykhouse	Hansen	Prentis	Walter
Elijah	Hill	Price	Wearin
Elvers	Hoschek	Putney	Weber
Eppers	Hoxie	Rigler	Wiley
Fisher	Long	Schroeder	Wilson
Flatt	Lucken	Shaff	Wolf

Nays, none.

Absent or not voting, 5:

[redacted]	Nolan	Scott	Van Eaton
Moore	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 Schroeder, House File 271, a bill for an act relating to marriage licenses for minors who have no living parents or guardians, was taken up and considered.

Senator Flatt offered the following amendment:

Amend House File 271 by adding the following as a new section:

Sec. 3. Section five hundred ninety-five point seven (595.7), Code 1958, is hereby amended by striking from line five (5) the period after the word "return" and adding the following: "; and upon receipt of such return, the clerk shall mail notification of such marriage to the county clerk of court in the county or counties of residence in the United States of the contracting parties."

Senator Flatt asked and received unanimous consent to withdraw the amendment.

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

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

Ayes, 43:

Brown	Getting	Mincks	Stuart
Buck	Gilmour	Nystrom	Turner
Coleman	Gray	Phelps	Vance
Cowden	Grimstead	Potter	Walker
Curran	Hansen	Prentis	Walter
Elijah	Hill	Price	Wearin
Elvers	Hoschek	Putney	Weber
Eppers	Hoxie	Rigler	Wiley
Fisher	Long	Schroeder	Wilson
Flatt	Lucken	Shaff	Wolf
Frommelt	Lynes	Shoeman	

Nays, none.

Absent or not voting, 6:

[redacted]	Moore	O'Malley	Van Eaton
Dykhouse	Nolan	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, House File 276, a bill for an act relating to the use of separate ballots for constitutional amendments and other public measures, 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, 39:

Brown	Gray	Phelps	Turner
Cowden	Grimstead	Potter	Vance
Curran	Hansen	Prentis	Walker
Elijah	Hill	Price	Walter
Elvers	Hoschek	Putney	Wearin
Eppers	Long	Rigler	Weber
Fisher	Lucken	Schroeder	Wiley
Flatt	Lynes	Shaff	Wilson
Getting	Mincks	Shoeman	Wolf
Gilmour	Nystrom	Stuart	

Nays, 2:

Buck	Hoxie

Absent or not voting, 8:

[redacted]	Frommelt	Nolan	Scott
Coleman	Moore	O'Malley	Van Eaton
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 Lynes, the Senate recessed until the fall of the gavel.

The Senate reconvened, President Mooty presiding.

Senator Shaff asked and received unanimous consent that the Secretary be instructed to return House File 574 to the House for correction of an office error, and that the bill retain its place on the Senate calendar under unfinished business.

MOTIONS TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 223 passed the Senate.

DAVID O. SHAFF.

MR. PRESIDENT: I move to reconsider the vote by which House File 223 passed the Senate.

JACK SCHROEDER.

MR. PRESIDENT: I move to reconsider the vote by which House File 271 passed the Senate.

JOSEPH B. FLATT.

SENATE CONCURRENT RESOLUTION 31

By Nystrom, Walker, Gray, Lynes and Elijah

A concurrent resolution providing for a joint advisory committee under Chapter 63, Laws of the Fifty-eighth General Assembly, to conduct a study of the trade practices being used in the dairy industry.

Whereas, dairy products are necessary products of human food and that the proper supply of them is vital to the public health and welfare; and,

Whereas, the production, transportation, processing, storage, distribution, wholesale and retail sales of milk are elements of commerce affecting the public health; and

Whereas, trade practices presently being carried on in the production, sale, processing and distribution of milk and other dairy products have a great effect on the stability of the dairy industry and of the economy of the State of Iowa, and,

Whereas, in order to present a well considered program for the continuation of fair competition among all businesses and to guarantee to the citizens of this state a proper supply of wholesome milk and other dairy products, it is desirable and necessary that a thorough study be made of all related problems concerning the production, transportation, processing, storage, and sale at wholesale and retail of milk and other dairy products and their non-milk fat imitations and to investigate the trade practices in the dairy industry throughout this state; now, therefore,

Be It Resolved by the Senate, the House of Representatives Concurring: That the legislative research committee designated by this General Assembly create a joint advisory committee of legislators under the provisions

of Chapter 63, Acts of the Fifty-eighth General Assembly, and more specifically under section 2.52, Code 1958, as amended by said act.

Be It Further Resolved, that said committee shall have full power and authority during the session of the Fifty-ninth General Assembly, and following its adjournment to conduct hearings and make comprehensive inquiry into the production, processing, distribution, sale at wholesale, sale at retail and trading practices of the dairy industry in this state. It is further recommended that the committee shall, in addition to studying the trade practices presently being conducted in the dairy industry, review the trade practices in the dairy industry of our neighboring states and the legislative programs enacted by the various states which affect the dairy industry, confer with producers, processors, distributors and retailers of dairy products.

Be It Further Resolved, that said committee shall make a complete report to the next regular session of the General Assembly as by said act provided.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 166, 244, 283, 290, 341, 415, 436 and 464.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 166, 244, 283, 290, 341, 415, 436 and 464.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 3rd day of May, 1961, sent to the Governor for his approval: Senate Files 166, 244, 283, 290, 341, 415, 436 and 464.

HARRY L. COWDEN, *Chairman.*

Passed on file.

REPORTS OF COMMITTEE

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 702**, a bill for an act to appropriate funds to the board of control for capital improvements for institutions under the board of control, 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 appropriations to which was referred **House File 710**, a bill for an act to appropriate from the general fund of the state to the state board of regents for the purpose of repairing damage to buildings, grounds and equipment of Iowa braille and sight-saving school at Vinton caused by storm on April 23, 1961, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

AMENDMENT FILED

Amend House File 271 by adding the following as a new section:

Sec. 3. Section five hundred ninety-five point seven (595.7), Code 1958, is hereby amended by striking from line five (5) the period after the word "return" and adding the following: "; and upon receipt of such return, the clerk shall mail notification of such marriage to the county clerk of court or other comparable authority in the county or counties of residence in the United States of the contracting parties."

JOSEPH B. FLATT.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MAY 4, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Donald Beiswinger, pastor of the Presbyterian Church, Creston, Iowa.

INTRODUCTION OF BILL

Senate File 545, by committee on appropriations, a bill for an act creating the general contingent fund of the state for the biennium beginning July 1, 1961, and ending June 30, 1963, and appropriating thereto the sum of one 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 and to make an appropriation of two hundred fifty thousand dollars to purchase supplies as needed for the board of control which may not be available through the commodity credit corporation.

Read first and second times and placed on the calendar.

PETITION

By Senator Gray, from members of the Mahaska County Bar Association favoring an increase in salaries for judges.

PRESENTATION OF VISITORS

Senator Vance asked and received unanimous consent to present to the Senate twenty students, members of the eighth grade class of the Ainsworth Elementary School, who were present in the balcony accompanied by their instructor, Madge Body.

Senator Cowden asked and received unanimous consent to present to the Senate one hundred one students from the Perry High School, who were present in the balcony accompanied by their instructor, Leo M. Pedersen.

Senator Phelps asked and received unanimous consent to present to the Senate twenty students, members of the ninth grade class of the Packwood High School, who were present in the balcony accompanied by their instructor, Mr. Bottger.

Senator Hill asked and received unanimous consent to present to the Senate thirty-six students, members of the seventh grade class of

the Prairie City Community School, who were present in the balcony accompanied by their instructors, Louise Allen and Daryl Brand.

Senator Putney asked and received unanimous consent to take up the following appropriations calendar bills:

APPROPRIATIONS CALENDAR

THIRD READING OF BILLS

On motion of Senator Putney, Senate File 541, a bill for an act authorizing expenditures by state highway commission from the primary road fund for the biennium beginning July 1, 1961, and ending June 30, 1963, and relating to salaries of highway commission members, 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:

Brown	Gilmour	Moore	Shaff
Buck	Gray	Nolan	Shoeman
Coleman	Grimstead	Nystrom	Stuart
Cowden	Hansen	O'Malley	Turner
Curran	Hill	Potter	Vance
Dykhouse	Hoschek	Prentis	Van Eaton
Elijah	Hoxie	Price	Walker
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Getting			

Nays, none.

Absent or not voting, 4:

[redacted]	Frommelt (present)	Phelps	Wolf (present)
		Walter	

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 542, 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 and considered.

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:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Potter	Vance
Dykhouse	Hill	Prentis	Van Eaton
Elijah	Hoschek	Price	Walker
Elvers	Hoxie	Putney	Wearin
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Schroeder	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks		

Nays, none.

Absent or not voting, 3:

[redacted]	Phelps	Walter	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 Putney, Senate File 543, a bill for an act to appropriate funds for capital improvements to the state fair board, 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:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Potter	Vance
Dykhouse	Hill	Prentis	Van Eaton
Elijah	Hoschek	Price	Walker
Elvers	Hoxie	Putney	Wearin
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Schroeder	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks		

Nays, none.

Absent or not voting, 3:

[redacted]	Phelps	Walter	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 Putney, Senate File 544, a bill for an act relating to the capitol planning commission and appropriating a sum for the performance of the duties thereof, 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, 47:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Potter	Van Eaton
Dykhouse	Hill	Prentis	Walker
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Schroeder	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks	Shaff	

Nays, none.

Absent or not voting, 2:

[redacted] Phelps Walter

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 710, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of regents for the purpose of repairing the damage to the buildings, grounds and equipment of the Iowa braille and sight-saving school at Vinton caused by a storm on April 23, 1961, 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:

Brown	Getting	Moore	Shoeman
Buck	Gilmour	Nolan	Stuart
Coleman	Gray	Nystrom	Turner
Cowden	Grimstead	O'Malley	Vance
Curran	Hansen	Potter	Van Eaton
Dykhouse	Hill	Prentis	Walker
Elijah	Hoschek	Price	Wearin
Elvers	Hoxie	Putney	Weber
Eppers	Long	Rigler	Wiley
Fisher	Lucken	Schroeder	Wilson
Flatt	Lynes	Scott	Wolf
Frommelt	Mincks	Shaff	

Nays, none.

Absent or not voting, 2:

[redacted] Phelps Walter

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 all appropriations bills just passed be immediately messaged to the House, which request was complied with.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am hereby directed by the House to request the return of House File 461, a bill for an act relating to compensation of county officers, for further consideration by the House.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

Senator Lynes asked and received unanimous consent that the Secretary be instructed to return to the House House File 461 for further consideration of the House.

UNFINISHED BUSINESS

Senator Potter called up the following motion filed by him and moved its adoption:

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 452 passed the Senate.

Roll call was requested.

On the question "Shall the motion to reconsider be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 19:

Cowden	Hill	Rigler	Walter
Curran	Hoschek	Shaff	Wearin
Elvers	Mincks	Stuart	Weber
Eppers	Moore	Turner	Wolf
Hansen	Potter	Van Eaton	

Nays, 28:

Brown	Frommelt	Lynes	Schroeder
Buck	Getting	Nolan	Scott
Coleman	Gilmour	Nystrom	Shoeman
Dykhouse	Gray	O'Malley	Vance
Elijah	Grimstead	Phelps	Walker
Fisher	Long	Price	Wiley
Flatt	Lucken	Putney	Wilson

Absent or not voting, 2:

[redacted] Hoxie Prentis

The motion to reconsider was lost.

Senator Schroeder called up the following motion filed by him and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 223 passed the Senate.

Roll call was requested.

On the question "Shall the motion to reconsider be adopted?" the vote was:

Ayes, 36:

Buck	Getting	Nystrom	Stuart
Coleman	Gray	O'Malley	Turner
Cowden	Grimstead	Phelps	Vance
Curran	Hansen	Potter	Van Eaton
Dykhouse	Long	Price	Walker
Elvers	Lucken	Putney	Walter
Eppers	Lynes	Schroeder	Wearin
Fisher	Moore	Scott	Weber
Flatt	Nolan	Shoeman	Wiley

Nays, 10:

Brown	Hill	Rigler	Wilson
Frommelt	Hoschek	Shaff	Wolf
Gilmour	Mincks		

Absent or not voting, 3:

[redacted] Elijah Hoxie Prentis

The motion to reconsider prevailed.

Senator Schroeder moved to reconsider the vote by which the amendment filed by Senators Wolf and Shaff to House File 223, a bill for an act relating to requirements for issuance of marriage licenses, was adopted, which motion prevailed.

Senator Wolf moved the adoption of the amendment, which motion 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:

Brown	Elvers	Grimstead	Lynes
Buck	Eppers	Hansen	Moore
Coleman	Fisher	Hill	Nolan
Cowden	Flatt	Hoschek	Nystrom
Curran	Getting	Hoxie	O'Malley
Dykhouse	Gilmour	Long	Phelps
Elijah	Gray	Lucken	Potter

Prentis	Shaff	Van Eaton	Weber
Putney	Shoeman	Walker	Wiley
Rigler	Stuart	Walter	Wilson
Schroeder	Turner	Wearin	Wolf
Scott			

Nays, 2:

Mincks	Price

Absent or not voting, 2:

[redacted]	Frommelt	Vance

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

Senator Flatt called up the following motion and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 271, a bill for an act relating to marriage licenses for minors who have no living parents or guardians, passed the Senate.

The motion prevailed.

Senator Flatt offered the following amendment and moved its adoption:

Amend House File 271 by adding the following as a new section:

Sec. 3. Section five hundred ninety-five point seven (595.7), Code 1958, is hereby amended by striking from line five (5) the period after the word "return" and adding the following: "; and upon receipt of such return, the clerk shall mail notification of such marriage to the county clerk of court or other comparable authority in the county or counties of residence in the United States of the contracting parties."

The amendment as amended was adopted.

Senator Flatt moved that the bill be read a third 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:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 Shaff, House File 574, a bill for an act to amend section four hundred twenty-two point forty-two (422.42), Code 1958, relating to retail sales tax and section four hundred twenty-three point one (423.1), Code 1958, relating to the use tax, and to redefine personal property sold for processing, was taken up for further consideration.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 574, section 1, line 5, by inserting after the word "used" the following: "and consumed or depleted".

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, 34:

Buck	Gray	Phelps	Stuart
Cowden	Hansen	Potter	Turner
Curran	Hill	Price	Vance
Dykhouse	Hoxie	Putney	Van Eaton
Elijah	Long	Rigler	Walker
Elvers	Lucken	Schroeder	Wearin
Eppers	Lynes	Shaff	Weber
Fisher	Nolan	Shoeman	Wiley
Flatt	Nystrom		

Nays, 13:

Brown	Hoschek	O'Malley	Walter
Frommelt	Mincks	Prentis	Wilson
Getting	Moore	Scott	Wolf
Gilmour			

Absent or not voting, 2:

[redacted]	Coleman	Grimstead

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 367 be withdrawn from further consideration of the Senate.

Senator Shaff asked and received unanimous consent that House File 574 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator O'Malley, House File 260, a bill for an act relating to the frequency of publication by municipal corporations of ordinances in the form of a municipal code, was taken up and considered.

Senator O'Malley offered the following amendment and moved its adoption:

Amend House File 260 by adding to section 1 the following:

Further amend said section by adding to section five (5) the following paragraph after the third line of paragraph "b":

c. The ordinances, sections and subsections proposed to be amended and containing an explanation of the changes proposed. When a new ordinance is proposed for adoption as part of a municipal code, it shall be published as provided in subsection one (1).

The amendment was adopted.

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

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

Ayes, 49:

Brown	Gilmour	Nolan	Shoeman
Buck	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Cowden	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

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 Lynes asked and received unanimous consent that the following bills be taken up:

On motion of Senator Wiley, House File 492, a bill for an act transferring jurisdiction to the Cedar Rapids Community School District of certain land known as a portion of Noelridge Park in Cedar Rapids, Linn County, Iowa, was taken up and considered.

Senator Wiley moved that the bill be read a third 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:

Brown	Gilmour	Nystrom	Shoeman
Buck	Grimstead	O'Malley	Stuart
Cowden	Hansen	Phelps	Turner
Curran	Hill	Potter	Vance
Dykhouse	Hoschek	Prentis	Van Eaton
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Mincks	Schroeder	Wiley
Flatt	Moore	Scott	Wilson
Getting	Nolan	Shaff	Wolf

Nays, none.

Absent or not voting, 5:

[redacted]	Frommelt	Lynes	Walker
Coleman	Gray		

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

On motion of Senator Shoeman, House File 333, a bill for an act to amend section one hundred forty-seven point eighty (147.80), Code 1958, relating to the fee for renewal of license to practice optometry, 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:

Brown	Gilmour	Nystrom	Shoeman
Buck	Gray	O'Malley	Stuart
Cowden	Grimstead	Phelps	Turner
Curran	Hansen	Potter	Vance
Dykhouse	Hoschek	Prentis	Van Eaton
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting	Nolan		

Nays, none.

Absent or not voting, 3:

[redacted]	Coleman	Hill	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 Brown, House File 144, a bill for an act requiring death notices to be sent to the county auditor, was taken up and considered.

Senator Brown moved that the bill be read a third 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:

Brown	Gilmour	Nystrom	Shoeman
Buck	Gray	O'Malley	Stuart
Cowden	Grimstead	Phelps	Turner
Curran	Hansen	Potter	Vance
Dykhouse	Hoschek	Prentis	Van Eaton
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting	Nolan		

Nays, none.

Absent or not voting, 3:

[redacted]	Coleman	Hill	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 Buck, House File 203, a bill for an act relating to the determination of eligibility and amount of assistance of aid to the blind, 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, 48:

Brown	Getting	Moore	Shaff
Buck	Gilmour	Nolan	Shoeman
Coleman	Gray	Nystrom	Stuart
Cowden	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walter
Elvers	Hoxie	Price	Wearin
Eppers	Long	Putney	Weber
Fisher	Lucken	Rigler	Wiley
Flatt	Lynes	Schroeder	Wilson
Frommelt	Mincks	Scott	Wolf

Nays, none.

Absent or not voting, 1:

[redacted]	Walker

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

Senator Long submitted the following report and moved its adoption:

SUPPLEMENTAL REPORT OF COMMITTEE ON CREDENTIALS

MR. PRESIDENT: We, your committee on credentials, respectfully report that we find the following named person duly elected to fill a vacancy and entitled to a seat in the Senate of the Fifty-ninth General Assembly as shown by the following duplicate copy of the certificate of election on file in the office of the Secretary of State:

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 by Proclamation of the Governor a Special Election was held in the Fiftieth Senatorial District of Iowa, on May 1, 1961, to fill the vacancy in the office of State Senator of the Fifty-ninth General Assembly from the Fiftieth Senatorial District, created by reason of the death of Guy G. Butler, State Senator for the Fiftieth Senatorial District of Iowa.

I Further Certify that Donald G. Beneke of Pocahontas County, Iowa, was declared by the State Canvassing Board to have been elected State Senator for the Fiftieth Senatorial District in a Special Election held on May 1, 1961.

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 Fourth day of May, A. D. 1961.

(Seal)

/s/ MELVIN D. SYNHORST,
Secretary of State.

IRVING D. LONG.
JACK SCHROEDER.
LEIGH R. CURRAN.
MELVIN H. WOLF.
EUGENE M. HILL.
Committee on Credentials.

On motion of Senator Long, the report was adopted and the following newly elected Senator appeared before the bar of the Senate and was duly sworn and subscribed his name to the oath of office:

Donald G. Beneke.

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
Beneke, Donald G.	160	$22.40

CLIFFORD M. VANCE, *Chairman.*
JOHN GRAY.
CARL HOSCHEK.

On motion of Senator Vance, the report was adopted.

President Mooty announced the assignment of Seat 43 to Senator Beneke.

THIRD READING OF BILLS

On motion of Senator Wilson, House File 398, a bill for an act relating to the maximum millage levy by counties for ordinary county revenue, was taken up and considered.

Senator Wilson moved that the bill be read a third 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:

Beneke	Getting	Nolan	Shoeman
Brown	Gilmour	Nystrom	Stuart
Buck	Gray	O'Malley	Turner
Coleman	Grimstead	Phelps	Vance
Cowden	Hansen	Potter	Van Eaton
Curran	Hill	Prentis	Walker
Dykhouse	Hoschek	Price	Walter
Elijah	Hoxie	Putney	Wearin
Elvers	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Scott	Wilson
Flatt	Mincks	Shaff	Wolf
Frommelt	Moore		

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 amended and passed the following bill in which the concurrence of the House was asked:

Senate File 466, a bill for an act relating to allocations from the road use tax fund and to the apportionment thereof.

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 relating to the state senatorial districts.

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 authorizing a corrective patent for a parcel of land in the NW¼ of Section 8, Township 79 North, Range 4 West of the Fifth P.M., Cedar County, Iowa.

Also: That the House has adopted the conference committee report on, and adopted the amendments contained therein, and passed Senate File 480, a bill for an act to repeal section forty point one (40.1), Code 1958, and to enact a substitute therefor, redistricting the state into seven (7) congressional districts.

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 relating to municipal buildings and property.

Also: That the Speaker has appointed as members of the conference committee on the part of the House on House Joint Resolution 5, a joint resolution proposing a Constitutional amendment relating to constitutional convention: Rockwell of Henry, Goode of Davis, Johannes of Osceola and Fischer of Grundy.

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

House Concurrent Resolution 16, a concurrent resolution directing the legislative research committee and bureau to study state school aid programs, particularly minimum foundation programs.

Also: That the House has concurred in Senate amendments to and passed House File 11, a bill for an act to amend the law relating to registration as a professional engineer and land surveyor.

Also: That the House has concurred in Senate amendments to and passed House File 584, a bill for an act relating to the control of brucellosis in swine.

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 amend House File 305, Acts of the Fifty-ninth General Assembly, now on file in the office of the secretary of state relating to funds for the manufacture of motor vehicle registration plates.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 466

Amend Senate File 466 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred twelve point two (312.2), Code 1958, is hereby amended by striking subsections one (1), two (2), three (3), and four (4) and inserting in lieu thereof the following:

1. To the primary road fund, forty-seven percent.

2. To the secondary road fund of the counties and to the farm-to-market road fund forty percent, to be apportioned as follows: Seventy-five percent to the secondary road fund of the counties, and twenty-five percent to the farm-to-market road fund.

3. To the street construction fund of the cities and towns, thirteen percent.

The treasurer of the state shall before making the above allotments, credit annually to the highway grade crossing safety fund the sum of $120,000.00, and credit annually to the primary road fund the sum of $500,000.00 for carrying out chapter two hundred seven (207), Acts of the Fifty-eighth General Assembly. All unobligated funds provided by this subsection at the end of each year shall revert to the road use tax fund.

Sec. 2. Section three hundred twelve point three (312.3), Code 1958, is hereby amended by striking subsection one (1) and inserting in lieu thereof the following:

"1. Apportion among the counties in the ratio that the needs of the

secondary roads of each county bear to the total needs of the secondary roads of the state for the twenty-year improvement program developed by the automotive safety foundation and filed with the Iowa highway study committee created by chapter four hundred twenty-six (426), Acts of the Fifty-eighth General Assembly, and which is on record at the state highway commission, sixty percent of the allocation from road use tax funds which he has credited to the secondary road fund of the counties, and apportion among the counties in the ratio that the area of such county bears to the total area of the state, forty percent of the allocation from road use tax funds which he has credited to the secondary road fund of the counties."

Sec. 3. Section three hundred twelve point three (312.3), Code 1958, is hereby amended by striking from line six (6) of subsection two (2) the word "eight" and inserting in lieu thereof the word "twelve".

Sec. 4. Section three hundred twelve point five (312.5), Code 1958, is hereby repealed and the following inserted in lieu thereof:

"The road use tax funds credited to the farm-to-market road fund by the treasurer of state, are hereby divided as follows, and are to be known respectively as:

1. Need allotment farm-to-market road funds, sixty percent; and
2. Area allotment farm-to-market road funds, forty percent.

All farm-to-market road funds, except funds which under section 310.20 come from any county's allotment of the road use tax funds, shall be allotted among the counties by the state highway commission. Area allotment farm-to-market road funds and federal aid secondary road funds received by the state, shall be allotted among all the counties of the state in the ratio that the area of each county bears to the total area of the whole state.

Need allotment farm-to-market road funds shall be allotted among the counties in the ratio that the needs of the farm-to-market roads in each county bear to the total needs of the farm-to-market roads in the state for the twenty-year program developed by the automotive safety foundation and filed with the Iowa highway study committee created by chapter four hundred twenty-six (426), Acts of the Fifty-eighth General Assembly, and which is on record at the state highway commission."

Sec. 5. Chapter three hundred twelve (312), Code 1958, is hereby amended by adding thereto the following new section:

"To maintain eligibility for the receipt of road use tax funds on and after January 1, 1963, each city or town in the state shall have on file with the state highway commission a map showing the arterial street system and the local street system of such city or town as approved by the state highway commission.".

Sec. 6. Chapter three hundred twelve (312), Code 1958, is hereby amended by adding thereto the following new section:

"Cities and towns which receive allotments of funds from road use tax funds and which have a population of at least five thousand shall prepare and submit annually by the first day of December in each year to the state highway commission for examination and review, a program of proposed road and street improvements on both the arterial street system and the local street system of such city or town for a period of three years subsequent to the year in which the program is submitted. Cities and towns which receive allotments of funds from road use tax funds and which have a population less than five thousand shall prepare and submit by December 1 each year to the state highway commission for examination and review, a program of proposed road and street improvements on both the arterial street system and the local street system of such city or town for

a period one year subsequent to the year in which the program is submitted.".

Sec. 7. Chapter three hundred twelve (312), Code 1958, is hereby amended by adding thereto the following new section:

"Cities and towns which receive allotments of funds from road use tax funds shall prepare and submit by December 1 each year to the state highway commission for examination and review, a budget showing proposed projects, location of projects and proposed expenditures from funds from all sources on roads and streets in the arterial street system and in the local street system during the ensuing calendar year.".

Sec. 8. Chapter three hundred twelve (312), Code 1958, is hereby amended by adding thereto the following new section:

"Cities and towns in the state which receive allotments of funds from road use tax funds shall prepare and submit by February 1 each year to the state highway commission an annual report showing the nature of work and expenditure of funds from all sources of roads and streets in the arterial street system and in the local street system during the preceding calendar year.".

Sec. 9. No funds shall be allocated to any city or town until such city or town shall have complied with the provisions of sections six (6) through eight (8) of this Act.

The state highway commission shall notify the treasurer of state if any city or town fails to comply with the provisions of said sections.

Sec. 10. Section three hundred nine point seven (309.7), Code 1958, is hereby amended in subsection two (2) by striking the remainder of the subsection after the word "towns" in line four (4) and inserting in lieu thereof a period.

Sec. 11. Section three hundred ten point nine (310.9), Code 1958, is hereby amended by striking the remainder of the section after the word "required." in line six (6).

Sec. 12. The provisions of this Act shall become effective on January 1, 1962.

HOUSE CONCURRENT RESOLUTION 16

By Dietz and Swisher

A concurrent resolution directing the legislative research committee and bureau to study state school aid programs, particularly minimum foundation programs.

Whereas, one of the major issues which faces each General Assembly is the problem of providing adequate state aids to help finance our public schools; and

Whereas, some $35 million in state-collected taxes are allocated each year for state aids to schools and for payment of agricultural land tax credits; and

Whereas, the present system of school aids has developed on a piecemeal basis; and

Whereas, if state aids are distributed on a basis related to local property taxes to provide the same level of basic financial support for schools throughout the state, property tax assessments should be equalized to be uniform throughout the state;

Therefore, Be It Resolved by the General Assembly: That the legislative research committee and bureau study prior to the 1963 legislature the following matters:

1. Present programs of state aids for schools in Iowa.

2. State aid programs of other states, particularly minimum foundation programs.

3. Uniformity of assessed valuations in Iowa and methods used in other states to achieve uniformity, particularly in those states where state school aids are largely related to local property tax effort.

In carrying out this study, the research committee should authorize the appointment of a legislative advisory committee as provided in sections 2 and 3 of chapter 63 of the Acts of the Fifty-eighth General Assembly. Such committee should consider the advisability of a minimum foundation program of school aids in Iowa and suggest means of making assessments more uniform.

The report from this study should be made available to members of the General Assembly by December 1, 1962, and if the legislative advisory committee makes recommendations, these recommendations should be supported by bills.

HOUSE MESSAGE CONSIDERED

House File 714, a bill for an act to amend House File three hundred five (305), Acts of the Fifty-ninth General Assembly, now on file in the office of the Secretary of State relating to funds for the manufacture of motor vehicle registration plates.

Read first and second times and referred to the committee on appropriations.

HOUSE AMENDMENTS CONSIDERED

Senator Nolan called up for consideration Senate File 466, a bill for an act relating to allocations from the road use tax fund and to the apportionment thereof among the counties, cities and towns, amended by the House, and moved that the Senate concur in the House amendments.

The Senate refused to concur in the House amendments.

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

PRESENTATION OF GIFTS

President pro tempore Long appeared in the well of the Senate for the purpose of making the following presentations:

Senator Long, on behalf of the members of the Senate, expressed to President Mooty their appreciation for outstanding service as presiding officer of the Senate, and presented to him a silver candelabrum engraved "Senate 59th G. A."

President Mooty said:

This is most unexpected and I want to say at this time that I have enjoyed serving here this session. I will remember it always, and I thank you from the bottom of my heart for this gift. We will treasure it in our home.

President pro tempore Long also presented to the Senate floor leaders, Senators Lynes and Frommelt, engraved silver bowls and commended each for performing their respective duties in an exceptional manner.

Senator Lynes said:

I am sure words cannot express the feeling I have. You have been a fine group of gentlemen to work with, men from both the majority and minority parties. Some of the finest folks I will ever know. True there have been trying situations, but the memories of the Fifty-ninth General Assembly mean much and I am sure they will grow brighter with age. Thank you so much for this gift which we will always enjoy.

Senator Frommelt said:

I have appreciated and enjoyed working with both the minority and majority party members of this Senate. The fellowship between legislators cannot be duplicated. Thank you very much for this honor and also for this lasting gift.

THIRD READING OF BILLS

On motion of Senator Schroeder, House File 435, a bill for an act relating to county conservation boards, was taken up and considered.

Senator O'Malley offered the following amendment:

Amend House File 435 by adding the following new section:

Sec. 3. Nothing herein contained shall affect or be applicable to counties of two hundred thousand (200,000) or over.

Senator Wolf asked and received unanimous consent that action on House File 435 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Weber, House File 408, a bill for an act relating to assistant county attorneys in certain counties, 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, 49:

Beneke	Coleman	Dykhouse	Eppers
Brown	Cowden	Elijah	Fisher
Buck	Curran	Elvers	Flatt

Frommelt	Lynes	Price	Vance
Getting	Mincks	Putney	Van Eaton
Gilmour	Moore	Rigler	Walker
Gray	Nolan	Schroeder	Walter
Grimstead	Nystrom	Scott	Wearin
Hansen	O'Malley	Shaff	Weber
Hill	Phelps	Shoeman	Wiley
Hoschek	Potter	Stuart	Wilson
Hoxie	Prentis	Turner	Wolf
Long			

Nays, none.

Absent or not voting, 1:

Lucken (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 Wiley, House File 701, a bill for an act to legalize and validate the proceedings of the town council of the town of Central City, in the county of Linn, State of Iowa, in the calling of a special election on the proposition of constructing a fire station in said town and contracting indebtedness for such purpose not in excess of twenty-two thousand dollars ($22,000), issuing bonds for such purpose not in excess of twenty-two thousand dollars ($22,000), and levying a tax annually upon the taxable property of said town not in excess of two and one-half (2½) mills per annum in payment of such bonds and the interest thereon, and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said town, was taken up and considered.

Senator Wiley moved that the bill be read a third 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:

Beneke	Gray	Nolan	Shoeman
Brown	Grimstead	Nystrom	Stuart
Buck	Hansen	O'Malley	Turner
Coleman	Hill	Phelps	Vance
Curran	Hoschek	Potter	Van Eaton
Dykhouse	Hoxie	Prentis	Walker
Elijah	Long	Price	Walter
Elvers	Lucken	Putney	Wearin
Eppers	Lynes	Rigler	Weber
Fisher	Mincks	Schroeder	Wiley
Flatt	Moore	Scott	Wilson
Frommelt	Getting	Shaff	Wolf
Gilmour			

Nays, none.

Absent or not voting, 1:

Cowden

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 576, a bill for an act relating to service of process on foreign corporations, 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, 49:

Beneke	Gilmour	Nolan	Shoeman
Brown	Gray	Nystrom	Stuart
Buck	Grimstead	O'Malley	Turner
Coleman	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Elvers	Long	Putney	Wearin
Eppers	Lucken	Rigler	Weber
Fisher	Lynes	Schroeder	Wiley
Flatt	Mincks	Scott	Wilson
Frommelt	Moore	Shaff	Wolf
Getting			

Nays, none.

Absent or not voting, 1:

Cowden

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 507 be withdrawn from further consideration of the Senate.

On motion of Senator Shaff, House File 339, a bill for an act to amend chapter two hundred ninety-one (291), Acts of the Fifty-eighth General Assembly, relating to transmission to the state tax commission of the abstract of assessments of property by the assessor, 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, 47:

Beneke	Elvers	Gilmour	Hoxie
Brown	Eppers	Gray	Long
Buck	Fisher	Grimstead	Lucken
Coleman	Flatt	Hansen	Lynes
Curran	Frommelt	Hill	Mincks
Elijah	Getting	Hoschek	Nolan

Nystrom	Putney	Stuart	Wearin
O'Malley	Rigler	Turner	Weber
Phelps	Schroeder	Vance	Wiley
Potter	Scott	Van Eaton	Wilson
Prentis	Shaff	Walker	Wolf
Price	Shoeman	Walter	

Nays, none.

Absent or not voting, 3:

Cowden	Dykhouse	Moore

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

Senator Wiley asked and received unanimous consent to take up for consideration House File 705, a bill for an act to dissolve the Linn Grove Cemetery Association.

Senator Wiley moved that the bill be read a third 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:

Beneke	Frommelt	Lynes	Shoeman
Brown	Getting	Mincks	Stuart
Buck	Gilmour	Nystrom	Turner
Coleman	Gray	Phelps	Vance
Cowden	Grimstead	Potter	Walker
Curran	Hansen	Prentis	Walter
Elijah	Hill	Price	Wearin
Elvers	Hoschek	Putney	Weber
Eppers	Hoxie	Rigler	Wilson
Fisher	Long	Schroeder	Wiley
Flatt	Lucken	Shaff	Wolf

Nays, none.

Absent or not voting, 6:

Dykhouse	Nolan	Scott	Van Eaton
Moore	O'Malley		

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 amendment to House amendments to and passed Senate File 315, a bill for an act relating to the transfer of persons from one institution to other institutions.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 535, 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 as provided by chapter two hundred eighty-five (285), Code 1958.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 536, 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.

Also: That the House has concurred in Senate amendments to and passed House File 470, a bill for an act relating to medical assistance for the aged.

Also: That the House has adopted the conference committee report on, and adopted the amendments recommended therein, and passed House File 565, a bill for an act relating to commerce commission fees of motor vehicle common and contract carriers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 608, a bill for an act relating to the licensing of agents for insurance companies.

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 to appropriate from the general fund for various departments and various divisions for the purposes provided by law, and relating to the judicial and peace officers' retirement systems, and to salaries of various statutory positions.

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 creating the general contingent fund of the state for the biennium 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.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 38, a joint resolution directing the legislative research committee and the legislative research bureau to study mental retardation in Iowa.

WILLIAM R. KENDRICK, *Chief Clerk.*

CONFERENCE COMMITTEE REPORT ON HOUSE FILE 565

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and House on House File 565, an act relating to commerce commission fees of motor vehicle common and contract carirers, beg leave to report and make the following recommendations:

1. That the Senate recede from their amendment.

a. Amend section two (2), line six (6) by striking the words "of five dollars ($5)".

b. Amend section four (4), lines seven (7) and eight (8) by striking therefrom the words "of five dollars ($5)".

2. Section three hundred twenty-five point thirty-five (325.35), Code 1958, is hereby amended by adding the following:

"provided, however, that the fee herein provided for each semitrailer shall be in the amount of six dollars."

3. Section three hundred twenty-seven point nine (327.9), Code 1958, is hereby amended by adding the following:

"provided, however, that the fee herein provided for each semitrailer shall be in the amount of six dollars."

4. Chapter two hundred fifty-one (251), Acts of the Fifty-eighth General Assembly, section six (6) is hereby amended by adding the following:

"provided, however, that the fee herein provided for each semitrailer shall be in the amount of six dollars."

CARROLL PRICE, *Chairman.*
JOHN A. WALKER.
J. LOUIS FISCHER.
On the Part of the Senate.

DEWEY E. GOODE, *Chairman.*
FLOYD P. EDGINGTON.
CASEY LOSS.
JAMES E. BRILES.
On the Part of the House.

HOUSE MESSAGES CONSIDERED

House File 608, a bill for an act relating to the licensing of agents for insurance companies.

Read first and second times and referred to the sifting committee.

House File 708, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1961, and ending June 30, 1963, 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.

Read first and second times and referred to the committee on appropriations.

House File 713, a bill for an act creating the general contingent fund of the state for the biennium beginning July 1, 1961, and ending June 30, 1963, and appropriating thereto the sum of two million dollars ($2,000,000.00) 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 committee on appropriations.

House Joint Resolution 38, a joint resolution directing the legislative research committee and the legislative research bureau to study mental retardation in Iowa.

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

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

EXECUTIVE SESSION

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

Clarence D. Daily of Des Moines, Polk County, Iowa, as Labor Commissioner for a term ending June 30, 1963.

Warren Huebner of Des Moines, Polk County, Iowa, as Industrial Commissioner for a term ending June 30, 1967.

Dr. Leland P. Johnson of Des Moines, Polk County, Iowa, as a member of the Board of Examiners in the Basic Sciences for a term ending June 30, 1967.

Dr. W. Bernard King of Ames, Story County, Iowa, as a member of the Board of Examiners in the Basic Sciences for a term ending June 30, 1967.

Clay W. Stafford of Ames, Story County, Iowa, as Superintendent of Banking for a term ending June 30, 1965.

Ed Weinheimer of Fontanelle, Adair County, Iowa, as a member of the State Conservation Commission for a term ending June 30, 1967.

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 516, 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 amended and passed the following bill in which the concurence of the House was asked:

Senate File 534, 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.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked :

Senate File 537, 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 amended and passed the following joint resolution in which the concurrence of the House was asked:

Senate Joint Resolution 36, a joint resolution to create a highway study committee to continue and review the work of the highway study committee appointed pursuant to the provisions of chapter four hundred twenty-six (426), Acts of the Fifty-eighth General Assembly, and to make an appropriation therefor.

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

House Concurrent Resolution 14, a concurrent resolution authorizing and directing the state comptroller to issue warrants for legislative expenses.

Also: That the House has concurred in Senate amendments to and passed House File 452, a bill for an act relating to the towing of four-wheel trailers and registration fees thereon.

Also: That the House has concurred in Senate amendments to and passed House File 461, a bill for an act relating to compensation of county officers.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE JOINT RESOLUTION 36

Amend Senate Joint Resolution 36 as follows:

1. By striking the word "Resolved" in the resolving clause and inserting in lieu thereof the word "Enacted".
2. Section two (2), by striking from line six (6) the word "and".
3. Section two (2), by inserting in line eight (8) after the word "commission" the words "and the chief engineer of the state highway commission."

HOUSE CONCURRENT RESOLUTION 14

By Appropriations Committee

Be It Resolved by the House, the Senate Concurring: That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1958:

Remington Rand, typewriter ribbons for enrolling room (House)	$ 2.70
Storey Kenworthy Company, chairs and supplies (House)	112.94
Thor's Flower Shop, Memorial Session flowers (House)	48.14
Koch Brothers, file for claims committee (House)	82.09
IBM Corporation, maintenance agreement for service (House)	11.19
Strauss Lock Company, fitting lock for enrolling room (House)	4.95
Office Machine Supply Co., typewriter ribbons, adding machine rental (House)	42.10
Executive Council, postage and supplies (House)	2,481.52
Des Moines Rubber Stamp Co., three rubber stamps (House)	4.80
R. A. Townsend, photo for Official Register (House)	2.25
Storey Kenworthy Company, equipment and supplies (Senate)	275.50
IBM Corporation, typewriter repair (Senate)	15.00
Jesse S. Bright, control board service (Senate)	13.50
Executive Council, supplies and postage (Senate)	1,716.44
Ditto, Inc., supplies (Senate)	9.03
	$4,822.15

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

HOUSE AMENDMENTS TO SENATE FILE 534

Amend Senate File 534 as follows:

1. By inserting as section three (3) the following:

Sec. 3. There is hereby appropriated from the general fund of the State

of Iowa to the department of public instruction for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of seventeen thousand dollars ($17,000.00), or so much thereof as may be necessary, to be used in the following manner:

For the administration and supervision by the department of Title V $17,000.00

2. By renumbering sections three (3) and four (4) as sections four (4) and five (5) respectively.

3. By striking from the last line of Senate File 534 the figures "380,250.00" and inserting in lieu thereof the figures "397,250.00".

HOUSE AMENDMENT TO SENATE FILE 537

Amend Senate File 537, section one (1), by striking from lines four (4) and five (5) the words and figures "one million nine hundred twenty-one thousand five hundred dollars ($1,921,500.00)" and inserting in lieu thereof the words and figures "two million twenty-one thousand five hundred dollars ($2,021,500.00)".

HOUSE MESSAGE CONSIDERED

House Concurrent Resolution 14, a resolution authorizing and directing the State Comptroller to issue warrants for legislative expenses.

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

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

The Senate reconvened, President Mooty presiding.

Senator Flatt asked unanimous consent that House File 306 be withdrawn from the sifting committee for consideration by the Senate.

Objection was raised.

Senator Brown moved that House File 306 be withdrawn from the sifting committee.

On the question "Shall House File 306 be withdrawn from the sifting committee?" the vote was:

Rule 8 was invoked.

Ayes, 24:

Beneke	Frommelt	Mincks	Turner
Brown	Gilmour	Moore	Walter
Coleman	Hansen	Nolan	Wearin
Elijah	Hill	O'Malley	Weber
Eppers	Hoschek	Potter	Wilson
Flatt	Hoxie	Schroeder	Wolf

Nays, 23:

Buck	Grimstead	Prentis	Shoeman
Curran	Long	Price	Stuart
Dykhouse	Lucken	Putney	Vance
Fisher	Lynes	Rigler	Van Eaton
Getting	Nystrom	Scott	Walker
Gray	Phelps	Shaff	

Absent or not voting, 3:

Cowden	Elvers	Wiley

The motion having failed to receive a constitutional and two-thirds majority was lost.

Senator Eppers rose on a point of personal privilege and asked that the Senate stand at ease for the hanging of the official portrait of President Kennedy.

The Senate reconvened.

THIRD READING OF BILLS

On motion of Senator Putney, House File 684, 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: Howard Buck and A. L. Mensing, 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, 48:

Beneke	Gilmour	Nolan	Shoeman
Brown	Gray	Nystrom	Stuart
Coleman	Grimstead	O'Malley	Turner
Curran	Hansen	Phelps	Vance
Dykhouse	Hill	Potter	Van Eaton
Elijah	Hoschek	Prentis	Walker
Elvers	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wiley
Frommelt	Mincks	Scott	Wilson
Getting	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

Buck	Cowden

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

Senator Price called up the following report and moved its adoption:

CONFERENCE COMMITTEE REPORT
ON HOUSE FILE 565

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 565, an act relating to commerce commission fees of motor vehicle common and contract carriers, beg leave to report and make the following recommendations:

1. That the Senate recede from their amendment.

a. Amend section 2, line 6 by striking the words "of five dollars ($5)".

b. Amend section 4, line 5 by striking therefrom the words "of five dollars ($5)".

2. Section three hundred twenty-five point thirty-five (325.35), Code 1958, is hereby amended by adding the following:

"provided, however, that the fee herein provided for each semitrailer shall be in the amount of six dollars."

3. Section three hundred twenty-seven point nine (327.9), Code 1958, is hereby amended by adding the following:

"provided, however, that the fee herein provided for each semitrailer shall be in the amount of six dollars."

4. Chapter two hundred fifty-one (251), Acts of the Fifty-eighth General Assembly, section six (6) is hereby amended by adding the following:

"provided, however, that the fee herein provided for each semitrailer shall be in the amount of six dollars."

CARROLL PRICE, *Chairman.*
JOHN A. WALKER.
J. LOUIS FISCHER.
On the Part of the Senate.

DEWEY E. GOODE, *Chairman.*
FLOYD P. EDGINGTON.
CASEY LOSS.
JAMES E. BRILES.
On the Part of the House.

The report was adopted.

On motion of Senator Price, the amendments contained therein were 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, 46:

Beneke	Gilmour	O'Malley	Stuart
Brown	Gray	Phelps	Turner
Buck	Grimstead	Potter	Vance
Coleman	Hansen	Prentis	Van Eaton
Curran	Hill	Price	Walker
Dykhouse	Hoxie	Putney	Walter
Elijah	Long	Rigler	Wearin
Eppers	Lucken	Schroeder	Weber
Fisher	Lynes	Scott	Wiley
Flatt	Moore	Shaff	Wilson
Frommelt	Nolan	Shoeman	Wolf
Getting	Nystrom		

Nays, 2:

Hoschek Mincks

Absent or not voting, 2:

Cowden Elvers

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

HOUSE AMENDMENTS CONSIDERED

Senator Nolan called up for consideration Senate Joint Resolution 36, a joint resolution to create a highway study committee to continue and review the work of the highway study committee appointed pursuant to the provisions of chapter four hundred twenty-six (426), Acts of the Fifty-eighth General Assembly, and to make an appropriation for such committee, 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, 48:

Beneke	Gilmour	Nolan	Shoeman
Brown	Gray	Nystrom	Stuart
Buck	Grimstead	O'Malley	Turner
Coleman	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wiley
Frommelt	Mincks	Scott	Wilson
Getting	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

Cowden Elvers

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

Senator Walker called up for consideration Senate File 537, a bill for an act to make an appropriation from the general fund of the State of Iowa to the department of public instruction for specified school aid, amended by the House, and moved that the Senate concur in the House amendment.

The Senate concurred in the House amendment.

Senator Walker moved that the bill as amended by the House and concurred in by the Senate be read a third 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:

Beneke	Gilmour	Nolan	Shoeman
Brown	Gray	Nystrom	Stuart
Buck	Grimstead	O'Malley	Turner
Coleman	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wiley
Frommelt	Mincks	Scott	Wilson
Getting	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

Cowden	Elvers

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

Senator Walker called up for consideration Senate File 534, 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, ammended by the House, and moved that the Senate concur in the House amendment.

The Senate concurred in the House amendment.

Senator Walker moved that the bill as amended by the House and concurred in by the Senate be read a third 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:

Beneke	Gilmour	Nolan	Shoeman
Brown	Gray	Nystrom	Stuart
Buck	Grimstead	O'Malley	Turner
Coleman	Hansen	Phelps	Vance
Curran	Hill	Potter	Van Eaton
Dykhouse	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Walter
Eppers	Long	Putney	Wearin
Fisher	Lucken	Rigler	Weber
Flatt	Lynes	Schroeder	Wiley
Frommelt	Mincks	Scott	Wilson
Getting	Moore	Shaff	Wolf

Nays, none.

Absent or not voting, 2:

Cowden Elvers

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

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

The Senate reconvened, President Mooty presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House insists on its amendments to Senate File 466, a bill for an act relating to allocations from the road use tax fund and to the apportionment thereof, and requests a conference. The Speaker has appointed as members of the conference committee on the part of the House: Eldred of Jones, Goode of Davis, Fischer of Grundy and Summa of Calhoun.

WILLIAM R. KENDRICK, *Chief Clerk.*

CONFERENCE COMMITTEE APPOINTED

President Mooty announced the appointment of Senators Nolan, Walker, Schroeder and Walter, on the part of the Senate, on the conference committee on Senate File 466.

RESIGNATION OF EMPLOYEE

Senator Putney announced the resignation of William E. Legg of Polk County as a watchman effective May 3, 1961.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 45, 164, 264, 316 and 470; also, House Files 23, 159, 187, 222, 265, 269, 276, 482, 492, 642 and 702.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 45,

164, 264, 316 and 470; also, House Files 23, 159, 187, 222, 265, 269 276, 482, 492, 642 and 702.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate Files 45, 164, 264, 316 and 470.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 3, 1961, the Governor had approved the following bills:

Senate File 80, relating to liquor container seals or labels.

Senate File 215, relating to petitions for polling places.

Senate File 242, relating to issuance and sale of refunding bonds by cities and towns.

Senate File 289, relating to the assessment expense fund.

Senate File 355, relating to voting by agents in drainage levee districts by providing a method of voting by absentee ballot.

Senate File 515, relating to an appropriation for claims against the State of Iowa.

Senate File 518, relating to an appropriation for claims against the State of Iowa.

Senate File 191, relating to municipal sanitary sewer and waterworks systems.

Senate File 219, relating to hunting license for children under sixteen years of age.

Senate File 366, relating to the control of motor vehicle truck operators.

Senate File 478, relating to officers, employees and members of the Iowa Soldiers' Home.

Senate File 489, relating to old-age assistance.

Senate File 511, relating to an appropriation for claims against the State of Iowa.

Senate File 513, relating to an appropriation for claims against the State of Iowa.

Senate File 517, relating to an appropriation for claims against the State of Iowa.

Senate File 519, relating to an appropriation to state printing board.

Senate File 520, relating to an appropriation to state soil conservation committee.

Senate File 521, relating to an appropriation to the state fair board for state aid to agricultural societies.

Senate File 522, relating to an appropriation to employment security commission.

Senate File 523, relating to an appropriation to the national guard and state guard.

Senate File 524, relating to an appropriation to the industrial commis-

sion for payment of compensation claims of employees of state highway commission.

Senate File 525, relating to an appropriation to comptroller for motor vehicle fuel tax fund.

Senate File 528, relating to proceedings of the Board of Directors of the Lamont Community School District.

A communication was also received announcing that on May 3, 1961, the Governor had approved the following bills:

Senate File 166, relating to the use of artificial lights for hunting.
Senate File 244, relating to the support of the poor.
Senate File 283, relating to licensure of hospitals.
Senate File 290, relating to privately owned parking facilities.
Senate File 341, relating to institutional roads.
Senate File 415, relating to the term of office of Supreme and District Court judges.
Senate File 436, relating to rate of contributions by employers.
Senate File 464, relating to the establishment of highways.

REPORTS OF COMMITTEE

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 684**, 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: Howard Buck and A. L. Mensing, 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 appropriations to which was referred **House File 708**, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1961, and ending June 30, 1963, funds for various departments and various divisions thereof, of the State of Iowa, for the purpose provided by law, and relating to the judicial and peace officers' retirement systems, and to salaries of various statutory positions, 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 708, section 27, by striking all of lines 14 through 21 inclusive and inserting in lieu thereof

"Sub-total ..... $ 550,480.00".

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend House File 435, section 1, by inserting in line 3 after the word "removed" the words "for cause".

Further amend House File 435, section 2, by striking from lines

9 and 10 the words "a sum in excess of two thousand dollars" and inserting in lieu thereof "a sum of five thousand dollars".

JACK SCHROEDER.

Amend House File 708 as follows:

1. Section 33 is amended by adding thereto the following new paragraph:

Section thirty-two (32) of chapter one (1), Acts of the Fifty-eighth General Assembly, is hereby amended by striking lines seventeen (17), eighteen (18), nineteen (19) and twenty (20), and inserting in lieu thereof the words, "seventeen thousand five hundred dollars per year."

2. Section thirty-three (33) is further amended by striking from lines three (3), four (4) and five (5) the words and figures "one hundred seventy-two thousand nine hundred thirty dollars ($172,930.00)" and inserting in lieu thereof the words and figures "one hundred seventy-five thousand one hundred eighty dollars ($175,180.00)".

3. Section thirty-three (33) is further amended by striking from line thirteen (13) the figure "$172,680.00" and inserting in lieu thereof the figure, "$174,930.00".

4. Section thirty-three (33) is further amended by striking from line seventeen (17) the figure, "$172,930.00" and inserting in lieu thereof the figure, "$175,180.00".

D. C. NOLAN.
IRVING LONG.
CLIFFORD M. VANCE.
GEORGE E. O'MALLEY.
W. C. STUART.
DAVID O. SHAFF.
JACK SCHROEDER.
MELVIN H. WOLF.
RICHARD C. TURNER.
DONALD G. BENEKE.

Amend House File 708 as follows:

1. Section 43 is amended by adding thereto the following new paragraph:

Section forty-two (42) of chapter one (1), Acts of the Fifty-eighth General Assembly, is hereby amended by striking the word "twelve" from line eighteen (18) and all of lines nineteen (19), twenty (20), twenty-one (21) and twenty-two (22) and inserting in lieu thereof the words, "fifteen thousand five hundred dollars per year."

2. Section forty-three (43) is further amended by striking from line four (4) the words and figures, "nine hundred twelve thousand two hundred dollars ($912,200.00)" and inserting in lieu thereof the words and figures, "nine hundred sixty-one thousand seven hundred dollars ($961,700.00)".

3. Section forty-three (43) is further amended by striking from line eleven (11) the figure "$854,200.00" and inserting in lieu thereof the figure, "$903,700.00".

4. Section forty-three (43) is further amended by striking

from line sixteen (16) the figure "$912,200.00" and inserting in lieu thereof the figure "$961,700.00".

D. C. NOLAN.
IRVING LONG.
CLIFFORD M. VANCE.
GEORGE E. O'MALLEY.
W. C. STUART.
DAVID O. SHAFF.
JACK SCHROEDER.
MELVIN H. WOLF.
RICHARD C. TURNER.
DONALD G. BENEKE.

Amend the Nolan, et al., amendment to section 43 of House File 708 as follows:

1. Strike from lines 8 and 9 the words "fifteen thousand five hundred dollars per year" and insert in lieu thereof the words "fourteen thousand dollars per year".

2. Strike from lines 13 and 14 the words and figures "nine hundred sixty-one thousand seven hundred dollars ($961,700.00)" and insert in lieu thereof the words and figures "nine hundred forty-one thousand nine hundred fifty dollars ($941,950.00)".

3. Strike from line 17 the figure "$903,700.00" and insert in lieu thereof the figure "$883,950.00".

4. Strike from line 20 the figure "$961,700.00" and insert in lieu thereof the figure "$941,950.00".

J. KENDALL LYNES.

Amend the Nolan, et al., amendment to section thirty-three (33) of House File 708 as follows:

1. Strike from lines 7 and 8 the words "seventeen thousand five hundred dollars per year" and insert in lieu thereof the words "sixteen thousand dollars per year".

2. Strike from lines 13 and 14 the words and figures "one hundred seventy-five thousand one hundred eighty dollars ($175,180.00)" and insert in lieu thereof the words and figures "one hundred seventy-four thousand fifty-five dollars ($174,055.00)".

3. Strike from line 17 the figure "$174,930.00" and insert in lieu thereof the figure "$173,805.00".

4. Strike from line 20 the figure "$175,180.00" and insert in lieu thereof the figure "$174,055.00".

J. KENDALL LYNES.

Amend House File 708, section 56, by adding thereto the following new paragraph:

"There is hereby appropriated for the social welfare department from the general fund of the state for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of four hundred and twenty thousand dollars ($420,000.00) for the medical assistance for the aged fund."

IRVING D. LONG.

Amend House File 708 by adding the following as new sections:

(1) Section one hundred fifty-nine point nineteen (159.19), Code 1958, is hereby amended by striking all after the word "be"

in line two (2) and inserting in lieu thereof the following "as fixed by the general assembly."

(2) Section thirteen point nine (13.9), Code 1958, is hereby amended by striking the following words "six thousand dollars per annum" in lines two (2) and three (3) and inserting in lieu thereof the following "as fixed by the general assembly.".

(3) Section eleven point thirty (11.30), Code 1958, is hereby amended by striking all after the word "be" in line two (2) and inserting in lieu thereof the following "as fixed by the general assembly."

(4) Section eight point four (8.4), Code 1958, is hereby amended by striking the following words "not to exceed forty-five hundred dollars a year." in lines twelve (12) and thirteen (13) and inserting in lieu thereof the following "as fixed by the general assembly."

(5) Section seven point 8 (7.8), Code 1958, is hereby amended by striking all after the word "be" in line two (2) and inserting in lieu thereof the following "as fixed by the general assembly."

(6) Section five hundred five point five (500.5), Code 1958, is hereby amended by striking all after the word "be" in line ten (10) and inserting in lieu thereof the following "as fixed by the general assembly."

(7) Section two hundred fifty-seven point twenty-four (257.24), Code 1958, is hereby amended by striking from lines two (2), three (3) and four (4) the following "by the state board, but not to exceed ten thousand dollars per year." and inserting in lieu thereof the following "by the general assembly."

(8) Section one hundred seventeen point eleven (117.11), Code 1958, is hereby amended by striking from lines two (2) and three (3) the following "not to exceed thirty-six hundred dollars per annum" and inserting in lieu thereof the following "as fixed by the general assembly."

(9) Section nine point five (9.5), Code 1958, is hereby amended by striking from line two (2) the following "five thousand dollars per annum" and inserting in lieu thereof the following "as fixed by the general assembly."

(10) Section four hundred twenty-one point eight (421.8), Code 1958, is hereby amended by striking all after the word "salary" in line two (2) and inserting in lieu thereof the following "as fixed by the general assembly."

(11) Section twelve point eighteen (12.18), Code 1958, is hereby amended by striking all after the word "be" in line two (2) and inserting in lieu thereof the following "as fixed by the general assembly."

(12) Section one hundred seven point twelve (107.12), Code 1958, is hereby amended by striking all after the word "salary" in line three (3) and inserting in lieu thereof the following "as fixed by the general assembly."

(13) Section one hundred seventy-three point ten (173.10), Code 1958, is hereby amended by striking all after the word "such" in line two (2) and inserting in lieu thereof the following "salary as fixed by the general assembly."

(14) Section eighty point two (80.2), Code 1958, is hereby amended by striking from lines twenty-four (24) and twenty-five

(25) the following "of five thousand dollars." and inserting in lieu thereof the following "as fixed by the general assembly."

(15) Section twenty-one point two (21.2), Code 1958, is hereby amended by striking from lines eight (8) and nine (9) the following "not exceed three thousand dollars per year." and inserting in lieu thereof the following "be as fixed by the general assembly".

(16) Section one hundred twenty-three point ten (123.10), Code 1958, is hereby amended by striking from lines six (6) and seven (7) the following "five thousand dollars a year" and inserting in lieu thereof the following "as fixed by the general assembly".

(17) Section two thirty-four point five (234.5), Code 1958, is hereby amended by striking from lines four (4), five (5) and six (6) the following "of five thousand five hundred dollars per annum, payable monthly." and inserting in lieu thereof the following "as fixed by the general assembly."

X. T. PRENTIS.

Amend House File 708, section 16, line 7 by striking "$10,000.00" and inserting in lieu thereof "$11,000.00".

DAVID O. SHAFF.

Amend House File 708 as follows:

1. Strike from line thirteen (13), section 29 the figures "46,300.00" and insert in lieu thereof the figures "51,240.00".

2. Strike from line nineteen (19), section 29 the figures "80,000.00" and insert in lieu thereof the figures "84,940.00".

ROBERT R. RIGLER.

Amend House File 713 as follows:

1. Amend House File 713 by striking the words and figures "one million five hundred thousand dollars ($1,500,000.00)" in section 1, lines 3 and 4 thereof and insert in lieu thereof the words and figures "one million dollars ($1,000,000.00)".

2. Amend the title to House File 713 by striking the words and figures "one million five hundred thousand dollars ($1,500,000.00)" in lines 3 and 4 and insert in lieu thereof "one million dollars ($1,000,000.00)".

ROBERT R. RIGLER.

On motion of Senator Coleman, the Senate adjourned until 9:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MAY 5, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Rabbi Edward Zerin, pastor of the Temple B'Nai Jeshurun, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Flatt for the day on account of official business on request of Senator Hoxie; Senator Nystrom for the day on account of official business on request of Senator Putney; Senator Hill for the day on account of official business on request of Senator Gilmour.

PRESENTATION OF VISITORS

Senator Putney, on behalf of Senator Nystrom, asked and received unanimous consent to present to the Senate thirty-nine students from the St. Paul School of Boone, who were present in the balcony accompanied by their instructor, Merlin Franzen, and Reverend Gobbert.

Senator Wolf asked and received unanimous consent to present to the Senate thirty-five students from the Hudson Elementary School, who were present in the balcony accompanied by their instructors, Elsie Tietz and Dorothy Miller.

Senator Brown asked and received unanimous consent to present to the Senate thirty-eight students from the Mallard Elementary School, who were present in the balcony accompanied by their instructor, Roy Wiegert.

Senator Wilson asked and received unanimous consent to present to the Senate forty students from the Worthington Elementary School of Worthington, Missouri, who were present in the balcony accompanied by their instructors, Pansy Lawrence and Betty Lawrence.

INTRODUCTION OF BILL

Senate File 546, by committee on appropriations, a bill for an act making appropriations for payment of miscellaneous expense incurred or authorized by the Fifty-ninth General Assembly.

Read first and second times and placed on the calendar.

Senator Lynes moved that the Senate consider only unfinished business, appropriations bills and bills now in conference, which motion prevailed.

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

SENATE CONCURRENT RESOLUTION 31

By Nystrom, Walker, Gray, Lynes and Elijah

A concurrent resolution providing for a joint advisory committee under Chapter 63, Laws of the Fifty-eighth General Assembly, to conduct a study of the trade practices being used in the dairy industry.

Whereas, dairy products are necessary products of human food and that the proper supply of them is vital to the public health and welfare; and,

Whereas, the production, transportation, processing, storage, distribution, wholesale and retail sales of milk are elements of commerce affecting the public health; and

Whereas, trade practices presently being carried on in the production, sale, processing and distribution of milk and other dairy products have a great effect on the stability of the dairy industry and of the economy of the State of Iowa, and,

Whereas, in order to present a well considered program for the continuation of fair competion among all businesses and to guarantee to the citizens of this state a proper supply of wholesome milk and other dairy products, it is desirable and necessary that a thorough study be made of all related problems concerning the production, transportation, processing, storage, and sale at wholesale and retail of milk and other dairy products and their non-milk fat imitations and to investigate the trade practices in the dairy industry throughout this state; now, therefore,

Be It Resolved by the Senate, the House of Representatives Concurring: That the legislative research committee designated by this General Assembly create a joint advisory committee of legislators under the provisions of Chapter 63, Acts of the Fifty-eighth General Assembly, and more specifically under section 2.52, Code 1958, as amended by said act.

Be It Further Resolved, that said committee shall have full power and authority during the session of the Fifty-ninth General Assembly, and following its adjournment to conduct hearings and make comprehensive inquiry into the production, processing, distribution, sale at wholesale, sale at retail and trading practices of the dairy industry in this state. It is further recommended that the committee shall, in addition to studying the trade practices presently being conducted in the dairy industry, review the trade practices in the dairy industry of our neighboring states and the legislative programs enacted by the various states which affect the dairy industry, confer with producers, processors, distributors and retailers of dairy products.

Be It Further Resolved, that said committee shall make a complete report to the next regular session of the General Assembly as by said act provided.

The motion prevailed and the resolution was adopted.

Senator Elijah asked and received unanimous consent that the resolution be immedately messaged to the House, which request was complied with.

Senator Nolan called up the following report:

REPORT OF INVESTIGATION COMMITTEE

MR. PRESIDENT AND MEMBERS OF THE FIFTY-NINTH GENERAL ASSEMBLY OF IOWA:

Under Senate Resolution 6 your committee was appointed "to investigate into the action of the Iowa Liquor Control Commission relative to—'statements'—made by the Governor to the Press as to the operation of said Commission".

Public mention of the word "liquor" generally arouses the curiosity of the public.

In the brief time which was allotted to us to conduct such an investigation, the scope and extent thereof must necessarily be limited, but we submit the following facts, conclusions and recommendations:

1. First, the Commission on April 28, 1961, gave a news release wherein they stated among other things that "liquor samples or samples of liquor have been made available for—members of the legislature, public officials, etc.—".

Upon thorough interrogation of each member of the Commission not one word of evidence was offered in support of the above assertion. Persons holding public office have no right any more than any other person to make such uncalled for statements and blanket indictments unless they are ready to support such charges with competent proof. No doubt such release was made in haste and without due deliberation.

2. The State Bureau of Investigation at the request of the Governor has apparently conducted an extensive investigation of the operations of the Iowa Liquor Commission from July 1, 1959, to date. The report of such investigation was made available to your committee. This report together with supplemental data shows that the Commission had received for "samples" approximately 1,500 to 1,800 bottles of liquor of which approximately 58 bottles were used by a commercial Chemical Testing Company for chemical tests. This report further shows that during this period the Chairman of the Commission, C. J. Burris, had charged to him 4,219 official liquor seals from the Commission's stock of seals. The report contains other data concerning distillery representatives, purported hospitality offers to the members of the Commission, members of their families and staff members of the Commission.

This report will no doubt be made public by the Governor and when it is the details which it contains will be available to you.

3. The Commission when confronted with facts set forth in the above report stated (1) they did not know how many bottles of samples were received by it during the period involved as no record was kept; (2) they did not know what was done with such samples other than to give them to various persons and no records were kept of such gifts; (3) that the method of handling samples during the period involved was the same as in previous administrations, Commissioner Smith being on the Commission since July 1, 1955, Commissioner and Chairman Burris being on the Commission since July 1, 1957, and Commissioner Adcock since July 1, 1959; (4) that the Chairman of the Commission handled the liquor seals and that a seal was placed upon each sample bottle; (5) that the samples came to the office of

the Commission rather than to the liquor warehouse and were kept in a "sample room", to which room each Commissioner had a key; (6) that none of the sample bottles were sold and the Commission considered them property of the distilleries and not of the state even though state liquor seals were attached to them for the purpose of complying with the provisions of chapter one hundred twenty-three (123), Code of Iowa, 1958, which requires that all liquor in excess of certain alcoholic content bear such seals.

Your committee states that it has found nothing the the report of the State Bureau of Investigation to the Governor covering the investigation of the Liquor Commission which indicates that the policy of the Commission, insofar as the purchasing and sale of liquor, the acquisition and disposition of "samples", and the requisition for and the use of state seals has been materially changed by the present Commission.

4. In connection with the assertion that the Commission handled such samples the same as in the past, the Commission furnished us, at our request, the record of seals used by the various Chairmen of the Commission during the past fifteen (15) years, which is as follows:

Commissioner	Beginning Date	Ending Date	No. of Seals	Period Involved
Lane	Jan. 6, 1945	Dec. 16, 1946	1,000	24 mos.
Lane and Scott	Apr. 14, 1947	June 30, 1949	3,871	26 mos.
Coburn	July 22, 1949	June 15, 1951	2,774	23 mos.
Coburn	Aug. 20, 1957	Sept. 17, 1954	750	19 mos.
Wolfe	Feb. 18, 1952	March 18, 1957	5,900	19 mos.
Housel	Aug. 8, 1955	Dec. 17, 1958	3,004	16 mos.
Housel—(Warehouse seals returned for use in sample room to be added)			90	
Burris	July 10, 1959	To date	4,100	22 mos.
Burris—(Warehouse seals returned for use in sample room to be added)			153	

Of the said 4,253 seals issued to date, 494 are unused and now on hand.

The record of the use of seals by the Chairmen of the Commission during such time was the only tangible evidence available to support such claim.

5. Mr. R. W. Paton, deputy State Auditor, who has audited the Commission for the past thirteen (13) years stated that the stock in the "sample room" was never audited or inventoried until this year, which audit and inventory are referred to in the report made to the Governor by the State Bureau of Criminal Investigation. Mr. Paton stated that the liquor seals were accounted for annually. No evidence was presented by the auditor's office, although inquiry was made by the committee, of any deviation from former practices of the Commission by the present Commission in respect to handling of sample or other gifts of liquor to the Commission.

Based upon the above facts your committee unanimously disapproves of the practice of distilleries giving and the Commission receiving either samples, bonus or free bottles or cases of liquor. The fact that this practice was established many years ago and has continued under the various Commissions does not warrant or justify its continuance.

We do, therefore, recommend that appropriate laws be enacted to make it illegal for any vendor of liquor to offer or any member of the Commission to receive any samples, bonuses or free bottles or cases of liquor. We are confident that if such laws were enacted that the members of the Commission, both present and future, would welcome them so as to be relieved from the annoyance and embarrassment which such "gifts" and "gestures" of friendship entail. Samples for chemical tests by professional chemists should be taken out of stock and credited to the inventory accordingly.

In view of the fact that the Governor has pending an investigation into the practices of the Commission, relative to their handling of samples of liquor and related subjects, your committee makes no findings as to the compliance or non-compliance with any laws by the Commission, or any members thereof.

Respectfully submitted,
D. C. NOLAN, *Chairman.*
GEORGE E. O'MALLEY.
ROBERT G. MOORE.
J. T. DYKHOUSE.
CHARLES S. VAN EATON.
GEORGE L. SCOTT.

On motion of Senator Nolan, the report was received by the Senate.

The report received, the Chair declared the committee discharged.

Senator Lynes asked and received unanimous consent that House File 708 be taken up at this time.

THIRD READING OF BILLS

On motion of Senator Putney, House File 708, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1961, and ending June 30, 1963, 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, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Prentis offered the following amendment and moved its adoption:

Amend House File 708, as follows:

1. By striking from section 9, line 10, the figure "841,500.00" and inserting in lieu thereof "502,500.00".

2. By striking from section 9, line 13, the figure "$850,000.00" and inserting in lieu thereof the figure "$511,000.00".

3. By striking from section 9, line 4, "eight hundred fifty thousand dollars ($850,000.00)" and inserting in lieu thereof the following: "five hundred eleven thousand dollars ($511,000.00)".

The amendment was adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 708, section 16, line 7 by striking "$10,000.00" and inserting in lieu thereof $11,000.00".

The amendment was adopted.

The following committee amendment was considered:

Amend House File 708, section 27, by striking all of lines 14 through 21 inclusive and inserting in lieu thereof:

"Sub-total ..... $ 550,480.00".

On motion of Senator Prentis, the committee amendment was adopted.

Senator Gilmour moved that the vote by which the committee amendment was adopted be reconsidered, which motion prevailed.

Senator Putney moved the adoption of the committee amendment.

Division was called for.

The amendment was lost.

Senator Rigler offered the following amendment and moved its adoption:

Amend House File 708, as follows:

1. Strike from line thirteen (13), section 29 the figures "46,300.00" and insert in lieu thereof the figures "51,240.00".

2. Strike from line nineteen (19), section 29 the figures "80,000.00" and insert in lieu thereof the figures "84,940.00".

Division was called for.

The amendment was adopted.

Senator Nolan offered the following amendment, filed by Senators Nolan, Long, Vance, O'Malley, Stuart, Shaff, Schroeder, Wolf, Turner and Beneke:

Amend House File 708 as follows:

1. Section 33 is amended by adding thereto the following new paragraph:

Section thirty-two (32) of chapter one (1), Acts of the Fifty-eighth General Assembly, is hereby amended by striking lines seventeen (17), eighteen (18), nineteen (19) and twenty (20), and inserting in lieu thereof the words, "seventeen thousand five hundred dollars per year."

2. Section thirty-three (33) is further amended by striking from lines three (3), four (4) and five (5) the words and figures "one hundred seventy-two thousand nine hundred thirty dollars ($172,930.00)" and inserting in lieu thereof the words and figures "one hundred seventy-five thousand one hundred eighty dollars ($175,180.00)".

3. Section thirty-three (33) is further amended by striking from line thirteen (13) the figure "$172,680.00" and inserting in lieu thereof the figure, "$174,930.00".

4. Section thirty-three (33) is further amended by striking from line seventeen (17) the figure, "$172,930.00" and inserting in lieu thereof the figure, "$175,180.00".

Senator Lynes offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:

1. Strike from lines 7 and 8 the words "seventeen thousand five hundred dollars per year" and insert in lieu thereof the words "sixteen thousand dollars per year".

2. Strike from lines 13 and 14 the words and figures "one hundred seventy-five thousand one hundred eighty dollars ($175,180.00)" and insert in lieu thereof the words and figures "one hundred seventy-four thousand fifty-five dollars ($174,055.00)".

3. Strike from line 17 the figure "$174,930.00" and insert in lieu thereof the figure "$173,805.00".

4. Strike from line 20 the figure "$175,180.00" and insert in lieu thereof the figure "$174,055.00".

Division was called for.

The amendment to the amendment was adopted.

Senator Nolan moved the adoption of the amendment as amended.

Roll call was requested.

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

Ayes, 31:

Beneke	Frommelt	Moore	Turner
Brown	Gilmour	Nolan	Vance
Buck	Grimstead	O'Malley	Van Eaton
Coleman	Hansen	Potter	Walter
Cowden	Hoschek	Rigler	Wearin
Curran	Hoxie	Schroeder	Wiley
Elijah	Long	Shaff	Wolf
Eppers	Mincks	Stuart	

Nays, 13:

Fisher	Lynes	Price	Shoeman
Getting	Phelps	Putney	Weber
Gray	Prentis	Scott	Wilson
Lucken			

Absent or not voting, 6:

Dykhouse	Flatt	Nystrom	Walker (present)
Elvers	Hill		

The amendment as amended was adopted.

Senator Nolan asked and received unanimous consent that the Secretary be instructed to correct the totals.

Senator Nolan offered the following amendment filed by Senator Nolan, et al.:

Amend House File 708 as follows:

1. Section 43 is amended by adding thereto the following new paragraph:

Section forty-two (42) of chapter one (1), Acts of the Fifty-eighth General Assembly, is hereby amended by striking the word "twelve" from line eighteen (18) and all of lines nineteen (19), twenty (20), twenty-one (21) and twenty-two (22) and inserting in lieu thereof the words, "fifteen thousand five hundred dollars per year."

2. Section forty-three (43) is further amended by striking from line four (4) the words and figures, "nine hundred twelve thousand two hundred dollars ($912,200.00)" and inserting in lieu thereof the words and figures, "nine hundred sixty-one thousand seven hundred dollars ($961,700.00)".

3. Section forty-three (43) is further amended by striking from line eleven (11) the figure "$854,200.00" and inserting in lieu thereof the figure, "$903,700.00".

4. Section forty-three (43) is further amended by striking from line sixteen (16) the figure "$912,200.00" and inserting in lieu thereof the figure "$961,700.00".

Senator Lynes offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:

1. Strike from lines 8 and 9 the words "fifteen thousand five hundred dollars per year" and insert in lieu thereof the words "fourteen thousand dollars per year".

2. Strike from lines 13 and 14 the words and figures "nine hundred sixty-one thousand seven hundred dollars ($961,700.00)" and insert in lieu thereof the words and figures "nine hundred thirty-six thousand nine hundred fifty dollars ($936,950.00)".

3. Strike from line 17 the figure "$903,700.00" and insert in lieu thereof the figure "$878,950.00".

4. Strike from line 20 the figure "$961,700.00" and insert in lieu thereof the figure "$936,950.00".

The amendment to the amendment was adopted.

Senator Nolan moved the adoption of the amendment as amended.

Roll call was requested.

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

Ayes, 30:

Beneke	Gilmour	Nolan	Turner
Brown	Grimstead	O'Malley	Vance
Buck	Hansen	Potter	Van Eaton
Cowden	Hoschek	Rigler	Walter
Curran	Hoxie	Schroeder	Wearin
Elijah	Long	Shaff	Wiley
Eppers	Mincks	Stuart	Wolf
Frommelt	Moore		

Nays, 14:

Coleman	Lucken	Price	Shoeman
Fisher	Lynes	Putney	Walker
Getting	Phelps	Scott	Weber
Gray	Prentis		

Absent or not voting, 6:

Dykhouse	Flatt	Nystrom	Wilson (present)
Elvers	Hill		

The amendment as amended was adopted.

Senator Nolan asked and received unanimous consent that the Secretary be instructed to correct the totals.

Senator Long offered the following amendment and moved its adoption:

Amend House File 708, section 56, by adding thereto the following new paragraph:

"There is hereby appropriated for the social welfare department from the general fund of the state for each year of the biennium beginning July 1, 1961, and ending June 30, 1963, the sum of four hundred and twenty thousand dollars ($420,000.00) for the medical assistance for the aged fund."

Roll call was requested.

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

Ayes, 17:

Brown	Hansen	Mincks	Potter
Coleman	Hoschek	Moore	Putney
Eppers	Long	Nolan	Wearin
Frommelt	Lynes	O'Malley	Wolf
Gilmour			

Nays, 21:

Cowden	Grimstead	Price	Vance
Dykhouse	Hoxie	Rigler	Van Eaton
Elijah	Lucken	Scott	Weber
Fisher	Phelps	Shaff	Wiley
Getting	Prentis	Shoeman	Wilson
Gray			

Absent or not voting, 12:

Beneke	Elvers	Nystrom	Turner
Buck	Flatt	Schroeder	Walker
Curran	Hill	Stuart	Walter

The amendment was lost.

Senator Prentis offered the following amendment and moved its adoption:

Amend House File 708 by adding the following as new sections:

(1) Section one hundred fifty-nine point nineteen (159.19), Code 1958, is hereby amended by striking all after the word "be" in line two (2) and inserting in lieu thereof the following "as fixed by the general assembly."

(2) Section thirteen point nine (13.9), Code 1958, is hereby amended by striking the following words "six thousand dollars per annum" in lines two (2) and three (3) and inserting in lieu thereof the following "as fixed by the general assembly."

(3) Section eleven point thirty (11.30), Code 1958, is hereby amended by striking all after the word "be" in line two (2) and inserting in lieu thereof the following "as fixed by the general assembly."

(4) Section eight point four (8.4), Code 1958, is hereby amended by striking the following words "not to exceed forty-five hundred dollars a year." in lines twelve (12) and thirteen (13) and inserting in lieu thereof the following "as fixed by the general assembly."

(5) Section seven point eight (7.8), Code 1958, is hereby amended by striking all after the word "be" in line two (2) and inserting in lieu thereof the following "as fixed by the general assembly."

(6) Section five hundred five point five (505.5), Code 1958, is hereby amended by striking all after the word "be" in line ten (10) and inserting in lieu thereof the following "as fixed by the general assembly."

(7) Section two hundred fifty-seven point twenty-four (257.24), Code

1958, is hereby amended by striking from lines three (3), four (4) and five (5) the following "by the state board, but not to exceed ten thousand dollars per year." and inserting in lieu thereof the following "by the general assembly."

(8) Section one hundred seventeen point eleven (117.11), Code 1958, is hereby amended by striking from lines two (2) and three (3) the following "not to exceed thirty-six hundred dollars per annum" and inserting in lieu thereof the following "as fixed by the general assembly."

(9) Section nine point five (9.5), Code 1958, is hereby amended by striking from line two (2) the following "five thousand dollars per annum" and inserting in lieu thereof the following "as fixed by the general assembly."

(10) Section four hundred twenty-one point eight (421.8), Code 1958, is hereby amended by striking all after the word "salary" in line two (2) and inserting in lieu thereof the following "as fixed by the general assembly."

(11) Section twelve point eighteen (12.18), Code 1958, is hereby amended by striking all after the word "be" in line two (2) and inserting in lieu thereof the following "as fixed by the general assembly."

(12) Section one hundred seven point twelve (107.12), Code 1958, is hereby amended by striking all after the word "salary" in line three (3) and inserting in lieu thereof the following "as fixed by the general assembly."

(13) Section one hundred seventy-three point ten (173.10), Code 1958, is hereby amended by striking all after the word "such" in line two (2) and inserting in lieu thereof the following "salary as fixed by the general assembly."

(14) Section eighty point two (80.2), Code 1958, is hereby amended by striking from lines twenty-four (24) and twenty-five (25) the following "of five thousand dollars." and inserting in lieu thereof the following: "as fixed by the general assembly."

(15) Section twenty-one point two (21.2), Code 1958, is hereby amended by striking from lines eight (8) and nine (9) the following "not to exceed three thousand dollars per year" and inserting in lieu thereof the following "be as fixed by the general assembly".

(16) Section one hundred twenty-three point ten (123.10), Code 1958, is hereby amended by striking from lines seven (7) and eight (8) the following "five thousand dollars a year" and inserting in lieu thereof the following "as fixed by the general assembly".

(17) Section two hundred thirty-four point five (234.5), Code 1958, is hereby amended by striking from lines four (4), five (5) and six (6) the following "of five thousand five hundred dollars per annum, payable monthly." and inserting in lieu thereof the following "as fixed by the general assembly."

The amendment was adopted.

Senator Lynes offered the following amendment, filed by Senators Lynes, Putney, Shoeman and O'Malley:

Amend House File 708 as follows:

Amend section 10 by inserting after line 15 the following:

"for a magnetometer survey in areas of the state where it appears most likely that commercially valuable metal ore deposits may be discovered ..... $100,000.00.

COMMITTEE OF THE WHOLE

Senator Lynes asked and received unanimous consent that the

Senate resolve itself into a committee of the whole for the purpose of questioning Dr. H. Garland Hershey, State Geologist, relative to the amendment.

The Senate arose from the committee of the whole and resumed regular session.

Senator Lynes moved the adoption of the amendment.

The amendment was adopted.

Senator Prentis asked and received unanimous consent that the Secretary be instructed to make the necessary corrections in the various totals of the bill.

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:

Beneke	Gilmour	O'Malley	Stuart
Brown	Gray	Phelps	Turner
Buck	Grimstead	Potter	Vance
Coleman	Hansen	Prentis	Van Eaton
Cowden	Hoschek	Price	Walker
Curran	Hoxie	Putney	Walter
Dykhouse	Long	Rigler	Wearin
Elijah	Lucken	Schroeder	Weber
Eppers	Lynes	Scott	Wiley
Fisher	Mincks	Shaff	Wilson
Frommelt	Moore	Shoeman	Wolf
Getting	Nolan		

Nays, none.

Absent or not voting, 4:

Elvers	Flatt	Hill	Nystrom

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

STATEMENT OF INTENT

It was my intention that the $100,000.00 provided for in section 10 of House File 708 be for the biennium and ear-marked for a survey by the State Geological department.

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 passed the following in which the concurrence of the House was asked:

Senate File 502, a bill for an act relating to the costs of commitment of

mentally ill persons who have no legal settlement in this state or whose legal settlement is unknown.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 533, a bill for an act to appropriate from the general fund to the department of public instruction ten thousand dollars for use as a revolving fund for the Veterans Administration, and five thousand dollars for the school lunch program and fifteen thousand dollars for mentally retared children and students who fail to complete their high school education and to make a study of mental retardation in 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 act to appropriate thirty-nine thousand five hundred sixty dollars from the general fund of the state to the department of public instruction for general state aid for school districts.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 541, a bill for an act authorizing expenditures by state highway commission from the primary road fund for the biennium and relating to salaries of highway commission members.

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 to appropriate from the general fund for capital improvements for buildings and grounds under the superintendent of public buildings and grounds.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 353, a bill for an act relating to controlled access highways.

Also: That the House has concurred in Senate amendments to and passed House File 260, a bill for an act relating to the frequency of publication by municipal corporations of ordinances in the form of a municipal code.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 541

Amend Senate File 541 by adding the following as section 3:

Sec. 3. Section three hundred seven point four (307.4), Code 1958, is hereby amended by striking from line three (3) the words "of forty-five hundred dollars per annum" and inserting in lieu thereof the words "as fixed by the general assembly".

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

AFTERNOON SESSION

The Senate reconvened, President Mooty presiding.

THIRD READING OF BILLS

On motion of Senator Nolan, House File 304, a bill for an act to appropriate from the primary road fund of the state to the state

highway commission for the construction of the Stange institutional road underpass of the Chicago and North Western Railway on the campus of the Iowa State University of Science and Technology at Ames, Iowa, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was withdrawn:

Amend House File 304, section 1, by inserting following the word "road" in line 2, the words "use tax".

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 304 as follows:

1. Section 1, lines 1 and 2 by striking "primary road fund" and inserting in lieu thereof "road use tax fund".
2. Section 4, line 3, by striking "primary road fund" and inserting in lieu thereof "road use tax fund".
3. Amend the title, line 1, by striking "primary road fund" and inserting in lieu thereof "road use tax fund".

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, 29:

Beneke	Hansen	Potter	Turner
Coleman	Lucken	Prentis	Van Eaton
Curran	Lynes	Putney	Walker
Dykhouse	Mincks	Schroeder	Walter
Eppers	Moore	Scott	Weber
Frommelt	O'Malley	Shoeman	Wilson
Getting	Phelps	Stuart	Wolf
Grimstead			

Nays, 14:

Brown	Gray	Price	Vance
Buck	Hoschek	Rigler	Wearin
Cowden	Hoxie	Shaff	Wiley
Fisher	Long		

Absent or not voting, 7:

Elijah	Flatt	Hill	Nystrom
Elvers	Gilmour	Nolan (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 Schroeder, House File 435, a bill for an act relating to county conservation boards, was taken up and considered.

Senator Schroeder offered the following amendment and moved its adoption:

Amend House File 435, section 1, by inserting in line 3 after the word "removed" the words "for cause".

Further amend House File 435, section 2, by striking from lines 9 and 10 the words " a sum in excess of two thousand dollars" and inserting in lieu thereof "a sum of five thousand dollars".

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, 37:

Buck	Hansen	Phelps	Turner
Cowden	Hoschek	Potter	Vance
Curran	Hoxie	Prentis	Van Eaton
Dykhouse	Long	Putney	Walker
Eppers	Lucken	Rigler	Walter
Fisher	Lynes	Schroeder	Wearin
Getting	Mincks	Scott	Weber
Gilmour	Moore	Shoeman	Wiley
Gray	O'Malley	Stuart	Wilson
Grimstead			

Nays, 3:

Beneke	Shaff	Wolf

Absent or not voting, 10:

Brown	Elvers	Hill	Nystrom
Coleman	Flatt	Nolan	Price
Elijah	Frommelt		

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

REPORT OF COMMITTEE

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 713**, a bill for an act creating the general contingent fund of the state for the biennium beginning July 1, 1961, and ending June 30, 1963, and appropriating thereto the sum of one million five hundred thousand dollars ($1,500,000.00) 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, etc., begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend the title to House File 713 by striking from lines 3 and 4 the words "two million dollars ($2,000,000.00)" and inserting in lieu thereof the following "one million two hundred fifty thousand dollars ($1,250,000.00)".

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 357, a bill for an act providing for the payment of a portion of the cost of completing the construction of sanitary sewer facilities by the Iowa Great Lakes sanitary district in Dickinson County, Iowa.

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 to appropriate from the general fund of the state to the fair board for capital improvements.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 357, 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 referred to committee on appropriations.

House File 716, a bill for an act to appropriate from the general fund of the State of Iowa to the state fair board for capital improvements.

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

THIRD READING OF BILLS

On motion of Senator Putney, House File 713, a bill for an act creating the general contingent fund of the state for the biennium beginning July 1, 1961, and ending June 30, 1963, and appropriating thereto the sum of two million dollars ($2,000,000.00) from the general fund of the state, specifying the purposes for which the appropriation may used, and providing for a report of the dispositions made of the fund, 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 the title to House File 713 by striking from lines 3 and 4 the words "two million dollars ($2,000,000.00)" and inserting in lieu thereof the following "one million two hundred fifty thousand dollars ($1,250,000.00)".

On motion of Senator Putney, the committee amendment was withdrawn.

Senator Rigler asked and received unanimous consent to withdraw the amendment filed by him and found on page 1149 of the Senate Journal.

Senator Prentis offered the following amendment:

Amend House File 713 as follows:

1. By striking from lines 3 and 4 the words "two million dollars ($2,000,000.00)" and inserting in lieu thereof the words "one million dollars ($1,000,000.00)".

2. By striking the word "chapter" in line 8 and inserting in lieu thereof the word "section".

3. By striking the words "two hundred thousand dollars ($200,000.00)" in line 29 and inserting in lieu thereof the words "two hundred fifty thousand dollars ($250,000.00)".

4. Amend the title to House File 713 by striking all after the word "of" in line 3 and inserting in lieu thereof the following, "one 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 of the fund and to make an appropriation of two hundred fifty thousand dollars to purchase supplies as needed for the board of control which may not be available through the commodity credit corporation."

Senator Prentis offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of division 3.

The amendment to the amendment was adopted.

On motion of Senator Putney, the amendment as amended was adopted.

Senator Prentis offered the following amendment and moved its adoption:

Amend House File 713 as follows:

1. By striking the last paragraph of section 1.

2. By adding the following as a new section:

"Sec. 2. There is hereby appropriated to the budget and financial control committee from the general fund the sum of two hundred fifty thousand dollars ($250,000.00), or so much as may be necessary for the purchase of supplies for the board of control when needed which may not be available through the commodity credit corporation of the United States department of agriculture as provided during the past biennium."

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, 43:

Beneke	Grimstead	Phelps	Turner
Brown	Hansen	Potter	Vance
Buck	Hoschek	Prentis	Van Eaton
Coleman	Hoxie	Price	Walker
Cowden	Long	Putney	Walter
Curran	Lucken	Rigler	Wearin
Dykhouse	Lynes	Schroeder	Weber
Eppers	Mincks	Scott	Wiley
Fisher	Moore	Shaff	Wilson
Getting	Nolan	Shoeman	Wolf
Gray	O'Malley	Stuart	

Nays, none.

Absent or not voting, 7:

Elijah	Flatt	Gilmour	Nystrom
Elvers	Frommelt	Hill	

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

Senator Putney asked and received unanimous consent that Senate File 545 be withdrawn from further consideration of the Senate.

CONFERENCE COMMITTEE REPORT ADOPTED

Senator Stuart called up the following report and moved its adoption:

CONFERENCE COMMITTEE REPORT ON SENATE FILE 509

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House on Senate File 509, an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1961, and ending June 30, 1963, to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said state board of regents, beg leave to report and make the following recommendations:

1. That the House recede from their amendments.

2. Amend section 2 as follows:

(a) By striking from line 7 the figure "$25,843,200.00" and inserting in lieu thereof the figure "$26,500,800.00".

(b) By striking from line 14 the figure "$26,552,000.00" and inserting in lieu thereof the figure "$27,209,600.00".

3. Amend section 3 as follows:

(a) By striking from line 9 the figure "$11,167,400.00" and inserting in lieu thereof the figure "$11,452,600.00".

(b) By striking from line 13 the figure "$11,516,000.00" and inserting in lieu thereof the figure "$11,801,200.00".

4. Amend section 4 as follows:

(a) By striking from line 9 the figure "$1,925,400.00" and inserting in lieu thereof the figure "$1,973,800.00".

(b) By striking from line 12 the figure "$1,952,000.00" and inserting in lieu thereof the figure "$2,000,400.00".

5. Amend section 5 as follows:

(a) By striking from line 8 the figure "$708,000.00" and inserting in lieu thereof the figure "$725,600.00".

(b) By striking from line 10 the figure "$708,000.00" and inserting in lieu thereof the figure "$725,600.00".

6. Amend section 6 as follows:

(a) By striking from line 8 the figure "$1,227,600.00" and inserting in lieu thereof the figure "$1,258,200.00".

(b) By striking from line 11 the figure "$1,238,000.00" and inserting in lieu thereof the figure "$1,268,600.00".

7. Amend section 7 as follows:

(a) By striking from line 10 the figure "$17,831,800.00" and inserting in lieu thereof the figure "$18,290,800.00".

(b) By striking from line 13 the figure "$18,531,800.00" and inserting in lieu thereof the figure "$18,990,800.00".

(c) By striking from line 16 the figure "$4,585,320.00" and inserting in lieu thereof the figure "$4,698,920.00".

(d) By striking from line 18 the figure "$4,585,320.00" and inserting in lieu thereof the figure "$4,698,920.00".

(e) By striking from line 22 the figure "$3,056,880.00" and inserting in lieu thereof the figure "$3,132,680.00".

(f) By striking from line 24 the figure "$3,056,880.00" and inserting in lieu thereof the figure "$3,132,680.00".

(g) By striking from line 29 the figure "$26,174,000.00" and inserting in lieu thereof the figure "$26,822,400".

8. Amend section 8 as follows:

(a) By striking from line 7 the figure "$7,309,200.00" and inserting in lieu thereof the figure "$7,498,400.00".

(b) By striking from line 11 the figure "$7,640,000.00" and inserting in lieu thereof the figure "$7,829,200.00".

9. Amend section 9 as follows:

(a) By striking from line 7 the figure "$914,400.00" and inserting in lieu thereof the figure "$937,800.00".

(b) By striking from line 11 the figure "$946,000.00" and inserting in lieu thereof the figure "$969,400.00".

10 Amend section 10 as follows:

(a) By striking from line 7 the figure "$1,658,600.00" and inserting in lieu thereof the figure "$,700,600.00".

(b) By striking from line 11 the figure "$1,694,000.00 and inserting in liue thereof the figure "$1,736,000.00".

11. Amend section 11 as follows:

(a) By striking from line 7 the figure "$2,236,000.00" and inserting in lieu thereof the figure "$2,293,600.00".

(b) By striking from line 11 the figure "$2,326,000.00" and inserting in lieu thereof the figure "$2,383,600.00".

(c) By striking from line 13 the figure "$80,746,000.00" and inserting in lieu thereof the figure "$82,746,000.00".

12. Amend section 12 as follows:

(a) By striking from line 25 the figure "$33,002,000.00" and inserting in lieu thereof the figure "$33,659,600.00".

(b) By striking from line 26 the figure "19,687,485.00" and inserting in lieu thereof the figure "19,972,685.00".

(c) By striking from line 27 the figure "2,323,716.00" and inserting in lieu thereof the figure "2,372,116.00".

(d) By striking from line 28 the figure "798,908.00" and inserting in lieu thereof the figure "816,508.00".

(e) By striking from line 29 the figure "1,238,000.00" and inserting in lieu thereof the figure "1,268,600.00".

(f) By striking from line 32 the figure "24,554,800.00" and inserting in lieu thereof the figure "25,013,800".

(g) By striking from line 33 the figure "5,925,980.00" and inserting in lieu thereof the figure "6,039,580.00".

(h) By striking from line 36 the figure "5,895,748.00" and inserting in lieu thereof the figure "5,971,548.00".

(i) By striking from line 37 the figure "9,111,500.00" and inserting in lieu thereof the figure "9,300,700.00".

(j) By striking from line 38 the figure "948,000.00" and inserting in lieu thereof the figure "971,400.00".

(k) By striking from line 39 the figure "1,705,800.00" and inserting in lieu thereof the figure "1,747,800".

(l) By striking from line 40 the figure "2,480,800.00" and inserting in lieu thereof the figure "2,538,400.00".

(m) By striking from line 43 the figure "$107,673,737.00" and inserting in lieu thereof the figure "$109,672,737.00".

W. C. STUART, *Chairman.*	RAY C. CUNNINGHAM, *Chairman.*
ROBERT R. RIGLER.	RICHARD L. STEPHENS.
JOHN D. SHOEMAN.	ELMER H. VERMEER.
ROBERT G. MOORE.	W. J. JOHANNES.
On the Part of the Senate.	*On the Part of the House.*

The motion prevailed and the report was adopted.

On motion of Senator Stuart, the amendments contained therein were 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, 35:

Beneke	Grimstead	O'Malley	Turner
Brown	Hansen	Phelps	Vance
Buck	Hoschek	Potter	Walker
Coleman	Hoxie	Putney	Wearin
Curran	Long	Rigler	Weber
Eppers	Lynes	Schroeder	Wiley
Fisher	Mincks	Shaff	Wilson
Frommelt	Moore	Shoeman	Wolf
Gray	Nolan	Stuart	

Nays, 8:

Cowden	Lucken	Price	Van Eaton
Getting	Prentis	Scott	Walter

Absent or not voting, 7:

Dykhouse	Elvers	Gilmour	Nystrom
Elijah	Flatt	Hill	

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

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

CONFERENCE COMMITTEE REPORT ON SENATE FILE 466

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House on Senate File 466, an act relating to allocations from the road use tax fund and to the apportionment thereof, beg leave to report and make the following recommendations:

1. Amend Senate File 466 as passed by the Senate by striking sections one (1) through five (5) and inserting in lieu thereof the following:

"Section 1. Section three hundred twelve point two (312.2), Code 1958, is hereby amended by striking subsections one (1), two (2), three (3), and four (4) and inserting in lieu thereof the following:

1. To the primary road fund, forty-seven percent.

2. To the secondary road fund of the counties, thirty percent.

3. To the farm-to-market road fund, ten percent.

4. To the street construction fund of the cities and towns, thirteen percent.

5. The treasurer of state shall before making the above allotments credit annually to the highway grade crossing safety fund the sum of $120,000.00, credit annually to the primary road fund the sum of $500,000.00 for carrying out chapter two hundred seven (207), Acts of the Fifty-eighth General Assembly, and credit annually to the primary road fund the sum of $500,000.00 to be used for paying expenses incurred by the secondary and urban road departments of the commission other than expenses incurred for extensions of primary roads in cities and towns. All unobligated funds provided by this subsection at the end of each year shall revert to the road use tax fund.

6. The treasurer of state shall before making the above allotments credit annually to the primary road fund the sum of $2,500,000.00 or an amount equal to one-ninth of the federal allotment whichever is the smaller, said sum to be used for matching the federal allotment to the State of Iowa for the use of the interstate and national defense highways in the State of Iowa.

Sec. 2. Section three hundred twelve point three (312.3), Code 1958, is hereby amended by striking subsection one (1) and inserting in lieu thereof the following:

"1. Apportion among the counties in the ratio that the needs of the secondary roads of each county bear to the total needs of the secondary roads of the state for the twenty-year improvement program developed by the automotive safety foundation and filed with the Iowa highway study committee created by chapter four hundred twenty-six (426), Acts of the Fifty-eighth General Assembly, and which is on record at the state highway commission, sixty percent of the allocation from road use tax funds which he has credited to the secondary road fund of the counties, and apportion among the counties in the ratio that the area of such county bears to the total area of the state, forty percent of the allocation from road use tax funds which he has credited to the secondary road fund of the counties."

Sec. 3. Section three hundred twelve point three (312.3), Code 1958, is hereby amended by striking from line six (6) of subsection two (2) the word "eight" and inserting in lieu thereof the word "thirteen".

Sec. 4. Section three hundred twelve point five (312.5), Code 1958, is hereby repealed, and the following inserted in lieu thereof :

"The road use tax funds credited to the farm-to-market road fund by the treasurer of state, are hereby divided as follows, and are to be known respectively as:

1. Need allotment farm-to-market road funds, sixty percent; and
2. Area allotment farm-to-market road funds, forty percent.

All farm-to-market road funds, except funds which under section 310.20 come from any county's allotment of the road use tax funds, shall be allotted among the counties by the state highway commission. Area allotment farm-to-market road funds and federal aid secondary road funds received by the state, shall be allotted among all the counties of the state in the ratio that the area of each county bears to the total area of the whole state.

Need allotment farm-to-market road funds shall be allotted among the counties in the ratio that the needs of the farm-to-market roads in each county bear to the total needs of the farm-to-market roads in the state for the twenty-year program developed by the automotive safety foundation and filed with the Iowa highway study committee created by chapter four hundred twenty-six (426), Acts of the Fifty-eighth General Assembly, and which is on record at the state highway commission."

2. Further amend Senate File 466 by renumbering section six (6) as section five (5).

3. Further amend by renumbering section seven (7) as section six (6) and adding thereto the following:

"provided, however, that if any city or town council by resolution declares that the seventy-five percent is not needed on its arterial streets, then it may be used on any other streets in the city or town.

4. Renumber section eight (8) as section seven (7).
5. Renumber section nine (9) as section eight (8).
6. Renumber section ten (10) as section nine (9).
7. Renumber section eleven (11) as section ten (10) and strike the words and figures "eight (8)" and "ten (10)" and insert in lieu thereof the words and figures "seven (7)" and "nine (9)" and add the following:

"The state highway commission shall notify the treasurer of state if any city or town fails to comply with the provisions of this act."

8. Renumber section twelve (12) as section eleven (11).
9. Renumber section thirteen (13) as section twelve (12).
10. Amend by striking section fourteen (14).
11. Renumber section fifteen (15) as section thirteen (13).

D. C. NOLAN, *Chairman.*	RUSSELL L. ELDRED, *Chairman.*
JOHN A. WALKER.	DEWEY E. GOODE.
JACK SCHROEDER.	HAROLD O. FISCHER.
ORVAL C. WALTER.	DEWEY SUMMA.
On the Part of the Senate.	*On the Part of the House.*

On motion of Senator Nolan, the report was adopted.

On motion of Senator Nolan, the amendments contained therein 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, 44:

Beneke	Gray	O'Malley	Stuart
Brown	Grimstead	Phelps	Turner
Buck	Hansen	Potter	Vance
Coleman	Hoschek	Prentis	Van Eaton
Cowden	Hoxie	Price	Walker
Curran	Long	Putney	Walter
Dykhouse	Lucken	Rigler	Wearin
Eppers	Lynes	Schroeder	Weber
Fisher	Mincks	Scott	Wiley
Frommelt	Moore	Shaff	Wilson
Getting	Nolan	Shoeman	Wolf

Nays, 1:

Gilmour

Absent or not voting, 5:

Elijah	Flatt	Hill	Nystrom
Elvers			

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 31, a concurrent resolution providing for a joint advisory committee under chapter sixty-three (63), Laws of the Fifty-eighth General Assembly, to conduct a study of the trade practices being used in the dairy industry.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House 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.

Also: That the House has concurred in Senate amendments to and passed House File 271, a bill for an act relating to marriage licenses for minors who have no living parents or guardians.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 491, a bill for an act to increase the license fees paid by bonded warehousemen.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House 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 appropriation therefor.

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

HOUSE AMENDMENTS CONSIDERED

Senator Putney called up for consideration Senate File 541, a bill for an act authorizing expenditures by state highway commission from the primary road fund for the biennium beginning July 1, 1961, and ending June 30, 1963, and relating to salaries of highway commission members, amended by the House, and moved that the Senate concur in the House amendments.

The Senate concurred in the House amendments.

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, 44:

Beneke	Gilmour	O'Malley	Stuart
Brown	Gray	Phelps	Turner
Buck	Grimstead	Potter	Vance
Coleman	Hansen	Prentis	Van Eaton
Cowden	Hoschek	Price	Walker
Curran	Hoxie	Putney	Walter
Dykhouse	Long	Rigler	Wearin
Eppers	Lucken	Schroeder	Weber
Fisher	Lynes	Scott	Wiley
Frommelt	Mincks	Shaff	Wilson
Getting	Nolan	Shoeman	Wolf

Nays, none.

Absent or not voting, 6:

Elijah	Flatt	Moore	Nystrom
Elvers	Hill		

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 437, a bill for an act relating to the agricultural land tax credit and to make an appropriation therefor.

Also: That the House has adopted the conference committee report on, and adopted the amendment recommended therein, and passed, House Joint Resolution 5, a joint resolution proposing a constitutional amendment relating to constitutional convention.

Also: That the House has concurred in Senate amendments to and passed House File 223, a bill for an act relating to requirements for issuance of marriage licenses.

Also: That the House has concurred in Senate amendments to and passed House File 574, a bill for an act relating to retail sales tax and relating to the use tax, and to redefine personal property sold for processing.

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 appropriate funds from the general fund of the state to the conservation commission for construction, replacement, repairs, acquisition of land, development, forestry, watershed area improvements, siltation and boundary surveys, and dredging.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House 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 appropriation therefor.

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

House File 437, a bill for an act to amend chapter four hundred twenty-six (426), Code 1958, relating to the agricultural land tax credit, and to make an appropriation therefor.

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

House File 717, 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 referred to committee on appropriations.

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

The Senate reconvened, President Mooty presiding.

REPORTS OF COMMITTEE

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House Concurrent Resolution 14,** a concurrent resolution authorizing and directing the state comptroller to issue warrants for legislative expenses,

begs leave to report it has had the same under consideration and recommends the same **be adopted.**

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 714**, a bill for an act to amend House File 305, Acts of the Fifty-ninth General Assembly, now on file in the office of the secretary of state relating to funds for the manufacture of motor vehicle registration plates, 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 appropriations to which was referred **House File 716**, a bill for an act to appropriate from the general fund of the State of Iowa to the state fair board for capital improvements, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 709, a bill for an act to appropriate from the general fund of the state to the state board of regents for capital improvements, repairs, replacements, alterations and equipment.

Also: That the House has amended Senate amendment and concurred in said amendment as amended, and passed, House File 708, a bill for an act to appropriate from the general fund for the biennium funds for various departments and various divisions thereof, of the state, for the purposes provided by law, and relating to the judicial and peace officers' retirement systems, and to salaries of various statutory positions.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 708

Amend the Senate amendment to House File 708 as follows:

1. In amendment 4, lines 3 and 4, strike the words and figures "three hundred forty-five thousand eight hundred dollars ($345,800.00)" and insert in lieu thereof the words and figures "two hundred ninety-five thousand eight hundred dollars ($295,800.00)".

2. In amendment 5, line 5, strike the figures "100,000.00" and insert in lieu thereof the figures "50,000.00".

3. In amendment 6, line 2, strike the figures "345,800.00" and insert in lieu thereof the figures "295,800.00".

HOUSE MESSAGE CONSIDERED

House File 709, 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 and equipment.

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 465, a bill for an act relating to the disposition of the proceeds of the road use tax fund.

Also: That the House has concurred in the Senate amendments to and passed House File 435, a bill for an act relating to county conservation boards.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 530, a bill for an act to legalize and validate the proceedings for the creation, establishment and organization of the county conservation board in the county of Mitchell, and declaring said board to be a duly and legally organized board as provided by law.

Also: That the House has adopted the conference committee report on, and adopted the amendments recommended therein, and passed, Senate File 466, a bill for an act relating to allocations from the road use tax fund and to the apportionment thereof.

Also: That the House has adopted the conference committee report on, and adopted the amendments recommended therein, and passed, Senate File 509, a bill for an act to appropriate from the general fund for the biennium to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said state board of regents.

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

House Concurrent Resolution 18, a concurrent resolution commending Commander Alan Shepard and his family for his courage and commending the President of the United States for avoiding secrecy and for following the principles of our democracy.

Also: That the House has concurred in Senate amendments to and passed House File 304, a bill for an act to appropriate from the primary road fund of the state to the state highway commission for the construction of the Stange institutional road underpass of the Chicago and North Western Railway on the campus of the Iowa state university of science and technology at Ames, Iowa.

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 to appropriate funds to the state board of regents for construction, materials and equipment necessary for a fire protection education building to be located on the campus of the Iowa State University at Ames.

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 to create a state agricultural products utilization committee 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 540, a bill for an act to legalize the appointment of certain public officials by the Governor of Iowa which have been confirmed by the Senate.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 18

By Duffy, Denman, Balloun, Carstensen, Falvey, Stanley, Dunton, Naden, Swisher and Bock

Whereas, May 5, 1961 is a day which will live in history; for today the United States successfully launched its first man in space and brought him back to earth safely, and

Whereas, Commander Alan Shepard, U. S. Navy, today became the first American astronaut in space, and

Whereas, the United States openly, courageously and in full view of all the world launched the spaceman without secrecy, now, therefore,

Be It Resolved by the House of Representatives of the State of Iowa, the Senate Concurring, that the Fifty-ninth General Assembly go on record as commending Commander Alan Shepard and his family for his courage, and commending the President of the United States for avoiding secrecy on this great occasion and for following the principles of our democracy by letting all the world know of this achievement at the time it was happening.

Be It Further Resolved, that a copy of this resolution be sent to the President of the United States and Commander Alan Shepard.

HOUSE MESSAGES CONSIDERED

House File 38, a bill for an act to appropriate funds to the state board of regents for construction, materials, and equipment necessary for a fire protection education building to be located on the campus of the Iowa State University at Ames, Iowa.

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

House File 509, a bill for an act to create a state agricultural products utilization committee and to make an appropriation therefor.

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

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

The Senate reconvened, President Mooty presiding.

HOUSE AMENDMENT CONSIDERED

Senator Prentis called up for consideration House File 708, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1961, and ending June 30, 1963, 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, amended by the House, and moved that the Senate concur in the House amendment.

The Senate concurred in the House amendment.

Senator Prentis 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:

Beneke	Gray	O'Malley	Stuart
Brown	Grimstead	Phelps	Turner
Buck	Hansen	Potter	Vance
Coleman	Hoschek	Prentis	Van Eaton
Cowden	Hoxie	Price	Walker
Curran	Long	Putney	Walter
Dykhouse	Lucken	Rigler	Wearin
Eppers	Lynes	Schroeder	Weber
Fisher	Mincks	Scott	Wiley
Frommelt	Moore	Shaff	Wilson
Getting	Nolan	Shoeman	Wolf
Gilmour			

Nays, none.

Absent or not voting, 5:

Elijah	Flatt	Hill	Nystrom
Elvers			

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

Senator O'Malley called up House Concurrent Resolution 18 and moved its adoption.

The motion prevailed and the resolution was adopted.

Senator Wearin called up the following report and moved its adoption:

CONFERENCE COMMITTEE REPORT ON HOUSE JOINT RESOLUTION 5

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House on House Joint Resolution 5, a joint resolution proposing a Constitutional amendment re-

lating to constitutional convention, begs leave to report and make the following recommendations:

1. That the Senate recede from their amendment.

2. Amend House Joint Resolution 5 by striking in lines nine (9) and ten (10) the following words: "'Shall there be a Convention to propose amendment or amendments to the Constitution?'", and inserting in lieu thereof the following:

"Shall there be a Convention to revise the Constitution, and propose amendment or amendments to same?".

EDWARD A. WEARIN, *Chairman.*	JOHN B. ROCKWELL, *Chairman.*
JOE N. WILSON.	DEWEY E. GOODE.
JACOB GRIMSTEAD.	W. J. JOHANNES.
GEORGE E. O'MALLEY.	HAROLD O. FISCHER.
On the Part of the Senate.	*On the Part of the House.*

The motion prevailed and the resolution was adopted.

On motion of Senator Wearin, the amendments contained therein were adopted.

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

House Joint Resolution 5, A Joint Resolution proposing a Constitutional amendment relating to constitutional convention.
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 three (3) of Article ten (X) of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof:

Section 3. At the general election to be held in the year one thousand nine hundred and seventy, and in each tenth year thereafter, and also at such times as the General Assembly may, by law, provide, the question, "Shall there be a Convention to revise the Constitution, and propose amendment or amendments to same?" shall be decided by the electors qualified to vote for members of the General Assembly; and in case a majority of the electors so qualified, voting at such election, for and against such proposition, shall decide in favor of a Convention for such purpose, the General Assembly, at its next session, shall provide by law for the election of delegates to such Convention, and for submitting the results of said Convention to the people, in such manner and at such time as the General Assembly shall provide; and if the people shall approve and ratify such amendment or amendments, by a majority of the electors qualified to vote for members of the General Assembly, voting thereon, such amendment or amendments shall become a part of the constitution of this state. If two or more amendments shall be submitted at the same time, they shall be submitted in such a manner that electors may vote for or against each such amendment separately.

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

Yeas, 45:

Beneke	Gray	O'Malley	Stuart
Brown	Grimstead	Phelps	Turner
Buck	Hansen	Potter	Vance
Coleman	Hoschek	Prentis	Van Eaton
Cowden	Hoxie	Price	Walker
Curran	Long	Putney	Walter
Dykhouse	Lucken	Rigler	Wearin
Eppers	Lynes	Schroeder	Weber
Fisher	Mincks	Scott	Wiley
Frommelt	Moore	Shaff	Wilson
Getting	Nolan	Shoeman	Wolf
Gilmour			

Nays, none.

Absent or not voting, 5:

Elijah	Flatt	Hill	Nystrom
Elvers			

The resolution 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 adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 27, a concurrent resolution providing for sine die adjournment.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE CONCURRENT RESOLUTION 27

Amend Senate Concurrent Resolution 27, lines 2 and 3 by striking everything after the word "at" and inserting in lieu thereof the words "eleven thirty o'clock a.m., Saturday, May 6, 1961.

HOUSE MESSAGE CONSIDERED

Senator Lynes called up Senate Concurrent Resolution 27, amended by the House, and moved that the Senate concur in the House amendment.

The Senate concurred in the House amendment.

On motion of Senator Lynes, the resolution as amended was adopted.

PRESENTATION

Senator Lynes asked and received unanimous consent that Victor

Lindquist, Assistant Sergeant-at-Arms of the Senate, be permitted to make a presentation.

Mr. Lindquist appeared at the rostrum and made the following presentation:

MR. PRESIDENT, SENATORS AND OTHERS HERE ASSEMBLED:

About 1851, what is known as Owens Grove, Cerro Gordo County, Iowa was settled.

Elry C. Gourley moved his family upon this land at that time and it is still in possession of this family. On this land was a 17 acre grove of walnut trees. The old stagecoach from Cedar Falls, to Mason City, Iowa went through this grove and I am informed that the marks of this road are still visible.

A part of this grove is on the farm of Senator Leigh R. Curran, now a member of this Senate. Dillinger hid his getaway car in this grove at the time he robbed the Mason City bank.

About 25 years ago this timber, the trees of which were estimated to be over 100 years old and measuring 18 to 20 inches in diameter, was cut and allowed to cure for six years. The value of walnut lumber at that time was about $1,800 for 12,000 board feet, the cost today would be considerably higher.

I obtained a piece of this excellent example of native black walnut and from it I have fashioned a gavel which I now present to you, Mr. President, as a token of good will and as a memento of this Fifty-ninth General Assembly.

President Mooty thanked Mr. Lindquist for the gavel which he said he would treasure always.

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 315, 480, 504, 510, 516, 534, 535, 536 and 539; also, House Files 11, 144, 203, 333, 339, 398, 408, 470, 452, 576, 584, 684, 701, 705 and 710.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Cowden, 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 315, 480, 504, 510, 516, 534, 535, 536 and 539; also House Files 11, 144, 203, 333, 339, 398, 408, 470, 452, 576, 584, 684, 701, 705 and 710.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
Chairman House Committee.

Report adopted.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate Files 315, 480, 504, 510, 516, 534, 535, 536 and 539.

HARRY L. COWDEN, *Chairman.*

Passed on file.

RESIGNATION OF EMPLOYEE

Senator Putney announced the resignation of Daniel Harman of Chickasaw County as a Senate Page, effective April 30, 1961, and his appointment as Control Board Opeartor May 1, 1961.

AMENDMENT FILED

1 Amend House File 717 by striking section 9 therefrom.

LYNN POTTER.

ANNOUNCEMENT

President Mooty announced the resignation of J. Kendall Lynes from the Capitol Planning Commission, effective May 6, 1961.

On motion of Senator Lynes, the Senate adjourned until 8:30 a.m., Saturday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MAY 6, 1961.

The Senate met in regular session, President Mooty presiding.

Prayer was offered by Reverend Stanley Borden, pastor of the First Baptist Church, Ames, Iowa.

PRESENTATION OF VISITORS

Senator Prentis asked and received unanimous consent to present to the Senate twenty-two students from the Redding Elementary School of Mount Ayr, Ringgold County, who were present in the balcony accompanied by their instructor, Mildred Saville.

REPORT OF COMMITTEES

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House 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 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 section 9, lines 2 and 3, by striking the words "one million dollars," and inserting in lieu thereof "five hundred thousand dollars."

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 357**, a bill for an act providing for the payment by the state of Iowa of a portion of the cost of completing the construction of sanitary sewer facilities, not including enlargements and additions to the disposal plant, by the Iowa Great Lakes sanitary district, which includes Spirit Lake, East Okoboji Lake, West Okoboji Lake, and other state-owned waters, in Dickinson County, Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 437**, a bill for an act to amend chapter four hundred twenty-six (426), Code 1958, relating to the agricultural land tax credit and to make an appropriation therefor, 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 appropriations to which was referred **House File 709**, 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 and equipment, 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 appropriations to which was referred **House File 717**, 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, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the committee amendment and when so amended the bill do pass.**

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 320, a bill for an act relating to tax aid to county and district fairs.

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 corporations for profit.

Also:

That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 442, a bill for an act relating to cooperative efforts of various departments.

Also:

That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 463, a bill for an act relating to street improvements.

Also:

That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 485, a bill for an act to amend chapter 411, Code 1958, relating to retirement systems for policemen and firemen.

Also:

That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 288, a bill for an act relating to alcoholics and alcoholism, providing for the creation of a state commission to study and disseminate information on alcoholism, and to provide for an appropriation.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 288, a bill for an act relating to alcoholics and alcoholism, providing for the creation of a state commission to study and disseminate information on alcoholism: to develop a program of prevention and rehabilitation through research, education and treatment in cooperation with existing agencies and facilities; to encourage the formation of alcoholic information centers in the various counties of the state to work with the state commission and to perform such duties at the local level to help carry out the purposes of this act, and to provide for an appropriation.

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

THIRD READING OF BILLS

Senator Lynes asked and received unanimous consent that the following bills be taken up:

On motion of Senator Putney, Senate File 546, by committee on appropriations, a bill for an act making appropriations for payment of miscellaneous expense incurred or authorized by the Fifty-ninth General Assembly, 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, 44:

Beneke	Gilmour	O'Malley	Stuart
Buck	Gray	Phelps	Turner
Coleman	Grimstead	Potter	Vance
Cowden	Hansen	Prentis	Van Eaton
Curran	Hoxie	Price	Walker
Dykhouse	Long	Putney	Walter
Elijah	Lucken	Rigler	Wearin
Eppers	Lynes	Schroeder	Weber
Fisher	Mincks	Scott	Wiley
Frommelt	Moore	Shaff	Wilson
Getting	Nolan	Shoeman	Wolf

Nays, none.

Absent or not voting, 6:

Brown	Flatt	Hoschek	Nystrom
Elvers	Hill		

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 546 be immediately messaged to the House, which request was complied with.

Senator Putney called up the following resolution:

HOUSE CONCURRENT RESOLUTION 14

By Appropriations Committee

Be It Resolved by the House, the Senate Concurring: That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1958:

Remington Rand, typewriter ribbons for enrolling room (House)	$ 2.70
Storey Kenworthy Company, chairs and supplies (House)	112.94
Thor's Flower Shop, Memorial Session flowers (House)	48.14
Koch Brothers, file for claims committee (House)	82.09
IBM Corporation, maintenance agreement for service (House)	11.19
Strauss Lock Company, fitting lock for enrolling room (House)	4.95
Office Machine Supply Co., typewriter ribbons, adding machine rental (House)	42.10
Executive Council, postage and supplies (House)	2,481.52
Des Moines Rubber Stamp Co., three rubber stamps (House)	4.80
R. A. Townsend, photo for Official Register (House)	2.25
Storey Kenworthy Company, equipment and supplies (Senate)	275.50
IBM Corporation, typewriter repair (Senate)	15.00
Jesse S. Bright, control board service (Senate)	13.50
Executive Council, supplies and postage (Senate)	1,716.44
Ditto, Inc., supplies (Senate)	9.03
	$4,822.15

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 report of the committee recommending passage was taken up, considered, and adopted.

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

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

Ayes, 44:

Beneke	Fisher	Long	Potter
Buck	Frommelt	Lucken	Prentis
Coleman	Getting	Lynes	Price
Cowden	Gilmour	Mincks	Putney
Curran	Gray	Moore	Rigler
Dykhouse	Grimstead	Nolan	Schroeder
Elijah	Hansen	O'Malley	Scott
Eppers	Hoxie	Phelps	Shaff

Shoeman	Vance	Walter	Wiley
Stuart	Van Eaton	Wearin	Wilson
Turner	Walker	Weber	Wolf

Nays, none.

Absent or not voting, 6:

Brown	Flatt	Hoschek	Nystrom
Elvers	Hill		

The resolution 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 714, a bill for an act to amend House File three hundred five (305), Acts of the Fifty-ninth General Assembly, now on file in the office of the Secretary of State relating to funds for the manufacture of motor vehicle registration plates, 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, 35:

Beneke	Grimstead	Phelps	Turner
Coleman	Hansen	Prentis	Vance
Cowden	Hoxie	Price	Van Eaton
Curran	Long	Putney	Walker
Elijah	Lucken	Schroeder	Walter
Eppers	Lynes	Scott	Weber
Fisher	Mincks	Shaff	Wilson
Frommelt	Moore	Shoeman	Wolf
Getting	Nolan	Stuart	

Nays, 6:

Dykhouse	Potter	Wearin	Wiley
Gilmour	Rigler		

Absent or not voting, 9:

Brown	Flatt	Hill	Nystrom
Buck	Gray	Hoschek	O'Malley
Elvers			

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 716, a bill for an act to appropriate from the general fund of the state of Iowa to the state fair board for capital improvements, 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:

Beneke	Gilmour	O'Malley	Stuart
Buck	Gray	Phelps	Turner
Coleman	Grimstead	Potter	Vance
Cowden	Hansen	Prentis	Van Eaton
Curran	Hoxie	Price	Walker
Dykhouse	Long	Putney	Walter
Elijah	Lucken	Rigler	Wearin
Eppers	Lynes	Schroeder	Weber
Fisher	Mincks	Scott	Wiley
Frommelt	Moore	Shaff	Wilson
Getting	Nolan	Shoeman	Wolf

Nays, none.

Absent or not voting, 6:

Brown	Flatt	Hoschek	Nystrom
Elvers	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 Putney, House File 709, 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 and equipment, with report of committee recommending passage, was taken up, considered, and the report of 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, 44:

Beneke	Gilmour	O'Malley	Stuart
Buck	Gray	Phelps	Turner
Coleman	Grimstead	Potter	Vance
Cowden	Hansen	Prentis	Van Eaton
Curran	Hoxie	Price	Walker
Dykhouse	Long	Putney	Walter
Elijah	Lucken	Rigler	Wearin
Eppers	Lynes	Schroeder	Weber
Fisher	Mincks	Scott	Wiley
Frommelt	Moore	Shaff	Wilson
Getting	Nolan	Shoeman	Wolf

Nays, none.

Absent or not voting, 6:

Brown	Flatt	Hoschek	Nystrom
Elvers	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 Putney, House 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 appropriation therefor, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following amendment was considered:

Amend section 9, line 2 and 3, by striking the words "one million dollars", and inserting in lieu thereof "five hundred thousand dollars".

On motion of Senator Putney the committee 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, 43:

Beneke	Gilmour	O'Malley	Turner
Buck	Gray	Phelps	Vance
Coleman	Grimstead	Potter	Van Eaton
Cowden	Hansen	Prentis	Walker
Curran	Long	Putney	Walter
Dykhouse	Lucken	Rigler	Wearin
Elijah	Lynes	Schroeder	Weber
Eppers	Mincks	Scott	Wiley
Fisher	Moore	Shaff	Wilson
Frommelt	Nolan	Shoeman	Wolf
Getting	Nystrom	Stuart	

Nays, 2:

Hoxie	Price

Absent or not voting, 5:

Brown	Flatt	Hill	Hoschek
Elvers			

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 79 be immediately messaged to the House, which request was complied with.

On motion of Senator Putney, House File 717, 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 amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were considered:

Amend House File 717, section 2, line 116, following the words "For the acquisition of land for an artificial lake in Cass county" by striking "50,000" and inserting in lieu thereof "100,000".

Further amend House File 717, section 1, lines 3 and 4, by striking "two million one hundred ten thousand six hundred dollars ($2,110,600.00)" and inserting in lieu thereof "two million one hundred sixty thousand six hundred dollars ($2,160,600.00)".

On motion of Senator Long, the committee amendment was adopted.

Senator Potter offered the following amendment and moved its adoption:

Amend House File 717 by striking section 9 therefrom.

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, 43:

Beneke	Gilmour	O'Malley	Turner
Buck	Gray	Phelps	Vance
Coleman	Grimstead	Potter	Van Eaton
Cowden	Hansen	Prentis	Walker
Curran	Hoxie	Price	Walter
Dykhouse	Long	Putney	Wearin
Elijah	Lucken	Rigler	Weber
Eppers	Lynes	Schroeder	Wiley
Fisher	Mincks	Shaff	Wilson
Frommelt	Moore	Shoeman	Wolf
Getting	Nolan	Stuart	

Nays, 1:

Scott

Absent or not voting, 6:

Brown	Flatt	Hoschek	Nystrom
Elvers	Hill		

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

Senator Long asked and received unanimous consent that House File 717 be immediately messaged to the House, which request was complied with.

Senator Long asked and received unanimous consent that the Secretary be instructed to correct the total of the bill.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the

House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 5, a bill for an act relating to electors' right to vote in school elections.

Also:

That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 351, a bill for an act relating to the budget and financial control act.

Also:

That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 459, a bill for an act relating to basic science, compensation of members of the board of examiners, fixing fees for examination of applicants and fees charged in matters of reciprocity.

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 making appropriations for payment of miscellaneous expense incurred or authorized by the Fifty-ninth General Assembly.

Also:

That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 481, a bill for an act to permit persons and organizations to incorporate under the provisions of chapter 504, Corporations Not for Pecuniary Profit, for the purpose of promoting industrial development and expansion in Iowa communities; to authorize and encourage such corporations to cooperate with similar corporations in adjoining states; and, when the Iowa and foreign corporations have identical names and purposes, to permit the same to function as one corporation in Iowa under certain conditions.

Also:

That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 711, a bill for an act relating to the state central committees of political parties.

Also:

That the House refuses to concur in Senate amendment to House File 713, 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 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.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 5

Amend Senate File 5 as follows:

1. Amend section 1 by inserting in line 2 after the figures "(277.12)," the following: "Code 1958,".

2. Amend the title by inserting in line 2 after the figures "(277.12)," the following: "Code 1958,".

HOUSE MESSAGE CONSIDERED

House File 711, a bill for an act relating to the state central committees of political parties.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Putney, House File 357, a bill for an act providing for the payment by the State of Iowa of a portion of the cost of completing the construction of sanitary sewer facilities, not including enlargements and additions to the disposal plant, by the Iowa Great Lakes sanitary district, which includes Spirit Lake, East Okoboji Lake, West Okoboji Lake, and other state-owned waters, in Dickinson County, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator 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, 44:

Beneke	Gilmour	O'Malley	Stuart
Buck	Gray	Phelps	Turner
Coleman	Grimstead	Potter	Vance
Cowden	Hansen	Prentis	Van Eaton
Curran	Hoxie	Price	Walker
Dykhouse	Long	Putney	Walter
Elijah	Lucken	Rigler	Wearin
Eppers	Lynes	Schroeder	Weber
Fisher	Mincks	Scott	Wiley
Frommelt	Moore	Shaff	Wilson
Getting	Nolan	Shoeman	Wolf

Nays, none.

Absent or not voting, 6:

Brown	Flatt	Hoschek	Nystrom
Elvers	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 Putney, House File 437, a bill for an act to amend chapter four hundred twenty-six (426), Code 1958, relating to the agricultural land tax credit, and to make an appropriation therefor, with report of committee recommending passage, was taken up, considered, and moved 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, 39:

Beneke	Getting	Nolan	Stuart
Buck	Gilmour	O'Malley	Turner
Coleman	Gray	Phelps	Van Eaton
Cowden	Grimstead	Potter	Walker
Curran	Hansen	Prentis	Walter
Dykhouse	Hoxie	Price	Wearin
Elijah	Long	Rigler	Weber
Eppers	Lucken	Schroeder	Wiley
Fisher	Lynes	Shaff	Wolf
Frommelt	Mincks	Shoeman	

Nays, 4:

Moore	Putney	Scott	Wilson

Absent or not voting, 7:

Brown	Flatt	Hoschek	Vance
Elvers	Hill	Nystrom	

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

EXPLANATION OF VOTE ON HOUSE FILE 437

House File 437 providing a $750,000.00 increase in the appropriation for the purpose of providing property tax relief through an increased land tax credit is so infinitesimal that it is ridiculous. The reduction in taxes would amount to approximately ⅝ of one mill. For this reason we voted against the bill.

ROBERT G. MOORE.
GEORGE SCOTT.
LAWRENCE PUTNEY.
JOE N. WILSON.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

Senate File 452, a bill for an act relating to the Rules of Civil Procedure.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 452

Amend the title to Senate File 452 by striking all after the word "relating" in line 1 and inserting in lieu thereof the following: "to changes in the Rules of Civil Procedure reported by the Supreme Court of Iowa and amending Rule one hundred forty-nine (a) (149(a)) thereof."

HOUSE AMENDMENTS CONSIDERED

Senator Prentis called up for consideration House File 713, a bill for an act creating the general contingent fund of the state for the biennium beginning July 1, 1961, and ending June 30, 1963, and appropriating thereto the sum of two million dollars ($2,000,000.00) 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, amended by the House, and moved that the Senate insist on its amendment to House File 713, which motion prevailed.

CONFERENCE COMMITTEE ON HOUSE FILE 713

President Mooty announced the appointment of Senators Rigler, Getting, Long and Coleman on the part of the Senate on House File 713.

Senator Nolan called up for consideration Senate File 452, a bill for an act relating to the Rules of Civil Procedure, to changes therein reported by the Supreme Court of Iowa, and amending Rules three hundred fifty (350) and one hundred forty-nine (149) thereof, 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 bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

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

Ayes, 44:

Beneke	Gilmour	O'Malley	Stuart
Buck	Gray	Phelps	Turner
Coleman	Grimstead	Potter	Vance
Cowden	Hansen	Prentis	Van Eaton
Curran	Hoxie	Price	Walker
Dykhouse	Long	Putney	Walter
Elijah	Lucken	Rigler	Wearin
Eppers	Lynes	Schroeder	Weber
Fisher	Mincks	Scott	Wiley
Frommelt	Moore	Shaff	Wilson
Getting	Nolan	Shoeman	Wolf

Nays, none.

Absent or not voting, 6:

Brown	Flatt	Hoschek	Nystrom
Elvers	Hill		

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

Senator Potter called up for consideration Senate File 5, a bill for an act to amend section two hundred seventy-seven point twelve (277.12), Code 1958, relating to electors' right to vote in school elections, amended by the House, and moved that the Senate concur in the House amendment.

The Senate concurred in the House amendment.

Senator Potter moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

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

Ayes, 44:

Beneke	Gilmour	O'Malley	Stuart
Buck	Gray	Phelps	Turner
Coleman	Grimstead	Potter	Vance
Cowden	Hansen	Prentis	Van Eaton
Curran	Hoxie	Price	Walker
Dykhouse	Long	Putney	Walter
Elijah	Lucken	Rigler	Wearin
Eppers	Lynes	Schroeder	Weber
Fisher	Mincks	Scott	Wiley
Frommelt	Moore	Shaff	Wilson
Getting	Nolan	Shoeman	Wolf

Nays, none.

Absent or not voting, 6:

Brown	Flatt	Hoschek	Nystrom
Elvers	Hill		

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 the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 16

By Dietz and Swisher

A concurrent resolution directing the legislative research committee and bureau to study state school aid programs, particularly minimum foundation programs.

Whereas, one of the major issues which faces each General Assembly is the problem of providing adequate state aids to help finance our public schools; and

Whereas, some $35 million in state-collected taxes are allocated each year for state aids to schools and for payment of agricultural land tax credits; and

Whereas, the present system of school aids has developed on a piecemeal basis; and

Whereas, if state aids are distributed on a basis related to local property taxes to provide the same level of basic financial support for schools

throughout the state, property tax assessments should be equalized to be uniform throughout the state;

Therefore, Be It Resolved by the General Assembly: That the legislative research committee and bureau study prior to the 1963 legislature the following matters:

1. Present programs of state aids for schools in Iowa.
2. State aid programs of other states, particularly minimum foundation programs.
3. Uniformity of assessed valuations in Iowa and methods used in other states to achieve uniformity, particularly in those states where state school aids are largely related to local property tax effort.

In carrying out this study, the research committee should authorize the appointment of a legislative advisory committee as provided in sections 2 and 3 of chapter 63 of the Acts of the Fifty-eighth General Assembly. Such committee should consider the advisability of a minimum foundation program of school aids in Iowa and suggest means of making assessments more uniform.

The report from this study should be made available to members of the General Assembly by December 1, 1962, and if the legislative advisory committee makes recommendations, these recommendations should be supported by bills.

The motion prevailed and the resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Elijah, House File 288, a bill for an act relating to alcoholics and alcoholism, providing for the creation of a state commission to study and disseminate information on alcoholism: to develop a program of prevention and rehabilitation through research, education and treatment in cooperation with existing agencies and facilities; to encourage the formation of alcoholic information centers in the various counties of the state to work with the state commission and to perform such duties at the local level to help carry out the purposes of this act, and to provide for an appropriation, 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:

Rule 8 invoked.

Ayes, 27:

Beneke	Gilmour	Potter	Van Eaton
Buck	Grimstead	Prentis	Wearin
Coleman	Hansen	Rigler	Weber
Curran	Mincks	Schroeder	Wiley
Elijah	Nolan	Shaff	Wilson
Eppers	O'Malley	Stuart	Wolf
Frommelt	Phelps	Turner	

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Nays, 12:

Cowden	Long	Price	Vance
Fisher	Lynes	Scott	Walker
Getting	Moore	Shoeman	Walter

Absent or not voting, 11:

Brown	Flatt	Hoschek	Nystrom
Dykhouse	Gray	Hoxie	Putney
Elvers	Hill	Lucken	

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 concurred in Senate amendments to and passed House 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 appropriation therefor.

WILLIAM R. KENDRICK, *Chief Clerk.*

Senator Lynes asked and received unanimous consent that the Senate take up for consideration House File 711 and House File 484.

On motion of Senator Lynes, House File 711, a bill for an act relating to the state central committee of political parties, was taken up and considered.

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

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

Ayes, 44:

Beneke	Gilmour	O'Malley	Stuart
Buck	Gray	Phelps	Turner
Coleman	Grimstead	Potter	Vance
Cowden	Hansen	Prentis	Van Eaton
Curran	Hoxie	Price	Walker
Dykhouse	Long	Putney	Walter
Elijah	Lucken	Rigler	Wearin
Eppers	Lynes	Schroeder	Weber
Fisher	Mincks	Scott	Wiley
Frommelt	Moore	Shaff	Wilson
Getting	Nolan	Shoeman	Wolf

Nays, none.

Absent or not voting, 6:

Brown	Flatt	Hoschek	Nystrom
Elvers	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 Frommelt, House File 484, a bill for an act relating to the computation of net income for Iowa income tax purposes and authorizing the deduction of certain installment annuity payments, 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, 44:

Beneke	Gilmour	O'Malley	Stuart
Buck	Gray	Phelps	Turner
Coleman	Grimstead	Potter	Vance
Cowden	Hansen	Prentis	Van Eaton
Curran	Hoxie	Price	Walker
Dykhouse	Long	Putney	Walter
Elijah	Lucken	Rigler	Wearin
Eppers	Lynes	Schroeder	Weber
Fisher	Mincks	Scott	Wiley
Frommelt	Moore	Shaff	Wilson
Getting	Nolan	Shoeman	Wolf

Nays, none.

Absent or not voting, 6:

Brown	Flatt	Hoschek	Nystrom
Elvers	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 Lynes, the Senate recessed until the fall of the gavel.

The Senate reconvened, President Mooty 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 717, 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.

Also: That the House has adopted the conference committee report on, and adopted the amendments recommended therein, and passed, House File 713, 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 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.

WILLIAM R. KENDRICK, *Chief Clerk.*

Senator Rigler called up the following report and moved its adoption:

CONFERENCE COMMITTEE REPORT ON HOUSE FILE 713

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 713, a bill for an Act creating the general contingent fund of the state beginning July 1, 1961, and ending June 30, 1963, and appropriating thereto the sum of two million dollars ($2,000,000.00) 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, beg leave to report and make the following recommendations:

1. That the Senate recede from their amendment.
2. That House File 713 be amended as follows:

a. Amend section 1, lines 3 and 4, by striking "two million dollars ($2,000,000.00)" and inserting in lieu thereof the following: "one million two hundred and fifty thousand dollars ($1,250,000.00)".

b. Further amend section 1 by striking in lines 29 and 30 the following: "two hundred thousand dollars ($200,000.00), or so much as may be necessary".

c. Amend the title, lines 3 and 4, by striking "two million dollars ($2,000,000.00)" and inserting in lieu thereof the following: "one million two hundred and fifty thousand dollars ($1,250,000.00)".

ROBERT R. RIGLER, *Chairman.*	ROBERT W. NADEN, *Chairman.*
LEROY GETTING.	GEORGE L. PAUL.
JOE COLEMAN.	CASEY LOSS.
IRVING D. LONG.	RAY C. CUNNINGHAM.
On the Part of the Senate.	*On the Part of the House.*

The motion prevailed and the report was adopted.

On motion of Senator Rigler the amendments contained therein were 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, 44:

Beneke	Gilmour	O'Malley	Stuart
Buck	Gray	Phelps	Turner
Coleman	Grimstead	Potter	Vance
Cowden	Hansen	Prentis	Van Eaton
Curran	Hoxie	Price	Walker
Dykhouse	Long	Putney	Walter
Elijah	Lucken	Rigler	Wearin
Eppers	Lynes	Schroeder	Weber
Fisher	Mincks	Scott	Wiley
Frommelt	Moore	Shaff	Wilson
Getting	Nolan	Shoeman	Wolf

Nays, none.

Absent or not voting, 6:

Brown	Flatt	Hoschek	Nystrom
Elvers	Hill		

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

LEGISLATIVE INTERIM COMMITTEES
FIFTY-NINTH GENERAL ASSEMBLY

President Mooty announced the appointment of the following committees:

BUDGET AND FINANCIAL CONTROL

Senate Members
J. Kendall Lynes, Plainfield ..... 4-year term
George O'Malley, Des Moines ..... 4-year term

INTERSTATE COOPERATION

Senate Members
Charles F. Eppers, Keokuk ..... 2-year term
D. C. Nolan, Iowa City ..... 2-year term
Robert R. Rigler, New Hampton ..... 2-year term
Jack Schroeder, Bettendorf ..... 2-year term
David O. Shaff, Clinton ..... 2-year term

LEGISLATIVE RESEARCH

Senate Members
C. Joseph Coleman, Clare ..... 2-year term
Clifford M. Vance, Mount Pleasant ..... 2-year term
John A. Walker, Williams ..... 2-year term

CAPITOL PLANNING COMMISSION

Senate Member
John Gray, Oskaloosa ..... 4-year term

HIGHWAY STUDY COMMITTEE

Senate Members
John J. Brown, Emmetsburg ..... 2-year term
J. Louis Fisher, Osceola ..... 2-year term
Martin Wiley, Cedar Rapids ..... 2-year term

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports

that it has examined and finds correctly enrolled: Senate Joint Resolution 36; Senate Files 353, 502, 533, 537, 538 and 542.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
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 36; Senate Files 353, 502, 533, 537, 538 and 542.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the governor for his approval: Senate Joint Resolution 36; Senate Files 353, 502, 533, 537, 538 and 542.

HARRY L. COWDEN, *Chairman.*

Passed on file.

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

The Senate reconvened, President Mooty presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 5, 320, 351, 411, 442, 452, 459, 463, 465, 466, 481, 485, 491, 509, 530, 540, 541 and 546; also, House Files 79, 223, 260, 271, 288, 304, 357, 435, 437, 461, 484, 565, 574, 708, 709, 711, 713, 714, 716 and 717 and House Joint Resolution 5.

HARRY L. COWDEN,
Chairman Senate Committee.
H. H. SERSLAND,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 5, 320, 351, 411, 442, 452, 459, 463, 465, 466, 481, 485, 491, 509, 530, 540, 541 and 546; also, House Files 79, 223, 260, 271, 288, 304, 357, 435, 437,

461, 484, 565, 574, 708, 709, 711, 713, 714, 716, and 717 and House Joint Resolution 5.

BILLS SENT TO THE GOVERNOR

Senator Cowden, 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, 1961, sent to the Governor for his approval: Senate Files 5, 320, 351, 411, 442, 452, 459, 463, 465, 466, 481, 485, 491, 509, 530, 540, 541 and 546.

HARRY L. COWDEN, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 4, 1961, the Governor had approved the following bills:

Senate File 45, relating to fees collected by county recorders.

Senate File 164, relating to public notice of council proceedings in towns.

Senate File 264, relating to workmen's compensation so as to clarify the definition of "stepparent".

Senate File 316, relating to consultants for the Board of Control.

Senate File 470, relating to tuition students attending vocational technical high schools.

A communication was also received announcing that on May 5, 1961, the Governor had approved the following bills:

Senate File 315, relating to the transfer of persons from one institution to other institutions.

Senate File 480, relating to the redistricting of the state.

Senate File 504, relating to the state senatorial districts.

Senate File 510, relating to corrective patent for land in Cedar County, Iowa.

Senate File 516, relating to an appropriation for claims against the State of Iowa.

Senate File 534, relating to an appropriation to the department of public instruction. (National Defense Education Act)

Senate File 535, relating to an appropriation to the department of public instruction. (Transportation)

Senate File 536, relating to an appropriation to the department of public instruction. (Supplemental Aid)

Senate File 539, relating to municipal buildings and property.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Fisher moved that a committee of four be appointed by the President of the Senate to notify the Governor that the Senate was read to adjourn sine die.

The motion prevailed and the President appointed as such committee Senators Fisher, Nystrom, Flatt and O'Malley.

COMMITTEE TO NOTIFY THE HOUSE

Senator Lynes moved that a committee of three be appointed to notify the House that the Senate was ready to adjourn sine die.

The motion prevailed and the President appointed as such committee Senators Lynes, Cowden 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 Lynes 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 Fisher reported that the committee appointed to notify the Governor that the Senate was ready to adjourn sine die had performed its duty, and that the Governor had sent the following message:

STATE OF IOWA
Office of the Governor
Des Moines

Norman A. Erbe
Governor

May 6, 1961.

The Honorable William L. Mooty,
Lieutenant Governor,
President of the Senate,
Fifty-ninth General Assembly,
State House,
Des Moines, Iowa.

HONORABLE MEMBERS OF THE GENERAL ASSEMBLY:

I hereby acknowledge receipt of your official notification that the Fifty-ninth General Assembly stands ready to adjourn sine die, pursuant to Senate Concurrent Resolution 27.

As the Fifty-ninth General Assembly concludes its deliberations, I wish to commend the members for their many hours of diligent attention to the many proposals submitted for consideration during the session now being concluded.

No legislative session in the history of the state ever pleased every citizen by its actions. This will always be true. I do want to take this opportunity to commend you for your many major accomplishments.

There is always a "fallout" of lost bills during the final days of a legislative session and as a result the accomplishments sometimes are overlooked.

Some have lost sight of the fact, for example, that the Fifty-ninth General Assembly performed a legislative miracle in reapportioning itself. Here is something that had not been accomplished in Iowa for more than half a century, and something many people insisted could not be done. If everyone was not satisfied with the reapportionment plan, we have to remember that it was a job of rare difficulty.

The re-districting of the Senate was another self-operation which I think we have let pass with too little appreciation.

This legislature resisted terrific pressures to reach deeper into the taxpayer's pocket. There was no tax increase. At the same time, the legislature provided the maximum increase in state aid to schools allowed by our income.

An important thing not generally recognized is that this legislature spent more time in detailed committee examination of departmental appropriations than at any time in the past 20 years. This is hard, unspectacular work that does not capture headlines, but it is necessary work that was done extremely well in this session. Unfortunately, the result of most of this committee work still is below the surface, like the bulk of an iceberg. But it will be seen in the efficiency and economy of our state departments during the next two years.

While this General Assembly has been accused of a rural bias, it should be remembered that legislation was passed for urban renewal and centralized purchasing for cities. Similarly, the division of the Road Use Tax Fund recognized the greater needs of our muncipalities.

The Judicial Reform Bill, passed for the second time in this session, is important and progressive governmental reorganization.

We should not lose sight of the fact that the legislative process often is most sound when it is a careful, well-fought movement. I do not believe we want a legislature adept at producing "instant laws", or one that feels the taxpayer's money is part of the petty cash. In the way of things, the good legislation that failed in this session will succeed in another.

We should remember that this General Assembly was caught in the narrowing space between what we want and what we will pay for. During this session, that space was more confining than ever.

Naturally, there were some internal disagreements and, naturally, these got more attention than the agreements.

But, in general, the Fifty-ninth General Assembly performed well, considering the space in which it had to operate.

As you return to your respective communities, I extend to each of you my appreciation for the many courtesies you have shown me. It has been a pleasure to work with you during this session.

I give you each my personal regards.

Respectfully,
/s/ NORMAN A. ERBE,
Governor.

FINAL ADJOURNMENT

In accordance with Senate Concurrent Resolution 27, duly adopted, the hour of eleven thirty o'clock a.m., Saturday, May 6, 1961, having arrived, President Mooty declared the Senate of the Fifty-ninth General Assembly adjourned sine die.

REMARKS MADE BEFORE JOINT CONVENTION HONORING THE PIONEER LAWMAKERS

March 23, 1961

WELCOME ON BEHALF OF THE SENATE BY SENATOR J. T. DYKHOUSE OF LYON COUNTY

MR. PRESIDENT, MR. SPEAKER, SENATOR HICKENLOOPER, AND MEMBERS OF THE GENERAL ASSEMBLY:

It is a privilege and an honor to welcome the legislators of the past here assembled, who have made their part of the history of the state, who, with their predecessors, have given to us of this generation and to the future that which is so proudly called the history of Iowa; and it is a splendid history that has been given to us.

This opportunity gives me particular pleasure because I am one of the Pioneers and a member of the Association. As you know, there are several members of the Pioneer Lawmakers who are presently active in making the laws of the state, and I will give you a list of those who are now serving:

Senator Moore. He has been in the legislature eight years, and first came to the Forty-fifth General Assembly.

Senator Scott, 18 years, serving his first term in the Forty-sixth General Assembly.

Senator Prentis, 20 years, serving his first session in the Forty-eighth General Assembly.

Senator Lynes, 20 years, serving his first session in the Forty-ninth.

Senator Long, 12 years, serving his first session in the Forty-ninth.

Representative Hanson, of Lyon County, serving his first term in the Forty-fifth and has been serving 14 years.

Representative Goode, 22 years, serving his first session in the Forty-fifth.

Representative Johannes, 18 years, serving his first session in the Forty-sixth.

Senator Lynes has served in consecutive sessions for 20 years, and I have served in consecutive sessions for 24 years, beginning with the Forty-seventh.

I recall that my first legislative initiation was as a member of the House when the House was divided fifty-four Republicans and fifty-four Democrats. It goes without saying that it was a most interesting beginning, and I might say that I see several of the group around here now that were members of that General Assembly, and it was during that session that I was taught some of the maneuverings that took place to get the General Assembly organized.

I doubt very much that any of us here today thought about ourselves as pioneers in the lawmaking business; yet even today lawmaking is still a good deal of a pioneering process. Some of our problems, such as roads, schools, public welfare, are the same as they were in the past; but as was true then, we are constantly entering new fields of public activity made necessary through progress.

It is indeed a matter of personal pride to me that my name is on the rolls of the Pioneer Lawmakers, and it gives me a great deal of pleasure on behalf of the members of this General Assembly, the Fifty-ninth General Assembly, to welcome you here today. I hope you enjoy the day.

WELCOME ON BEHALF OF THE HOUSE BY REPRESENTATIVE DARRINGTON OF HARRISON COUNTY

MR. PRESIDENT, SENATOR HICKENLOOPER, MR. SPEAKER, MEMBERS OF THE JOINT CONVENTION, PIONEER LAWMAKERS, AND LADIES AND GENTLEMEN:

It gives me great pleasure to welcome you and to pay our respects to the Pioneer Lawmakers of Iowa on behalf of the House of Representatives. Each session it is a privilege of the General Assembly to pause in its work and reflect on the many formidable men who have occupied these chambers before us.

Time marches relentlessly onward, and although styles change, and our world becomes more and more complex, in actuality the basic problems confronting the legislature and the state today are the same. Only the means, methods and goals change to conform with the times.

Thomas Jefferson once said: "No democracy can survive without frequent recurrence to the fundamental principles." This is something that all of us should be thinking seriously about, the survival of democracy and the fundamental principles that make it so.

William Allen White once said: "This nation can survive if only men can speak in whatever way given them to utter what their hearts hold. Only the muteness of indifference and ignorance can open the floodgates of oppression against us." Therefore, it is reasonable and right to turn back the pages of time and study what we have so that we might better right and chart our course for the future.

I am ever mindful of how hard each session of the General Assembly works to preserve the liberties of the citizens of Iowa and our nation. As world demands become greater, greater demands are made upon government for the solutions to the many problems. Individualism is growing more and more obscure as citizens tend to rid themselves of many otherwise personal problems by turning them over to the state and the nation. The more and more government takes over individual responsibility, the more the individual is dependent on government and the stimulation for self-reliance and independence grows dimmer and dimmer.

Abraham Lincoln once said: "The legitimate object of government is to do for a community of people what 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 do as well for themselves, government ought not to interfere." We who mold and form the laws of Iowa intend to uphold this basic truth in the future with judgment and wisdom as it has been upheld in the past.

Let us for a moment go back some 185 years in our history to one of the most critical periods of the Revolutionary War, the winter the Father of our Country and his courageous men spent at Valley Forge. During this time General George Washington issued this order to his officers: "Let none but Americans be placed on guard."

I am afraid that we as Americans have been so busy enjoying this great way of life that we have forgotten all about this very important order. So with world problems and tensions as they are today, I say to all of you here: Let none but Americans be put on guard.

We are highly honored to have the Pioneer Lawmakers as our guests, and we hope that we may pass on to our successors the torch of liberty burning as brightly as it was when you passed it on to us. Gentlemen, on behalf of every member of this assembly, I say to you, Welcome.

THE 1897 CODE OF IOWA
BY REPRESENTATIVE SCOTT SWISHER OF JOHNSON COUNTY

SENATOR, GOVERNOR, SPEAKER, HONORED GUESTS, MEMBERS OF THE ASSEMBLY:

From a brief glance at the pioneer laws—and if we are going to talk about the Pioneer Lawmakers I think it is probably only right to also discuss some of the pioneer laws that we have been dealing with—from a brief examination of the pioneer laws as against the Pioneer Lawmakers, I would say from my observation the Pioneer Lawmakers are in better shape than the pioneer laws.

As our state came into being and laws began to get passed, one of the important things of course that had to be done was to find out some of the laws that had been passed to find out what they were, and, a few years after they had been passed, where they were. An attempt was made to put these together.

We have various codes in the State of Iowa, including the Code of 1873, which tried to compile the statutes, put them together so that somebody could tell what they were. Subsequently there were some private revisions, much better than anything the state had been able to do, one known as Miller's Code, one known as McClain's Annotated Code.

The 1897 Code that you see before you is quite a notable bit of work in Iowa law generally, and in that which we are particularly interested in today, because this is the first real advance made in the codification of the Iowa laws as they were up to that date. This was not easy. It was about as difficult as any of the bills that we have seen today, apparently, from reading some of the history. It would appear that these three volumes were probably just as tough to pass, or perhaps more so, than some of the fights we have had in the last few years on reapportionment or even fireworks.

The 1897 Code came about this way: The General Assembly of 1892 authorized a tax study committee. If that should come as a surprise, that is the 1892 tax study committee. Its report showed that in addition to having the tax laws overhauled we had a great need for the general overhaul of all statutes, and that it ought to be done all at the same time.

So in 1894 the Legislature created a commission with very broad powers to reorganize and complete all of the existing statutes into one book, to revise and rewrite them, to insert amendments, and to make them complete; and also authorize the members of this commission to consult with the other states, go over to the other states and see what they had done, with a little sub-amendment at their own expense.

The names on this commission are of interest to all of us because they are great names in the history of Iowa and the history of the legal profession of Iowa, led by Emlin McClain, former Chief Justice of the State of Iowa, a man whose name is known certainly throughout Iowa in all legal circles. Others are John Y. Stone, Charles Baker, H. F. Dale, H. S. Winslow, L. G. Kinne and H. O. Weaver.

Some of those names, as you well know, carry down to today. This commission rewrote the tax laws; they found the municipal laws, as they said in their own words, "unbelievably confused." They wrote the indeterminate sentence law, as far as criminal statute is concerned; rewrote the corporate law; and got into administrative law for the first time.

They came out with their suggestions in what is known as the Black Code, which is over to your right, my left there, as the commission report, and they presented it to the Twenty-sixth General Assembly in 1896. They fought this, apparently, on and off through the entire hundred days in 1896

and found that it could not be completed during that time, so they resolved that it would be completed not later than January, 1897.

In other words, they, the Legislature itself, provided for a special session, and the special session was called in January by Governor Drake, and apparently took up the matter of the codification of the Iowa laws, going from January until May 7, of 1897. They agreed on all this, I guess, but it had to be printed. This is the original handwritten Code.

It was recessed to July 1, and it was turned over to the Code editor and his committee, again some great names—Ebersole, Trewin, Ellis, Finch, Cornwall and O'Connor—again names many of which today mean a great deal in the Iowa legal circles and the Iowa laws.

This is the largest single volume put out by the state at the time, and up to now it had the most changes in our law of any single thing that any legislature has done, and it continued in force longer than any Code that we have had; it continued in force as it is there for twenty-two years.

So as I say to you Pioneer Lawmakers, this is the sort of heritage that I think all of us expect to leave, and I think if you are trying to judge a man you judge him on the basis of how well he is remembered when he is gone. Certainly these are great names on the 1897 Code, and I think the most that most of us can expect is that we will be remembered as well. Thank you.

ADDRESS BY HONORABLE BOURKE B. HICKENLOOPER
United States Senator

MR. PRESIDENT, MR. SPEAKER, MEMBERS OF THE PIONEER LAWMAKERS ASSOCIATION AND THE JOINT SESSION OF THE IOWA LEGISLATURE, GUESTS, VISITORS AND FRIENDS:

I am delighted and honored at the opportunity to be here and visit with you today, especially on this traditional day, the day when the Pioneer Lawmakers of our state gather to renew the acquaintances, and those who still serve take a short respite from the arduous labors of lawmaking.

This day is an occasion for all of us to indulge in nostalgia, and the temptation to reminisce is almost uncontrollable. Many of you can reminisce much better than I, and I shall try to do my best to resist that temptation today. Needless to say, I am proud of my service in the Iowa legislature, and I look with nothing but fond and respectful memories upon the days when I first came here in January of 1935. Perhaps our hair is a little thinner, and we cannot run upstairs as quickly as we once could, but in retrospect it seems only yesterday, those twenty or more years that have gone by and have made us eligible to join the Pioneer Lawmakers. The memories of those days and the intervening events bring great comfort to those who have served.

I have said repeatedly in this chamber, and in the Senate chamber across the hall, that there is no public service that exceeds, and practically none that could possibly excel, the public service in the law making body of one's own state, because here in these chambers is the representative heart and fiber of American freedom and of individual responsibility; and here in these chambers is represented the obligation which citizens assume and discharge in their mutual responsibility to their fellow man.

I think one of the most outstanding differences between our own country and the other countries in the world is that under our system we pioneered the method by which a neighbor voluntarily assumed a part of the responsi-

bility for his own neighbor's welfare. Neighbors joined together to release a little of their own personal sovereignty and in the interest of common good built communities, counties, states, and constructed the fabric of the Federal Government.

Only by the assumption of such responsibility can government and its power remain with the people and not slip away to some centralized autocracy or bureaucracy.

Today think back and remember our acquaintances and friends. There are many in this chamber today, those who served when I served here, those who have served since, and those who served before my opportunity for service in the Legislature. I want to make a special reference to two members whom we all remember, one of whom has passed on but whose length of service wrote records in this body. I know you all join me today in a touch of sadness and regret that Arch McFarlane is no longer with us, and that Frank Byers is unable to be present on this occasion. I could go on, of course, and name many whose tenure of service is lengthening into the scores of years now, and the length of service which they rendered merits at least a special moment of thought today.

A legislative body requires dedication and service. Our legislative bodies, as we know them in this part of the United States, is not a profit-making venture, and compensation has never been adequate money-wise, and the reward comes from conscientiously serving.

This body constitutes a forum of strong convictions, and may it ever continue to be so. Those strong convictions result from the friction of the ideas of the people that we represent and the people of whom we are a part; and this body, the governing body of a sovereign state, defends the ramparts of our federal system of government.

Most of us do not give enough thought about the federal system of government which we have in this country. It is unique as there is no other government in the world exactly the same as ours. In our system the sovereign states unite in a federation for the common good, and under this basic concept the states and the people found it expedient over the years to delegate voluntarily some of their sovereignty and some of their control to a centralized government so that the whole nation could unite and receive the benefits of common and united effort when occasion demanded it.

We are a Republic in this country, but within that Republic are the instrumentalities and forms of democracy. The two are interlocked, but basically we have never strayed away from the federated system of independent states which are indeed sovereign. That is a thing that is most difficult to explain to people of other governments. They don't have the concept of the extent of basic sovereignty which the states of our nation possess. The interesting thing is that most other governments in this world today are not governments in which the power esstentially and completely springs from the people.

This country was built from the bottom, and constructed on the basis that the individual is free and sovereign, and that his dignity is the controlling thing that must move men in the advancement of their social and political forms.

Our country in its broadest concept is a revolutionary type of government; not necessarily the armed, violent type. As a revolutionary system —a system of change, progress and advancement; we constantly face a danger. The major over-all danger, in my opinion, is the danger of slipping in times of emotion, stress and emergency from the system of responsibility in the individual to a system where we inadvertently or ineptly yield the

power, which was bitterly won, to a central government and to a bureaucracy which in turn can then inflict that power back upon the people.

Government cannot operate today as it did seventy-five years ago, as we have kept abreast of the times, but it is the responsibility of those who make up our system to see that in meeting these changes, that in delegating from time to time to either state government or federal government the responsibility for doing certain things that cannot be done locally to the best advantage of the people, that we do not chip away and abandon the basic responsibility which is fundamental in the American system.

The interesting thing today is that with all of the tensions in the world, with all of the uprisings of nations in other continents who seek and who acquire self-determination or sovereignty, it is probably fair to say that in every instance those countries who have this self-determination today are in the great struggle of history to divest themselves and to dilute themselves from the centralized governments that have been oppressing them throughout the years. They are moving toward our fundamental, and sometimes I think we are moving away from our fundamental toward centralization. In that field and in that area the responsibility of analysis, and the responsibility for calmness is so important in our legislative bodies, and it is more important in the thinking and the minds of the people.

Most of us here remember the depression of the late twenties and thirties. We remember that during that time economic distress was widespread in this country, and under the emotion of economic distress people turned, or were invited to turn, to the central government, and in that period many powers never before possessed by the central government were turned over to it in the hope that it would relieve a temporary distress. Most of those powers that were turned over in time of emergency have not been returned to the people, and today many of the restraints, regulations and restrictions —yes, and most of the taxes for internal matters result from the fact that that power was lodged in the central government then, in time of emergency, under the guise of emergency, and never returned to the responsibility of the people.

Now again we find that our country is allegedly in some kind of a recession. Again we are asked for emergency legislation, but the strange thing about emergency legislation is that once it is given it very seldom dislodges itself within the period for which it is given.

In that area, as I mentioned a moment ago, we as people, we as legislators, must exercise the greatest care that we do not under the guise of emergency unduly award to central government that which is remote and which does not contain the warmth and the association which goes with intimate contact with the people; power which oversteps and goes beyond that which is necessary to serve the people and which may in effect get over the boundary and into an area in which the people will serve the government.

It is a difficult balance to maintain, but it is a balance which must be maintained in the inherent common sense of the individuals and the people who are responsible for it.

We have heard a great deal about new frontiers these days, whatever that means, I am not quite certain. I don't mean to say that we should not continue exploration and advancement; of course we should, but in exploring so-called new frontiers we must not be deluded by will-o'-the-wisps. The targets which we set for ourselves must be real and not chimerical.

When our pioneers moved Westward in the settlement and the development of this country they moved toward new horizons; they didn't necessarily move toward new frontiers, but they moved toward new horizons

where the basic principles that they were determined to maintain could be maintained and could be exercised. It was the jealousy with which they guarded those principles that laid the strong foundation for the eventual success of our great country as a Federal Union.

The principles which guided and stimulated those people who developed this country as they moved toward these new horizons in our early days were so aptly set out by the Tenth Amendment to the Constitution, which, in effect, says that powers not delegated to the central government in Washington are reserved and retained by the state and by the people. They never forgot that the person, the individual, was sovereign, and that the states were the basic sovereignty of our country.

I am aware, as we all are, of the pressures from various groups that are constantly upon the legislators, whether it be in the state or whether it be in the nation. These pressures are usually well meaning, altruistic, forward looking in their fundamental concept; but often these pressures are for government to take over responsibility that should be discharged in the local areas and the local communities.

It is so easy to say, "Let's get state money; let's get federal money," and to forget that there is no state money, that there is no federal money, but that it is the money from the individual that he pays in taxes to support his government. The references to state money and federal money only refer to money that has been taken away from the individual, that has been paid by the individual to his government, and in return is to be used by his government either for the benefit of the country, or for its detriment, depending upon the interpretation.

The great danger that is facing us today, and has faced us for some years, is the constant effort on the part of many to shuck off responsibilities which the individuals in the local communities should exercise to the limit of their capacity onto the federal government. Bureaucracy is willing to assume the authority and is willing to govern you, rather than be governed by you.

Manifestly the national government, in the complexity of a society of 180,000,000 people, has been forced, in our own interest and in our own preservation, into the leadership of the free world. Government must do many things today that it never did before, and probably tomorrow it will have to do many things that it is not doing today. We face today as tense an international situation as we have ever faced in our history, and it is entirely possible that the tension may be greater, and that the threat may be greater today than ever before in our history, because of the bitter conflict between two great opposing ideologies—freedom on the one hand, as represented by the free nations of the world; autocratic communism, the slavery of the individual, on the other, as represented by the Kremlin.

Each ideology is determined to prevail. One will not prevail in the long run.

We are determined that the philosophies of freedom will prevail, and I am thoroughly convinced, just as examples in the past few years have shown time after time, that if we as a representative of the free nations of the world, and our associates and our allies, stand free and vigorous in resisting the encroachments of communism, then communism cannot prevail; but if we as a free nation, and if our allies as free nations, yield or fail to show that vigor which is essential in the face of this encroachment of slavery, then the alternative of firmness is surrender and destruction. Let us never forget that.

Many times we say it can't happen, it won't happen; we are great, we have strength, the free nations will never let slavery and autocracy cap-

ture them. All I have to point to today is that other nations have been captured; other nations have been enslaved by communism and its allied philosophies; other nations have lost that freedom which they once had; and we cannot, by neglect, refuse to recognize that possibility. We cannot through neglect weaken ourselves to the point where, as the communists say, capitalism and democracies will fall like ripe fruit from a tree if you give them just enough time. We must exercise the responsibilities of our freedom, we must exercise that responsibility for the generations to come.

I will not take the time today to discuss any details of the international situation that faces us, other than to say that in Laos, in Berlin, in Africa, in many other parts of the world today, humanity is boiling. Rightly or wrongly, that foment—and ferment, if you please—is occurring. The struggle now and in the foreseeable future will be the struggle to see whether that change and that alteration will be guided along the basic lines of freedom, human dignity and responsibility, or whether it will be captured by the philosophies of communism and autocracy.

These things are facing us today, and facing every citizen, and are not just the responsibilities of the government in Washington. These are the responsibilities of you and me as citizens, and the responsibilities of free men and free women every place.

It has been an honor to visit with you again and to see old friends. No public service that I have ever had do I value higher than that which I had in this building. I shall always remember it as a fundamental training ground in the business of government. Let us remember that government is all-important, because government can destroy or preserve all things.

I have enjoyed talking to you and sharing with you the responsibilities which you and I as Americans under a free system must assume in order to maintain that human dignity and that individual freedom which gives brightness and happiness for tomorrow. Let us not forget the oft repeated words of Henley, who said so ably a long time ago, and who put it rather succinctly, that "It matters not how straight the road, how charged with punishment the scroll; I am the master of my fate, I am the captain of my soul."

JOINT CONVENTION OF MARCH 30, 1961

Senator Flatt asked and received unanimous consent that the following address be printed in the Senate Journal:

Address of Major General U. S. Grant III, Ret., Chairman of the National Civil War Centennial Commission, before the Joint Session of the House and Senate, March 30, 1961.

THE WAR WAS WON IN THE WEST

MR. PRESIDENT, MR. CHAIRMAN, MEMBERS OF THE GENERAL ASSEMBLY, LADIES AND GENTLEMEN:

I thank you most sincerely for this exceptional honor and opportunity to address you here in your State Capitol. I only hope that I may in what I say prove worthy of the occasion. Because so many detailed accounts of the battles and deeds of our soldiers and sailors in the Civil War and of their leaders, on both sides, have been written by prominent historians, I shall venture, as something of a novelty, to sketch an overall picture of

the general strategy which, as I see it, brought the war to a successful close and re-established the Union.

But like the proverbial Irishman, "I have something to say to you before I begin to speak." I cannot stand here in your Capitol before an audience of Iowans without paying homage to the memory of two great Iowans. One of them, General Grenville M. Dodge, best remembered perhaps by you as the builder of the Union Pacific Railroad, but by the Grant family as a highly trusted, efficient and loyal commander in the field under my Grandfather, and by the entire Grant family as a wise and faithful friend. He was one of the great men of the Civil War whom I had the privilege of knowing personally and seeing often. I shall always remember his keen eyes and brilliant mind up to my last meeting with him, and I like to think of how he organized the first body of Federal scouts west of the Mississippi, and while in command at Trenton, Tennessee, with Colonel Hurst's Motley Tennessee loyalist volunteers, started the scout and military secret service group which, perfected with time, kept the Union Commander constantly and correctly informed during the campaign which finally led to the capture of Vicksburg.

The second is Mrs. Annie Turner Wittenmyer, also a great friend of my Grandfather and Grandmother, of whom Mr. Schwengel has told you.

There is one more Iowan to whom I wish to pay homage, but happily not to his memory, as he is still very much alive and full of good works for you and our country, namely, your Representative in Congress, the Honorable Fred Schwengel. A valued member of our Commission, we in Washington have come to know him as a great patriot and a great member of the National Legislature, but somehow in all his good works he always manages to leave a strong impression that Iowa is a very great state and the Iowans outstanding people.

But now to my subject: Several historians have alleged that the Union Commanders had no general strategic plan, and have blamed the U. S. Military Academy for not teaching its students more about strategy. I have on other occasions shown that this is not a truthful accusation, and that their teaching was fully up-to-date. It was the Civil War itself, with the changing political objectives, the availability of the telegraph and railroad, and the ingenuity of the American volunteers, that extended the scope of strategy as previously developed and evolved new methods and with them new principles. In practice they superseded Jomini's old dictum, that "war once decided upon, it will be necessary to make if not a complete plan of operations, which is always impossible, at least a system of operations in which an objective is proposed and a base secured." Such was the accepted doctrine of the military act in 1861.

As a matter of fact that is just what Generals Scott and McClellan did, the former in his Anaconda plan in the two letters of May 3 and 21, 1861, and the latter, when not yet in the Federal Service in his letter of April 17. (What is pertinent to my subject is that both proposals were focused essentially on what we have come to call the Western Theater, the large area between the Appalachian Mountains and the Mississippi River.) Neither plan was adopted, because the political policies on which such a plan must be based were changing so rapidly in the spring and early summer of 1861. As the political conditions and objectives changed from day to day, military objectives necessarily changed also. On April 13, 1861, before Virginia had seceded, President Lincoln told a Virginia delegation: "In every event, I shall, to the extent of my ability, repel force by force. In case it proves true that Fort Sumter has been assaulted . . . I shall perhaps cause the U. S. mails to be withdrawn from all the states which claim

to have seceded, believing that the commencement of actual war against the government justifies and possibly demands this. I scarcely need to say that I consider the military posts and property situated within the states which claim to have seceded as yet belonging to the Government of the United States as much as they did before the supposed secession. Whatever else I may do for this purpose, I shall not attempt to collect the duties and imposts by any armed invasion of any part of the country; not meaning by this, however, that I may not land a force deemed necessary to relieve a fort upon a border of the country. I shall feel myself at liberty to repossess, if I can, like places which had been seized before the Government devolved upon me."

However, the bombardment of Fort Sumter convinced him and the people. So, the Federal Government found itself confronted with the problem of reconquering a vast territory, which Colonel G. F. Henderson, the biographer of Stonewall Jackson, compares with that of Napoleon in his 1812 invasion of Russia: "Such were the difficulties which the genius of Napoleon was powerless to overcome, and Napoleon invaded Russia with a half million seasoned soldiers. And yet, with an army of 75,000 volunteers, and without the least preparation the Federal Government was about to attempt an enterprise of even greater magnitude."

Often English commentators on American history, because of their more distant and wider perspective, see essentials missed or passed over by our own historians, so I venture to quote in brief General J. F. C. Fuller, who, after referring to Von Moltke's views as those of a doctrinaire, says: "It was one of the most extraordinary wars ever fought—an epoch-making war in military and civil history. . . . Looking back on this war, and remembering that the North was beset by many internal foes, that, as Ropes aptly remarks, 'the poetry of war hardly entered into the mind of the northern volunteer,' and that offensive warfare had to be carried over half a continent, the outstanding marvel is that the North ever won."

But two new inventions, the railroad and the telegraph which permitted unity of command over simultaneous operations in several theaters of operation and rapid communication, made possible what would not previously have been practicable. Moreover the American volunteers, neither officers nor men having been strictly indoctrinated in any theory of warfare, were ready enough to exercise their great ingenuity in adopting new inventions and new methods and adapting themselves to them. Indeed the isolation of Washington by destruction of the one spur of the B&O Railroad in the first days of the war, apprised the Federal authorities of the importance of the railroads, and, as military operations progressed, it seemed that "victory rode the rails". While the Confederates were equally dependent on their railroads and used them often to advantage (in fact, I believe, sent out the first military expedition to go by rail) the Confederate authorities never seemed to appreciate the importance of proper maintenance of them, and suffered also from their frustrating lack of facilities for building new equipment and maintaining that which they had, and never integrated their available lines. However, the railroad lines in the Southland had tremendous strategic importance.

Necessarily gaining adherence of the doubtful states was a first and primary objective of both sides. East of the Appalachian Mountains, Maryland was pretty well cut from the Confederacy by the Federal Capital and army, and in spite of a large proportion of active southern sympathizers there was no substantial accession of volunteers to General Lee's army when he invaded Maryland before the Battle of Antietam. West Virginia was saved for the Union by McClellan's first campaign, July 1861. But

west of the mountains, Kentucky, Missouri and Arkansas were early battlegrounds and long fought over. Although the latter passed an ordinance of secession on May 6, 1861, it was substantially secured by Captain Lyon's "coup de main", the Capture of Camp Jackson. It is perhaps of interest that the "high tide of the Rebellion" was actually at the Battle of Savingsville in eastern Ohio, March 7, 1862, and not at the stonewall of Gettysburg. The strong Union sentiment in the hills of East Tennessee made its acquisition an important strategic objective to President Lincoln.

As 1861 drew to a close, both sides had raised and equipped and at least partially trained their armies. The front line of each army had been pretty well established. The Confederates being necessarily on the defensive strategically had selected and fortified certain essential strong points. Appreciating the local strategic importance of certain places, Union individual enterprise had taken possession of them; for instance General Swift, Adjutant General of Illinois, had on April 22 quickly gathered a force of State Militia and occupied Cairo on telegraphic request of the War Department, and General Grant had occupied Paducah, Kentucky; and with wise foresight, the Navy Department had sent Eads and Commander John Rodgers to Cincinnati to design and "establish Naval armament on the Mississippi and Ohio Rivers."

Nature had provided four avenues for invasion of the Confederate territory: The Mississippi River, the Tennessee River, the Cumberland and the Potomac Rivers, besides the Atlantic Ocean. With the successful development of armored gunboats and flotillas of transports the "Civil War on Western Waters" became a practical possibility, a strategic innovation in warfare. While there was not unity of command in the West any more than in the East, there was cordial cooperation between Army and Navy which often led to victory. The Tennessee and Cumberland Rivers, closely paralleling one another as they approach the Ohio, seemed the best route for the initial attack, and to promise the greatest strategic effects, so on February 2, 1862, General Grant started his river expedition up the Tennessee to attack Fort Henry, which located on low ground was reduced by the fire of the gunboats. The troops who had been landed marched overland to invest Fort Donelson, while the flotilla was sent back to the Ohio and up to the mouth of the Cumberland and on to Fort Donelson. This march in midwinter and bivouac before the fort was a real test of these volunteer soldiers. Fort Donelson surrendered on February 16, 1862. The effect of the victory in the North was stupendous and most discouraging to the South. Of it General Jordan in his Life of Forrest wrote: "As it was, Grant landing with the petty force of 15,000 men in the very center of a force of nearly 45,000, having interior lines for concentration and communication, by railway at that, was able to take two heavy fortifications in detail, and place hors de combat nearly 15,000 of his enemies.

As illustrative of the good manners and occasional friendly feeling between American commanders in our Civil War, it seems pertinent to recount the following incidents. General Buckner, when a junior officer on duty in New York, had befriended Captain Grant when he arrived from California carrying some promissory notes he hoped to get redeemed but very short of cash. Now, after the formal correspondence as enemies was concluded and General Buckner had surrendered, he was received by the conqueror with equal consideration to that shown King John of France by the Black Prince after the Battle of Poictiers. Buckner very courteously congratulated General C. F. Smith on his charge which had effected a lodgment in the works of Fort Donelson, and "a few days afterwards, as the rebel prisoners were leaving for the North on transports, it was announced that General Buck-

ner's steamer was ready. His own brigade of troops was aboard, and he invited Grant to go with him and look at his soldiers, of whom he was proud. Grant went with him and the rebel prisoners crowded around their captor, curiously but respectfully. Buckner spoke to them and told them that General Grant had behaved with kindness and magnanimity, and bade them remember this, if ever the fortunes of war allowed them to show him, or any of his soldiers, the same treatment which they now received.

Not only was this the greatest capture of men and arms that had up to then ever been made on the continent, but its strategic effects were also great. The center of the Confederate line, which had reached from Columbus on the Mississippi to Bowling Green and Mill Spring in East Kentucky, was broken. Columbus, Bowling Green and Nashville were abandoned by the Confederate Commander, and for miles the Cumberland and Tennessee Rivers were open to the use of Union gunboats and transports. But Halleck and Buell, the department commanders of the Union forces, were innately incapable of taking full advantage of the opportunity.

It was then that Albert Sidney Johnston made what has seemed to me the most important strategic plan of any Confederate General: He proposed to concentrate all the forces available to him to fall on the inferior Union force which C. F. Smith, soon succeeded by General Grant, was collecting at Pittsburg Landing on the Tennessee, and then turn on Buell and defeat him. He concentrated his army at Corinth, an important railroad junction, and on April 6, 1862, attacked Grant's army at Pittsburg Landing. Although Buell had been ordered to join Grant there, he dragged his feet, and even though his leading elements and he himself reached Savannah, Tennessee, on April 5, he failed to report his arrival or to take any effective part in the hard fought and bloody battle of the 6th. That night his army, however, did take position on the battlefield. Johnston had been killed on that day while organizing a charge he hoped might save the day, and on to the 7th, the combined Union armies decisively routed the Confederates, now under Beauregard. A description of this battle lies without my subject; but few battles have been argued over more violently. As General Sherman said, "Shiloh (or Pittsburg Landing) was the most persistently misunderstood battle of the Civil War". It has been claimed that there was a failure to pursue adequately; however, the defeat suffered by the Confederates was sufficiently decisive for them to abandon without a fight their fortified position at Corinth a month later. This left the Confederacy only one east-west railroad to the Mississippi, that at Vicksburg. According to Livermore, the Confederate losses in killed and wounded at Shiloh amounted to 24 per cent, while those of the entire Union force were 16 per cent, but as Buell's army was not engaged the first day, the Union losses when the fighting was severe were equally heavy proportionately. Considering that but few of the men on either side had been in battle before, their hard fighting qualities merit much praise, and commemoration of what American soldiers when well led will do and sustain.

After the capture of Corinth, General Halleck scattered his vast army. Buell returned to the eastern part of the theater to confront Bragg and Kirby Smith's invasion of Tennessee and Kentucky and General Grant's army was diminished by his having to send four divisions to help Buell, and one to Arkansas. The remainder, too few in number to attempt further invasion of the hostile country, had to be scattered to protect important points, the railroads and lines of communication. But, Van Dorn, who had succeeded Beauregard in command of the Confederate forces, was active and the guerilla bands were very active. Even with the diminished force under Grant's command two fierce battles were fought, Iuka, Mississippi, Septem-

ber 19-20 and Corinth, Mississippi, October 3-4, while Rosecrans who had nearly missed success in the latter, was promoted to command the Army of the Cumberland, replacing Buell.

It is perhaps of interest that General Grant later wrote: "The most anxious period of the war to me was during the time the Army of the Tennessee was guarding that territory acquired by the fall of Corinth and Memphis and before I was sufficiently reenforced to take the offensive;" also that "on the 2nd of August I was ordered from Washington to live upon the country, on the resources of citizens hostile to the government, so far as practicable. I was also directed to 'handle rebels within our lines without gloves,' to imprison them or expel them from their homes and from within our lines." This order, certainly, never had President Lincoln's approval, and General Grant goes on to say: "I do not recollect having arrested and confined any citizen (not a soldier) during the entire rebellion. I am aware that a great many were sent to northern prisons . . . by some of my subordinates with the statement that it was by my order. I had all such released the moment I heard of their arrest; and finally sent a staff officer north to release every prisoner who was said to be confined by my order." General Grant's policy with regard to the treatment of the noncombatants in occupied enemy territory was clearly stated in the proclamation he issued to the people of Paducah, September 6, 1961, and innumerable instances have been told to me by by descendants of the consideration and often kindness he had shown to their forebears.

Two paragraphs of his General Orders No. 50, August 1, 1863, may be quoted in this connection: "Within the county of Warren, laid waste by the long presence of contending armies, the following rules, to prevent suffering will be observed:" The two corps commanders were ordered to appoint commissaries "who will issue articles of prime necessity to all destitute families calling for them, under such restrictions for the protection of the government as they may deem necessary . . . conduct disgraceful to the American name has been frequently reported to the Major General commanding, particularly on the part of portions of the Cavalry. Hereafter if guilty parties cannot be reached, the commanders of regiments and detachments will be held responsible, and those who prove themselves unequal to the task of preserving discipline in their commands, will be promptly reported to the War Department for 'muster out.' Summary punishment must be inflicted upon all officers and soldiers apprehended in acts of violence or lawlessness." One of the interesting contributions to Western Civilization that came out of the Civil War was the gradual development of the policy that should be followed in regard to the treatment of prisoners of war and the people in occupied territory, finally codified by Francis Lieber in General Orders 100.

Among Grant's embarrassments at this period were (1) the cotton traders operating on the Treasury Department passes, who spread corruption and demoralization in both armies and undoubtedly passed military information to the enemy, and (2) the swarms of escaped slaves who had no means of support, were suffering from exposure and disease, and so threatening to the health of the troops. This last problem he solved by assigning Chaplain John Eaton to organize them into working parties, pay them for the work done, and ration those on the payroll. Thus a practical cure for a very serious military situation was improvised and the beginnings of the Freedmen's Bureau laid. The army was helped with much needed labor and protected against disease and neighboring insanitary conditions.

On July 11, 1862, General Halleck was appointed Commander-in-Chief

and called to Washington and October 25, General Grant was placed in command of the enlarged Department of the Tennessee. Some reenforcements began to arrive and by November 2 he felt strong enough to take the offensive. For the time being he did not contemplate going further than Grenada. Hearing of McClernand's intrigue to take a force independently down the Mississippi to capture Vicksburg, he ordered Sherman to take about 25,000 men by water to Vicksburg, effect a landing, and try to capture the stronghold, while he would cooperate as far as practicable from the railroad. However, due to the crass carelessness and inefficiency of the commanding officer at Holly Springs, where he had established his main supply depot, the latter was captured by Van Dorn on a raid on December 20 while Sherman's attack from Chickasaw Bayou on December 27-29 was repulsed. The Army of the Tennessee found itself deep in the enemy's country without a base of supply, and had its first lesson in living off the country. So the overland expedition was stopped a few miles south of Oxford and slowly withdrawn to Holly Springs.

There then began the series of efforts to attack Vicksburg by the Mississippi River with which you are doubtless familiar. General Grant never really believed they would succeed, but felt it encumbent on him to try every possible way of approach and attack during the long drawn out very wet winter. The men had to be kept busy and the country had to be kept interested and aware that something was being done actively in the West. Pemberton commanding in Vicksburg met these various attempts promptly and cleverly. Others were frustrated by the weather and the changing height of the water in the Mississippi River. Finally, April 20, 1863, conditions had changed sufficiently to permit General Grant to issue his order for the guidance of the "Army in the Field" in its movement to "obtain a foothold on the east bank of the Mississippi River from which Vicksburg can be approached by practicable roads." The troops were marched down the west bank, while the gunboats and transports made their dramatic running of the batteries of the fortress, and Sherman's Corps distracted the enemy's attention by a feint north of the city in the direction of Haines' Bluff, and then followed McPherson's 17th Corps on May 1.

April 17, Colonel Grierson, commanding a cavalry force of 1,700 men, had started from La Grange on a raid to Baton Rouge, which surprised the enemy, destroyed his railroads, and collected in pursuit all of Pemberton's cavalry and all the irregular mounted forces that the Confederates could gather, so that Pemberton was without "eyes" to discover just what was going on and concentrate against the landing of the Union Army at Bruinsburg. Having detached Hatch with a part of his command to destroy the railroad between Columbus and Macon and return to La Grange, Grierson successfully reached Baton Rouge May 2 with about 1,000 men. Perhaps this was the one big cavalry raid during the war that had a really important strategic effect, and it was led by a music teacher who hated horses, because when a boy he had been kicked in the forehead by one. So it seems to merit mention; but description of the Vicksburg campaign in detail would require an entire evening by itself, and you are doubtless all quite familiar with it.

It must suffice to say that the Union army arrived in front of Vicksburg and invested it on May 18. I quote Dana and Wilson's Life of Ulysses S. Grant: "Within these eighteen days, Grant had won five battles, taken 40 field guns, many colors and small arms, and nearly 5,000 prisoners; killed and wounded 5,200 of the enemy; separated their armies, in the aggregate nearly 60,000 strong; compelled the abandonment of the strong positions of Grand Gulf and Haines' Bluff, with their armament of twenty heavy

guns; destroyed the railroads and bridges; and made the investment of Vicksburg complete. In doing this, McPherson's and McClernand's corps had marched an average of 156 miles; while Sherman's had marched 175 miles. During this time the united strength of these three corps did not exceed 45,000 men. The limits of this work will not permit us to dwell upon the brilliancy of this campaign nor to descant upon the surpassing vigor and boldness of the generalship displayed by Grant, in conducting it. There is nothing in history since Hannibal invaded Italy to compare with it."

An assault on the Confederate works was repulsed with great loss, and convinced the men, as well as the commander that a protracted siege would be necessary, always a tedious and slow operation. Without going into the details of the siege, it is interesting to me that, according to my father, Professor Mahan had worked out in detail for the Engineering course at West Point a day by day description of the reduction of a fortress by regular siege operations requiring 47 days for the capture of the fortress, and that, by coincidence, it took 47 days to capture Vicksburg. After hearing a cadet recite accurately the prescribed operations and assuring that he could capture a fortress in 47 days by this program, the professor asked him what he would do if he were in command of the besieged fortress. After a few seconds consideration, the cadet replied "I would evacuate it and recapture it in 47 days."

Vicksburg surrendered on July 4, 1863, and instead of making prisoners of the garrison which had put up such a heroic defense, General Grant proposed to parole both officers and men to take no further part in the war, for which measure of mercy and economy he was criticized by the War Department. The enemy at 10 o'clock came forth by regiments and stacked arms and furled their colors in front of the works. At a little after ten, as soon as the road could be cleared, the line of march was taken up for the interior of the works. Officers appeared in their gayest uniforms; men donned their cleanest. No shout of triumph, no cheering, no sound broke the silence that would have been unseemly in the presence of a vanquished and gallant foe. Yet "Yankee Doodle" and the others never rang so gloriously as that morning. The First brigade, the 45th leading off, was assigned the honor of first entering. Quickly but proudly our men passed long lines of rebels wondering much, by the way, to see so many of them. Only once a loud burst of cheering sprang from the throats of the 45th, in violation of orders and everything else, when the old flag was discovered floating from the cupola of the courthouse.

"The place occupied, there was an immediate intermingling of rebel and Yankee officers whenever convenient. There was an eagerness to exchange opinions—to know what each thought of the other. But along with that there was a preliminary arranged which proved satisfactory to all parties, and that was that the poor starved fellows should receive all the hard bread and bacon and coffee that our boys could furnish them. Then matters and things were talked over; it was sometimes arranged that if Jeff Davis and Abe Lincoln could just fight this thing out individually, it would be well.

New Orleans had been captured April 24, 1862, and Port Hudson surrendered four days after Vicksburg. As General Fuller says: "The South had been cleft in twain. Vicksburg, not Gettysburg, was the crisis of the Confederacy." The seceded states east of the Mississippi River were now blockaded both east and west, and were deprived of food and supplies from west of the Father of Waters. The only hope left the Confederacy was foreign intervention or to continue the struggle until the North was discouraged of eventual success and agreed to a negotiated peace. Of his

Vicksburg campaign General Grant afterwards said to Mr. Young: "If the Vicksburg campaign meant anything in a military point of view, it was that there are no fixed laws of war which are not subject to the conditions of the country, the climate and the habits of the people. The laws of war in one generation would insure defeat in another. I was well served in the Vicksburg campaign."

One thing remains to be said: I wish to pay my humble tribute to the people of Vicksburg of that day, for the heroism and loyalty to their cause with which they stood the privations and dangers of the siege. Indeed, the rigors of the siege rate with those of the famous sieges of history.

Yet there was another Confederate army under Bragg at large, which on September 19 defeated Rosecrans' Army of the Cumberland at Chickamauga, and shut it up besieged in Chattanooga. General Grant who had been refused permission to follow up the success of Vicksburg and capture Mobile with a view to a campaign through Georgia in the emergency was now placed in command of the Union forces between the Appalachian Mountains and the Mississippi and called on to rescue the army in Chattanooga. Relieving Rosecrans of command by telegram and putting Thomas in his place, he proceeded there immediately, although still suffering from injuries inflicted by his horse's shying at a locomotive and running into a wagon on his return from a review of Banks' army at New Orleans. Riding some 60 miles over bad mountain roads in the rain from Bridgeport to Chattanooga, the only way left open to General Bragg's army, he arrived there on October 23, just before dark, as Mr. Dana telegraphed the War Department, "wet, dirty and well." He questioned those present with General Thomas about the situation, and was impressed by the recommendations of General W. F. Smith, Chief Engineer of the Army of the Cumberland, for "reopening the cracker line" and relieving the starving army. The next day he was out on horseback with Smith and Thomas and other members of the staff to determine, by personal inspection on the ground, the practicability of carrying out Smith's plan, with which both Rosecrans and Thomas had been acquainted for sometime without making any effort to carry it out. That night, General Grant issued the orders for executing the plan, and placed General Smith in command of the troops assigned to the task. By the 28th, the complicated movement had been carried out successfully, and the supply of food, forage and ammunition for the army was assured. But while Hooker and Howard had arrived and to some extent participated in this successful maneuver, the men of the Army of the Cumberland were still half starved and weak, the horses and mules left alive were too weak to pull their guns and wagons, and Sherman was still on his way with the Army of the Tennessee. An offensive to break the siege had to be temporarily delayed.

Again a historic battle followed at Chattanooga. November 23-24, Bragg's previously victorious army was almost destroyed and the remnants driven into the mountains. Longstreet who had been besieging Burnside at Knoxville was forced to retire. To all practical intents and purposes the war had been won in the West. But the Confederates were not the kind to give up merely in the face of the logic of events. (1) There was still the hope of European intervention in their favor. In late 1861 and early 1862 Napoleon III had, in defiance of the Monroe Doctrine, landed a French expedition in Mexico, in which England and Spain had at first participated but soon withdrew. By May, 1863, he had established Maximilian, brother of the Emperor of Austria, as emperor of Mexico. But the English government decided against intervention after the fall of Vicksburg and the battle of Gettysburg and refused to go along with Napoleon III. (2) Gen-

eral Lee had managed to escape with his army after Gettysburg and had had rather the best of the campaign of maneuver in Virginia, late July to November, 1863. (3) Although the blockade of the Southern ports was constantly becoming more effective, blockade running was also better organized. (4) Finally there were indications that the Northern people were growing weary of the war; the "copperheads" were becoming vociferous and McClellan was nominated for President by the Democrats in 1864, on a platform that included a declaration that the war was a failure.

However, early in 1864 unity of command of the Union armies was achieved under General Grant. A great and consistently pursued strategic plan for coordinated operations of all the armies was possible and, in spite of mistakes and mischances of subordinate commanders, was successfully carried out. President Lincoln had found a general willing to assume responsibility for over-all command of the Union armies and to exercise it. Because of the sterling fighting qualities of the Confederate troops that remained with the colors and the skillful defense of their commanders, especially Generals Lee and "Joe" Johnston, the war was protracted over a year. In the Western Theater of Operations one more dramatic offensive maneuver was attempted. Dissatisfied with Johnston's withdrawal to Atlanta before Sherman's advance, President Davis relieved him of command and assigned General Hood to command the Army of the Tennessee.

Realizing that he was expected to make a decisive offensive move and not willing to be besieged in Atlanta, Hood evacuated that important fortified city, and led his army of 40,000 men around Sherman's right and captured Dalton on October 13; but finding the road to Chattanooga barred, he retired again to Gadsden and from there westwards, escaping by the speed of his march Sherman's attempts to capture him. Sherman abandoned the pursuit at Galesville, bent on not being diverted from his march through Georgia, as the enemy evidently desired. He assigned General Thomas with Stanley's Fourth Corps and Schofield's Twenty-third Corps to take care of Hood. Feeling doubtful of Thomas having adequate strength, General Grant sent his Chief of Staff to gather all possible troops in Tennessee to increase Thomas' command. Meantime Hood had marched north from Tuscumbia towards Nashville. He suffered a costly repulse at Franklin, and after some delay was decisively defeated by Thomas in the Battle of Nashville, December 15-16, 1864. It is perhaps of interest that on his trip around the world, General Grant told Mr. John Russell Young, "If Hood had been an enterprising commander, he would have given us a great deal of trouble. Probably he was controlled from Richmond. As it was he did the very thing I wanted him to do. If I had been in Hood's place, I would never have gone near Nashville. I would have gone to Louisville and on north until I came to Chicago. What was the use of knocking his head against the stone walls of Nashville. If he had gone north, Thomas never would have caught him. We should have had to raise new levies. I urged Thomas again and again to move. The success of Thomas' campaign will be his vindication even against my criticisms. That success and all the fame that came with it belong to Thomas."

After the defeat of Nashville, the remnants of Hood's army returned south. I am told that his men sang the sad refrain:

And now I'm going southward
For my heart is full of woe.
I'm going back to Georgia
To find my Uncle Joe.

You may sing about your dearest maid,
And sing of Rosalie,
But the gallant Hood of Texas
Played Hell in Tennessee.

In conclusion, I hope I may once more quote General Fuller. "Whilst the Federal armies, as they advanced, dissolved in strength, continually dropping detachments to protect their lines of supply, for the first half of the War the Confederate forces presented no rear to attack. The one great strategical problem of the North was to maneuver in such a way as to create an enemy rear. This was accomplished from the west, the Western Federal forces moving southwards down the Mississippi, eastward through Chattanooga, Atlanta to Savannah, and then northwards towards Richmond. A right flank wheel of more than 1,000 miles extending in time over three years; a strategical movement compared to which the German right flank wheel in 1914, however powerful, was child's play. Surely this wheel is one of the most amazing maneuvers in military history. . . . Grant's pressure and Sherman's rear attack annulled the advantage hitherto possessed by the Confederates of operating on interior lines—that is from a central position towards any point of the hostile circumference.

In saying the Civil War was won in the west, I certainly do not mean to belittle or disparage the hard and splendid fighting in the Eastern Theater of Operations, but only with due humility to call attention to the fact that the strategically decisive moves were in the West, and that, with their successful conclusion, General Lee's surrender became inevitable. Napoleon is reported to have said that he habitually attacked his enemy with a part of his force to develop and hold him, and then maneuvered with the remainder of his troops to inflict a crushing defeat. If these battle tactics may be translated into the field of strategy, the campaigns in the East, with success alternating from side to side, strategically constituted a holding attack, while those in the west became the maneuver for a decision. It was General Grant's insistent intention that the Army of the Potomac should gain the final victory over the Army of Northern Virginia and its surrender, but surrender resulted largely from circumstances that grew out of Western successes. The reunion of our country to become the great nation of today was a joint achievement, and the fighting of both contestants on both sides of the mountains wrote equally glorious pages in American history and that of our volunteer soldiers and their leaders.

In sketching the broad strategic outlines of those critical years, marked by so much patriotism and heroism on both sides, by Americans fighting for causes they believed right, I have necessarily had to omit many important events and personages, many details of military interest. It has been a temptation to include them in this address, but that would have tried your patience, which would have been inconsiderate on my part of such gracious hosts. I realize only too well that even a complete outline of four and a quarter years of terrible warfare could not be concentrated in one morning's address. If I have not been able to make any serious contribution of history to your records, at least I hope I have aroused your interest in the subject sufficiently to impel some of you to extend your research and to write the correct and definitive strategic history of our great War. Certainly even if our commanders applied native ingenuity to the solution of their problems, and the men on both sides had their own standards of discipline and developed their own new ways of using tactically the new weapons introduced neither of them succumbed to the mistake so frequently made of trying to fight their war on the basis of the principles developed

in the previous war. They were not, as Von Moltke is alleged to have said, "two armed mobs chasing each other around the country from which nothing could be learned." Rather in the coming years we shall join together in commemorating their exploits and great deeds, Americans all!

REMARKS MADE BY GOVERNOR HISASHI AMANO OF YAMANASHI PREFECTURE, JAPAN, BEFORE JOINT CONVENTION MAY 1, 1961

MR. SPEAKER, HONORABLE MEMBERS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES, GOVERNOR ERBE, LADIES AND GENTLEMEN:

It is the greatest honor and privilege to me throughout my whole life that I have visited the State of Iowa to which Yamanashi Prefecture is linked as Sister-State, the first such relationship between Japan and the United States of America and that I am given such a warm and hearty welcome.

In the United States of America which, brimful of high spirits of frontiers and building-up, has long been the excellent leader of the whole nations following freedom and democracy, your State of Iowa is our big sister and our ideal, standing unrivaled in the world as typical agricultural state.

Such a very cordial welcome given me by you and the people of Iowa so generous and intelligent is not only a great happiness to myself, but also an honor to the whole Japanese, for which I wish to express my most sincere appreciation.

The purpose of my visit to the State of Iowa is to convey to you in person on behalf of the people of Japan, especially the people of Yamanashi Prefecture, the untold gratitude and appreciation for the warm friendship and generous expression of sympathy which you demonstrated to us when Yamanashi suffered from unprecedented typhoon disasters in August and September of 1959.

The typhoons which hit us in 1959 inflicted enormous damage throughout the whole island of Japan. Particularly, a fatal damage amounting to 40.5 billion yen was inflicted to our Prefecture of Yamanashi where 105 persons were killed or lost, and 13,639 houses were washed away or broken down.

On that occasion, many citizens of the state extended hands of deep sympathy and encouragement to us, and for enhancement of our agriculture, seriously ravaged by the typhoons, donated us with thirty-five head of breeding hogs produced in Iowa and 60,000 bushels of corn to feed those hogs, with the cooperation of the United States Department of Agriculture.

Those contributions sent over the ocean from the far-away American continent, with the best wishes of the citizens of Iowa, so greatly encouraged us whole people of the Prefecture that we have decided to redouble our efforts for the rehabilitation of our Prefecture to repay the overwhelming kindness.

I am highly honored that I can take this opportunity to express my sincere appreciation for your warm friendship and heartfelt reliefs.

Yamanashi is an an agricultural prefecture as large as 4,465 square kilometers with a population of about 800,000. The density of population being high, the farming acreage of farm household is nothing but 5.3 hectares on an average. We are now making every possible effort to obtain as much earnings as possible out of such a small cultivated acreage. Rapid improvement is seen in the raising of grapes, peaches and sericultures and particularly in the growing of livestock raising.

Therefore, the biggest question given me at the present time is how to raise better products out of such a petty farming and obtain higher income. Ever since I was elected the Governor, I have exerted utmost effort to solve this question, and I am now trying hard to accomplish my purpose through the promotion of fruit-growing and livestock farming.

The donation of Iowa breeding hogs, together with a large quantity of feed grains, to the Yamanashi Prefecture placed in such circumstances stimulated all the more the concerns of the people of the Prefecture for stock-raising and gave them great hope and expectations for future.

Taking advantage of my visit to your state, I fervently wish to learn as much as possible about agricultural pursuits of Iowa and thereby build up Yamanashi and Japan into a richer agricultural prefecture and nation.

I would like to express the deep thanks of the whole people of Yamanashi also for the formal resolution by your legislature on the sister-state relationship to tie our two states everlastingly.

I swear that I will make Yamanashi worthy of the sister-state relationship with Iowa, which is making marvelous progress, based upon brilliant history and tradition, and at the same time I sincerely entreat continued friendship and kind assistance of the citizens of Iowa.

I do hope that my present visit to your state will contribute to the strengthening of the ties of friendship and understanding between Japan and the United States of America and pave the way for the eternal friendship and prosperity between Iowa and Yamanashi.

Last of all please let me extend to all of you, and through you to the people of Iowa, my best wishes for good health, great happiness and prosperity. Thank you.

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 502, relating to the costs of commitment of mentally ill persons who have no legal settlement in this state or whose legal settlement is unknown. Approved May 10, 1961.

Senate File 533, relating to an appropriation to the Department of Public Instruction for use as a revolving fund for the Veterans Administration; for the school lunch program; for mentally retarded children and students who fail to complete their high school education and to make a study of mental retardation in Iowa. Approved May 12, 1961.

Senate File 537, relating to an appropriation to the Department of Public Instruction for specified school aid. Approved May 12, 1961.

Senate File 538, relating to an appropriation to the Department of Public Instruction for general state aid for school districts. Approved May 12, 1961.

Senate File 542, relating to an appropriation for capital improvements for buildings and grounds under the superintendent of public buildings and grounds. Approved May 12, 1961.

Senate Joint Resolution 36, creating a Highway Study Committee and making appropriation for such committee. Approved May 12, 1961.

Senate File 5, relating to electors' right to vote in school elections. Approved May 15, 1961.

Senate File 320, relating to tax aid to county and district fairs. Approved May 15, 1961.

Senate File 351, relating to the budget and financial control act. Approved May 15, 1961.

Senate File 411, relating to corporations for profit. Approved May 15, 1961.

Senate File 442, relating to cooperative efforts of various departments. Approved May 15, 1961.

Senate File 459, relating to basic science, compensation of members of the Board of Examiners, fixing fees for examination of applicants and fees charged in matters of reciprocity. Approved May 15, 1961.

Senate File 463, relating to street improvements. Approved May 15, 1961.

Senate File 465, relating to the disposition of the proceeds of the road use tax fund. Approved May 15, 1961.

Senate File 466, relating to allocations from the road use tax fund and to the apportionment thereof. Approved May 15, 1961.

Senate File 481, permitting persons and organizations to incorporate under the provisions of chapter five hundred four (504), Code 1958, corporations not for pecuniary profit, for the purpose of promoting industrial development and expansion in Iowa communities; to authorize and encourage such corporations to cooperate with similar corporations in adjoining states; and, when the Iowa and foreign corporations have identical names and purposes, to permit the same to function as one corporation in Iowa upon certain conditions. Approved May 15, 1961.

Senate File 491, increasing the license fees paid by bonded warehousemen. Approved May 15, 1961.

Senate File 509, relating to an appropriation to the State Board of Regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said State Board of Regents. Approved May 15, 1961.

Senate File 530, relating to the establishment and organization of the county conservation board in the county of Mitchell, State of Iowa, and declaring said board to be a duly and legally organized board as provided by law. Approved May 15, 1961.

Senate File 540, legalizing the appointment of certain public officials by the Governor of Iowa which have been confirmed by the Senate. Approved May 15, 1961.

Senate File 541, authorizing the expenditures by the State Highway Commission, and relating to salaries of Highway Commission members. Approved May 15, 1961.

Senate File 546, relating to an appropriation to cover payment of miscellaneous expense incurred or authorized by the Fifty-ninth General Assembly. Approved May 15, 1961.

Senate File 485, relating to retirement systems for policemen and firemen. Approved May 25, 1961.

SENATE BILLS DISAPPROVED AFTER SESSION AND GOVERNOR'S VETO MESSAGE

Senate File 452, relating to the Rules of Civil Procedure. Disapproved May 24, 1961.

The Honorable Melvin D. Synhorst,
Secretary of State,
State House,
Local.

Dear Sir:

Senate File 452, an act relating to the Rules of Civil Procedure, to changes therein reported by the Supreme Court of Iowa, and amended Rules three hundred fifty (350), and one hundred forty-nine (149) thereof, is hereby disapproved and, in accordance with Article III, Section 16, Constitution of Iowa, returned to the Secretary of State.

The disapproval is based on the following reasons:

1. The changes in the Rules of Civil Procedure were recommended by a group of distinguished members of the bench and bar of the State of Iowa following long study based upon the need for changes disclosed by experience in our court system in this state. I am convinced that these recommendations should not be set aside without cogent reasons and full debates in both houses of the Legislature.

2. The substance of the recommended changes in the Rules of Civil Procedure as submitted by the special committee of the bench and bar designated to review this problem results in more rapid handling of litigation in the courts in the State of Iowa. Legislation as set out in Senate File 452 would only serve to thwart expeditious administration of justice in this state.

Very truly yours,
/s/ NORMAN A. ERBE,
Governor.

Senate File 353, relating to controlled access highways. Disapproved, May 29, 1961.

The Honorable Melvin D. Synhorst,
Secretary of State,
State House,
Local.

Dear Sir:

Senate File 353, an act relating to controlled access highways amending section 306A.1 of the 1958 Code of Iowa, is hereby disapproved and in accordance with Article III, section 16, Constitution of Iowa, returned to the Secretary of State.

The disapproval is based on the following reasons:

1. The Supreme Court of Iowa and the high courts of various states have, in well-reasoned opinions, declared that owners of land adjacent to controlled access highways established on new locations have no right of direct access. Senate File 353 would create vested access interests in such newly established highways. It would require their acquisition to avoid the establishment on these highways of such ribbon development congestion as would restrict traffic movement and increase the hazards to the traveling public. There are presently miles of new high-type controlled access highways, including the Interstate System, where it would be either necessary or mandatory for the state to acquire access interests that would be created by this bill.

2. If this bill were to become effective, an immense expenditure would be required to give the traveling public the protection and benefits it now receives under existing law. To sanction payment for this purpose would create an unfair and unjustified cost to the taxpaying public in their investments in the establishment and preservation of adequate new public highways to serve the present and future needs of the highway system in Iowa.

3. As to controlled access roads established upon existing highway locations, our courts have declared that owners or occupants of land abutting thereon have the right of "free and convenient" access from such property to the highway, and that such right can only be extinguished by acquisition. Senate File 353 essentially restates the foregoing. I am directing the Highway Commission to make a careful and thorough review of the administration of the access control law to assure that it will be exercised in a reasonable and judicious manner, thus protecting the individual property rights as guaranteed by the federal and state constitutions.

Very truly yours,

/s/ NORMAN A. ERBE,

Governor.

IN MEMORIAM

Senate

GUY G. BUTLER.....March 5, 1887-April 12, 1961

LANT H. DORAN.....May 4, 1893-January 10, 1959

RAYMOND R. GILLESPIE.....July 23, 1890-June 3, 1960

FREDERIC LARRABEE.....November 3, 1873-August 27, 1959

JUNIOUS GUY LUCAS.....January 8, 1879-January 31, 1960

ARCH W. MCFARLANE.....April 14, 1885-July 24, 1960

CARL W. REED.....May 6, 1873-December 15, 1959

FRANK M. STEVENS.....May 14, 1872-February 3, 1960

WILLIAM H. TATE.....August 11, 1900-September 21, 1959

DENVER L. WILSON.....March 17, 1867-March 6, 1961

MEMORIALS

GUY G. BUTLER

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Guy G. Butler, begs leave to submit the following memorial:

Guy G. Butler, dentist, banker, farm operator and legislator, was born in Beattie, Kansas, on March 5, 1887, and passed away on April 12, 1961.

He was the son of William and Rosemary Ellen Butler and had a younger brother and sister. The family moved from Beattie, Kansas, to Pocahontas County, Iowa, in 1888.

Senator Butler was educated in the public schools in Rolfe, Iowa, and graduated from the Rolfe High School in 1909. He received a D.D.S. degree from Northwestern University in 1918 and was a member of Psi Omega and Theta Nu Epsilon, professional fraternities.

He practiced dentistry in Chicago, Illinois, for a time after graduating from Northwestern University. He then went to Japan where he was awarded the seventh license ever issued to practice dentistry in the Imperial Japanese Empire. He was also Dentist by Royal Appointment to the Royal Household of King Rama VI, of Siam.

He was united in marriage to Suma Grenova on May 30, 1921, in Swatow, China. Several years after the marriage and while on a trip to the United States, Senator Butler was injured in an automobile accident which prevented him from further dental practice.

He and his wife then settled on the family farm near Rolfe, Iowa. There he founded the Rolfe State Bank of which he was stockholder, director and president. He was twice elected mayor of Rolfe.

He was president of the Biloxi Tourist Club; president, Rolfe Golf Club; Past Chancellor, K. of P.; Past Master A.F. & A.M.; Past High Priest, R.A.M.; member of O.E.S. and Za-Ga-Zig Shrine. Senator Butler was also chairman of the Pocahontas County Republican central committee and a delegate to the Republican national convention in 1952.

He served three terms in the House of Representatives and was serving his second term in the Senate at the time of his death.

Senator Butler was a renowned sportsman, taking particular interest in fishing and hunting.

Now, Therefore, Be It Resolved by th Senate of the Fifty-ninth General Assembly of Iowa: That in the passing of the Honorable Guy G. Butler, the state has lost an honored citizen and a dedicated public servant, and the Senate, by this resolution, expresses its appreciation of his service, and would tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be printed in the Journal of the Senate and that the Secretary of the Senate be directed to forward an enrolled copy of this resolution to the widow of the deceased.

JACK SCHROEDER,
JOHN A. WALKER,
GEORGE E. O'MALLEY,
Committee.

The resolution was unanimously adopted.

LANT H. DORAN

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Lant H. Doran, begs leave to submit the following:

Lant H. Doran was born May 4, 1893, son of Justin R. and Olive F. Doran, one of thirteen children. Justin R. Doran, a pioneer, served in five sessions of the General Assembly.

Mr. Doran was raised on a farm near Beaver, Boone County, Iowa, where he attended the public schools. In October of 1917 he enlisted in the U. S. Army, and in 1918 was injured in a motor truck accident while stationed at Camp Dodge, and was confined to the hospital until January 4, 1919. While a patient in the hospital he met DeElda Kinson of Minneapolis, Minnesota, a Red Cross nurse whom he married following his graduation from Drake University in 1920.

Lant H. Doran represented the thirty-first senatorial district in the Iowa legislature in the Forty-third and Forty-fourth General Assemblies. During his tenure in the Senate he served as chairman of the committee on appropriations and on many other important committees. He left his mark on the statutory law of Iowa, as he sponsored the Driver's License law and the School Bus Stop law, among others.

Although successful in the political ventures in which he engaged, he resisted the attempts of friends within his party to seek higher office. He was a Republican.

Mr. Doran was active in all community affairs. He served as Commander of the Arthur D. Lantz Post of the American Legion, was a member of A.F. & A.M., B.P.O.E., A.T.O. fraternity and the Lions Club of Boone.

He died in Des Moines, Iowa, on January 10, 1959.

In addition to his widow, Mr. Doran is survived by a daughter, Jacqueline Erbe, wife of Governor Erbe, and two sons, Dr. John R. Doran of Ames, Iowa, and William K. Doran, associated with his father in the practice of law in the firm of Doran, Doran, Doran, Erbe and Doran.

Therefore, Be It Resolved by the Senate of the Fifty-ninth General Assembly: That in the passing of Lant H. Doran the state has lost a valuable, loyal and honored citizen, and by this resolution tenders its sincere sympathy to the 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.

CLIFFORD N. NYSTROM,
PETER F. HANSEN,
JOHN D. SHOEMAN,
Committee.

The resolution was unanimously adopted.

RAYMOND R. GILLESPIE

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Raymond R. Gillespie, begs leave to submit the following:

The Honorable Raymond R. Gillespie was born at Chariton, Iowa, on the 23rd day of July, 1890, a son of Robert and Elvia Guye Gillespie. He passed away on June 3, 1960, at the age of 69 years.

Senator Gillespie was serving his second term, representing the Adair-Madison County senatorial district, and was a candidate for renomination at the Democratic primary.

He was a graduate of Dexter High School and Iowa State University in Ames. He served in the United States armed forces in World War I, and in 1917 received a presidential citation for his efforts in food production during the war.

He engaged in farming all his life but was also vice-president of the Farmers and Merchants State Bank in Winterset. He was a member of the United Presbyterian Church, the Masonic Lodge, Consistory, American Legion, and the American Angus Association.

Senator Gillespie is survived by his wife; two sons, Cecil Gillespie of Winterset and Jewett Dunham, who is a professor of zoology and entomology at Iowa State University. He also leaves two grandchildren; and a sister, Mrs. Roy Hammond of Dexter.

Therefore, Be It Resolved by the Senate of the Fifty-ninth General Assembly: That in the passing of Raymond R. Gillespie, 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.

JOSEPH B. FLATT,
HARRY COWDEN,
GEORGE O'MALLEY,
Committee.

The resolution was unanimously adopted.

FREDERIC LARRABEE

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Frederic Larrabee, begs leave to submit the following memorial:

Frederic Larrabee, attorney, realtor, farm supervisor, cattle breeder, and former state senator, died at his home in Clermont, Iowa, August 27, 1959. He was born at Clermont November 3, 1873, the son of William and Anna Matilda Appelman Larrabee, his father being governor of Iowa from 1886 to 1890; graduated from the Clermont High School, the University of Iowa in 1897, and received his law degree from the University of Iowa in 1898; studied for a time at Columbia University, established a law practice and real estate business in Fort Dodge in 1901, and supervised a number of farms in northern Iowa; was a first lieutenant in the 56th Regiment, Iowa National Guard, and battery adjutant several years; elected a Republican state senator from the Twenty-seventh District comprising Calhoun and Webster Counties in 1909, serving continuously through the Thirty-sixth General Assembly in 1916; was a past chairman of the Webster County Republican central committee and a delegate to

the Republican national convention in Cleveland which nominated Calvin Coolidge for president in 1924; noted for his interest in raising Brown Swiss dairy cattle, and was president of the Iowa State Dairy Association from 1929 to 1937; belonged to the Chamber of Commerce and the Order of the Elks; left Fort Dodge about 1953 to make his home in Clermont; had never married, being survived by a sister, Miss Anna Larrabee of Clermont.

Therefore, Be It Resolved by the Senate of the Fifty-ninth General Assembly of Iowa: That in the passing of the Honorable Frederic Larrabee the state has lost an honored citizen and a faithful and useful public servant and the Senate, by this resolution, would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary be directed to forward an enrolled copy to the family of the deceased.

C. JOSEPH COLEMAN,
GUY G. BUTLER,
HARRY L. COWDEN,
Committee.

The resolution was unanimously adopted.

JUNIOUS GUY LUCAS

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Junious Guy Lucas, begs leave to submit the following:

Junious Guy Lucas was born in Boone, Iowa, January 8, 1879. He received his early education in the public schools of Madrid.

He was united in marriage to Miss Maude Halsey of Madrid. To them were born four children.

Mr. Lucas was employed as a reporter on several papers, and in 1904 became editor and publisher of the Madrid *Register-News.* A few years later he established the Western Printing & Lithographing Company, operating this company in the same building with the newspaper. The company operates over Iowa and adjoining states, serving banks and creameries only. The business is operated as a family institution, with a son and a son-in-law in active management.

Mr. Lucas was a past president of Iowa Press Association, and was honored with a Master-Editor plaque. He was a member of the Congregational Church and a Past Master of the Masonic Lodge.

Mr. Lucas served several terms as Chairman of the Boone County Republican Central Committee, and on other party organization activities. He was a member of the Madrid board of education 12 years, and was a charter member of the Lions Club of Madrid.

Mr. Lucas was elected to the Senate in 1944 and again in 1952.

On January 31, 1960, Mr. Lucas passed away in Iowa Methodist Hospital in Des Moines, Iowa.

Therefore, Be It Resolved by the Senate of the Fifty-ninth General Assembly: That in the passing of Junious Guy Lucas 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.

CLIFFORD NYSTROM,
JOSEPH C. COLEMAN,
JOHN A. WALKER,
Committee.

The resolution was unanimously adopted.

ARCH W. McFARLANE

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Arch W. McFarlane, begs leave to submit the following:

Arch W. McFarlane was born in Waterloo, Iowa, April 14, 1885, the son of William W. and Emma J. Moss McFarlane. He married Elsie Hawkins, April 6, 1908, in Clinton, Iowa.

He began his legislative career in 1914 when he was elected to the Iowa House of Representatives. He was re-elected in 1916, 1918 and 1920. In 1926 he was elected to the Iowa Senate and in 1928 and 1930 was lieutenant governor of Iowa.

He was again elected to the House of Representatives in 1932, and was re-elected in 1934, 1938, 1940, 1942, 1944, 1946, 1950 and 1952. In 1954 he was elected to the Iowa Senate, the first man to represent the new senatorial district composed of Black Hawk County alone. The district had previously included Grundy County.

Mr. McFarlane was the only Iowan ever to preside over the Senate as lieutenant governor and be sworn in as a returning House member on the same day. He was twice Speaker of the House, and often cited his battle in 1917 to save the infant Iowa Highway Commission as the incident which gave him his greatest satisfaction.

Mr. McFarlane was president of the Waterloo Baseball Association, a member of Waterloo Lodge No. 105, A. F. & A. M., a past patron of the Eastern Star, a member of El Kahir Temple, Cedar Rapids, Sunnyside Country Club, B. P. O. Elks 290, the Knights of Pythias and Loyal Order of Moose. He was a member of United Commercial Travelers for 53 years and was supreme (international) counselor in 1931. In 1958 he was presented with U. C. T.'s first "Most Valuable Member" plaque.

Mr. McFarlane was the first member of the Pioneer Lawmakers invited to join while still a member of the legislature. He was a past president of the organization, which in 1956 presented his portrait to the Iowa Historical Society. It hangs in the gallery of distinguished Iowans in the Iowa Historical Building in Des Moines.

A year ago, Arch McFarlane State Park, east of La Porte City, was dedi-

cated. The 75-acre wooded track on the Cedar River was dedicated to him in recognition of his service to conservation. The Black Hawk County Sportsmen's Council presented him with an award for outstanding contributions to conservation in 1958, and in 1957, Capitol newsmen presented him with the Distinguished Service Award.

Mr. McFarlane was Speaker pro tempore for the Thirty-seventh General Assembly and Speaker of the House for the Thirty-eighth, Thirty-eighth Extra and Thirty-ninth sessions. He had been chairman of the advisory investment board of the Iowa Public Employees Retirement System and a member of the "Little Hoover" committee studying problems in government reorganization and consolidation in 1956. At the time of his death, Mr. McFarlane did not hold public office. However, he was a Republican candidate to the Iowa House.

Mr. McFarlane had been in the wholesale coal business all his life and was still active in that business at the time of his death which occurred Sunday, July 24, 1960, at 2:30 p.m., in the Iowa headquarters of the Palmer House Hotel in Chicago, where he was attending the National Republican Convention. He is survived by his wife and one brother, Edward, of Waterloo, Iowa. His parents and a sister preceded him in death.

Therefore, Be It Resolved by the Senate of the Fifty-ninth General Assembly of Iowa: That in the passing of the Honorable Arch W. McFarlane, the state has lost a valuable, loyal, and honorable citizen, and one who has contributed unselfishly to his county, state, and nation.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and the Secretary of the Senate be directed to forward an enrolled copy to the members of the family of the deceased.

MELVIN H. WOLF,
J. KENDALL LYNES,
LAWRENCE PUTNEY,
Committee.

The resolution was unanimously adopted.

CARL W. REED

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Carl W. Reed, begs leave to submit the following memorial:

Carl W. Reed was born in Cresco, Iowa, May 6, 1873, the son of Henry Thomas and Laura Webster Reed. He died in Des Moines, Iowa, December 15, 1959.

He married Alice Mathilda Swenson of Cresco, July 14, 1909. To this union were born two sons and one daughter.

He graduated from the Cresco High School in 1892, attended the University of Wisconsin and received his law degree from the University of Minnesota in 1896.

He worked in the law office of his father in Cresco from 1892 to 1894, practiced law with his father from 1896 to 1897, and became a partner with his father in the law firm of H. T. and C. W. Reed from 1897 to 1904, when

his father became United States district judge for the Northern District of Iowa.

He was Cresco city attorney from 1896 to 1902, member of the city council from 1911 to 1914, and Howard County attorney from 1915 to 1919. In 1926 he was appointed Judge of the Thirteenth Judicial District. He established a law partnership with his son, Henry F. Reed, at Cresco in 1938.

Mr. Reed was active in many activities. He was a captain in the Iowa National Guard from 1902 to 1909, was a member of the Thirteenth District Judicial and Iowa State Bar Associations, past director of the Chamber of Commerce, past president of the Kiwanis, lieutenant governor second division Iowa-Nebraska district from 1938 to 1939, member of the Odd Fellows, sovereign of Saint Bartholomew conclave of Red Cross of Constantine in 1948, a 50-year Royal Arch Mason, past high priest and past master of Masonic Order, past commander of the Knights Templar, was active in Boy Scout work, being chairman of the court of honor since 1935, charter member of the Cresco Kiwanis Club, life member of the El Kahir Shrine at Cedar Rapids, charter member of the New Century Masonic Lodge in Des Moines and a member of the Congregational Church.

Mr. Reed served as State Senator from the Howard-Winneshiek district in the Thirty-eighth, Thirty-ninth, Fortieth, Fortieth Extra, and Forty-first sessions of the General Assembly.

In 1940 he was elected to the State Commerce Commission. He moved to Des Moines at that time where he served four four-year terms. He withdrew his name before the 1956 election because of poor health.

Surviving Mr. Reed are his wife; a daughter, June Carlisle Reed of Alexandria, Virginia; two sons, Henry Frederick Reed of Des Moines, and Richard Carl Reed of Washington, D. C.

Therefore, Be It Resolved by the Senate of the Fifty-ninth General Assembly of Iowa: That in the passing of the Honorable Carl W. Reed, the people of Howard County and the entire State of Iowa have sustained a great loss, and the Senate expresses its appreciation of his character and public service and tenders, by this resolution, its sincere and heartfelt sympathy to his family in their sorrow.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary be directed to forward an enrolled copy to the family of the deceased.

LYNN POTTER,
IRVING D. LONG,
GEORGE L. SCOTT,
Committee.

The resolution was unanimously adopted.

FRANK M. STEVENS

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Frank M. Stevens, begs leave to submit the following:

Frank M. Stevens was born on a farm near Salem, Illinois, May 14, 1872. He went to Chicago at the age of fifteen, an orphan, and became superintendent of Empire Warehouses, Inc., of Chicago at the age of 26.

Mr. Stevens was united in marriage to Evelyn M. Payne. They have three daughters, Martha, Helen and Evelyn.

In 1903 the family moved to Iowa and Mr. Stevens entered the mercantile business at Floris. In 1920 he moved to Garden Grove, Decatur County, and continued in the mercantile business there.

Mr. Stevens was a member of the Methodist Church. He served in the Forty-fifth, Forty-fifth Extra and Forty-sixth General Assemblies as Senator from the fifth district. He was appointed to the Board of Control by Governor Clyde L. Herring for a term of six years.

Mr. Stevens passed away February 3, 1960, at his home in Garden Grove.

Therefore, Be It Resolved by the Senate of the Fifty-ninth General Assembly: That in the passing of Frank M. Stevens, 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.

X. T. PRENTIS,
J. LOUIS FISHER,
W. C. STUART,
Committee.

The resolution was unanimously adopted.

WILLIAM H. TATE

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable William H. (Bill) Tate, begs leave to submit the following memorial:

William Tate was born in Buchanan County, August 11, 1900, eldest of nine children of S. R. and Alice Ringold Tate.

He passed away September 21, 1959, at the age of fifty-nine years, at a hospital in Des Moines. He had been ill for eight months.

Mr. Tate was a lifelong resident of Iowa. Reared at Independence, he held a bachelor's degree from Upper Iowa University and a master's degree from the University of Iowa. He was at one time superintendent of schools at Elma, Manly and Atlantic. He was from a family of athletes. He served in the Army in World War I and was gassed and wounded in action.

He married Vivian Bancroft of Monticello, Iowa, who survives him. Also surviving are: His mother, Mrs. Alice Tate, Franklin Park, Illinois; three daughters, Althea, at home, Mrs. Robert Wolf, Omaha, Nebraska, and Mrs. Robert Kimball, Rome, New York; two sons, William Tate, Jr.,

with the Air Force, and Thomas, at home; four brothers, Edward and Vern of Waterloo, Paul, LaJunta, Colorado, and Fae Robert, Humboldt; two sisters, Mrs. Mary Ritchie, Independence, and Mrs. John Greiff, Franklin Park, Illinois, and seven grandchildren.

Mr. Tate was a State Representative for Cerro Gordo County from 1950 to 1956 and State Senator from this district from 1956 to 1957. He resigned as Senator in 1957 to become real estate officer in western Iowa and northwest Missouri for the Post Office Department.

He was a member of the Wesley Methodist Church, Kiwanis Club, the American Legion, Veterans of Foreign Wars, Masons and Elks.

Therefore, Be It Resolved by the Senate of the Fifty-ninth General Assembly of Iowa: That in the passing of William Tate the state has lost an honored citizen and a faithful and useful public servant, and the Senate by this resolution would express its appreciation of his service, and tender its sympathy to the 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 family of the deceased.

LEIGH R. CURRAN,
JACOB GRIMSTEAD,
ROBERT R. RIGLER,
Committee.

The resolution was unanimously adopted.

DENVER L. WILSON

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Denver L. Wilson, begs leave to submit the following:

The Honorable Denver L. Wilson was born at Clarington, Ohio, March 17, 1867, and died March 6, 1961. He had been a resident of Shenandoah since 1901.

Senator Wilson's parents died when he was a small boy and at the age of fourteen years he worked in central Nebraska herding cattle. He was an avid reader and his outlook on life underwent a complete change after reading a book entitled, "The Life of James A. Garfield." He worked his way through the old Western Normal College at Shenandoah, Iowa, and was president of his class when he graduated. He attended the University of Nebraska and graduated from the College of Law in 1897. The story of his life, with his indomitable courage, industry and talent for leadership in his community, is an interesting one and might well serve as an inspiration to all young people.

On December 28, 1897, he was united in marriage to Miss Dora Dunbar, whom he met while teaching school at Dunbar, Nebraska, and who preceeded him in death. To them were born two children.

Mr. Wilson began his law practice in Shenandoah in 1901, where he remained in active practice until 1941. He served in the Iowa Senate from 1927 to 1931. He was a past president of the Page County Bar Association

and of the Shenandoah board of education and also served on the Library board for a number of years. He was a charter member of the Shenandoah Chamber of Commerce and helped to draft the constitution when it was organized.

In 1948 Mr. Wilson received a certificate naming him as a fifty year member of the Masonic Lodge. He served as exalted ruler of the Elks Lodge. He was a lifelong member of the Methodist Church and his activities therein included acting as superintendent of the Sunday school, teaching a men's Bible class and serving on the board of trustees.

One of the great satisfactions he found in life was working with young people, particularly in helping and counseling with them concerning their future careers.

Therefore, Be It Resolved by the Senate of the Fifty-ninth General Assembly: That in the passing of the Honorable Denver L. Wilson the State of Iowa has lost a valuable and honorable citizen and a faithful public servant whose counsel will be greatly 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 his son, Ivan D. Wilson, and to his daughter, Mrs. Ruth Patty, both of Shenandoah, Iowa.

FRANK M. HOXIE,
RICHARD C. TURNER,
EDWARD A. WEARIN,
Committee.

The resolution was unanimously adopted.

SENATE-HOUSE COMPANION BILLS

S.J.R.	H.J.R.
1	7
2	5
3	3
7	14
10	4
14	13
17	17
18	21
22	29
27	24
34	36

S.F.	H.F.
1	128
4	6
6	117
8	46
11	559
12	177
13	176
18	261
22	26
23	74
25	12
26	52
31	60
37	295
38	51
39	219
40	79
41	77
44	108
46	257
47	126
50	497
51	21
52	55
54	54
55	58
56	13
67	19
69	407
72	167
74	209
78	250
79	187
82	72
86	124
90	82
92	109
93	162
95	220
97	438
98	307
100	37
101	145
102	80
103	28
104	190
107	155
111	125
112	166
113	102
114	103
115	217
116	168
117	498
119	81
120	153
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125	38
126	263
128	254
129	130
131	265
133	137
135	127
139	1
140	2
142	110
143	258
144	283
145	213
148	273
149	274
150	277
151	242
157	251
158	227
165	426
166	267
167	266
173	262
186	264
187	202
188	292
189	256
190	433
191	561
194	69
195	352
196	197
197	312
198	310
199	311
200	75
201	326
204	67
209	488
210	481
212	321
217	357
218	446
219	445
220	252
221	320
224	297
227	342
228	341
229	343
231	348
233	346
237	368
240	300
241	332
242	418
244	524
247	353
249	414
254	430
256	78
259	224
263	285
264	496
265	349
266	383
267	463
268	495
269	350
271	515
272	401
273	373
277	565
278	330
282	411
285	410
286	381
290	450
291	308
292	399
293	361
294	230
297	278
307	429
309	419
310	477
311	478
312	487
317	479
318	476
321	382
323	452
324	475
325	472
327	396
333	415
334	164
335	394
336	550
337	551
338	288
340	457
343	538
345	70
346	121
347	315
348	120
349	573
350	451
353	518
355	539
357	499
360	591
361	531
362	506
364	512
365	618
367	574
368	562
371	180
374	405
377	507
383	530
385	491
388	587
390	389
393	483
394	486
395	533
396	578
397	532
398	536
399	196
401	493
404	534
407	514
409	549
411	623
415	572
416	557
422	208
423	198
428	571
430	204
431	207
444	482
450	662
460	27
474	470
477	635
483	337
487	203
507	701
526	706

RECORD OF SENATE BILLS IN SENATE

SENATE JOINT RESOLUTIONS AND SENATE FILES PASSED AND APPROVED — 182

S. J. R. 18, 30, 31, 36.

S. F.

2, 3, 5, 9, 19, 20, 30, 35, 39, 42, 43, 45, 46, 47, 49, 52, 56, 65, 66, 71, 80, 85, 97, 103, 106, 110, 115, 116, 120, 124, 126, 128, 132, 137, 143, 144, 146, 148, 149, 152, 154, 160, 162, 164, 165, 166, 171, 177, 181, 187, 190, 191, 193, 196, 202, 206, 207, 210, 212, 213, 215, 219, 221, 222, 227, 228, 229, 242, 244, 246, 248, 257, 260, 261, 262, 263, 264, 265, 276, 283, 288, 289, 290, 292, 297, 313, 314, 315, 316, 319, 320, 327, 335, 341, 349, 351, 355, 356, 357, 360, 362, 366, 369, 370, 399, 411, 414, 415, 420, 428, 434, 435, 436, 440, 442, 445, 446, 447, 450, 451, 453, 454, 456, 458, 459, 463, 464, 465, 466, 469, 470, 477, 478, 480, 481, 485, 489, 491, 492, 497, 498, 499, 502, 503, 504, 505, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 528, 530, 531, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 546.

PASSED BOTH HOUSES, VETOED BY GOVERNOR—S. F. 105, 252, 441, 452

SENT TO SECRETARY OF STATE — S. J. R. 14, 16

SEE PAGE 1237 FOR SENATE COMPANION BILLS

S. J. R. Page

1 By Shaff, Long and Elijah. Relating to a constitutional amendment for representation in the General Assembly; the senate to consist of 60 members, one from each senatorial district; the house of representatives shall consist of 99 members, one from each county.

Introduced, passed on file 11
Referred 74
Reported without recommendation 196
Amendments filed ..197, 203, 225, 236
Made special order 205
Motion filed to substitute S. J. R. 20 222
Amendment withdrawn 228, 242, ... 245, 246
Motion filed to substitute S. J. R. 10 231
Motion filed to substitute S. J. R. 7 232
Motion filed to substitute S. J. R. 21 232
Motion filed to substitute S. J. R. 5 232
Call of the Senate requested 232
Call of the Senate 242
Committee report adopted 242
Amendments adopted 243
Motion filed to substitute S. J. R. 20 245
Motion filed to substitute S. J. R. 17 245
Motions withdrawn 244, 245
Failed; ayes 25, nays 24 247

2 By Gilmour, Hill, Frommelt and Wolf. Relating to a proposed amendment to the constitution; requiring that the results of a constitutional convention be submitted to the people for approval.

Introduced, passed on file 55

S. J. R. Page

Referred 74
Amendment filed 144

3 By O'Malley. Relating to a constitutional amendment to lower the minimum voting age to 18 years.

Introduced, passed on file 76
Referred 85

4 By Gilmour. Relating to a proposed amendment to the constitution to provide for a unicameral legislature.

Introduced, passed on file 76
Referred 85

5 By Gilmour. Relating to a proposed amendment to the constitution reapportioning the general assembly; each county having a population of two percent or more of the whole number of the state shall be senatorial district; the house shall have 125 members based on population.

Introduced, passed on file 80
Referred 95
Motion filed to substitute for S. J. R. 1 232
Motion withdrawn 244
Motion filed to substitute for S. J. R. 16 380

6 By Hill, Brown, Gilmour, Potter, Frommelt, Hansen, Wolf, Moore, Walter, Mincks and Elvers. Relating to a proposed amendment to the constitution to provide for an annual session of the general assembly.

Introduced, passed on file 80
Referred 95
Amendment filed 144

S. J. R. Page

7 By Dykhouse. Relating to proposed amendments to the constitution to reapportion the general assembly; the senate to consist of 50 members based on area and the house to be based on population.
Introduced, passed on file 88
Referred 100
Motion filed to substitute for S. J. R. 1 232
Motion withdrawn 244

8 By Hansen, Hoschek, Eppers and Frommelt. Relating to a proposed amendment to the constitution to authorize the licensing and regulation of bingo games conducted by charitable, religious or veterans organizations.
Introduced, passed on file 89
Referred 107

9 By Gilmour. Relating to a constitutional amendment to reduce the time required to amend the constitution.
Introduced, passed on file 104
Referred 116

10 By Walker. Relating to a proposed constitutional amendment to reapportion the general assembly; the senate to consist of 60 members each from a district as nearly equal in population as possible to every other district; the house to consist of one member from each of the 99 counties.
Introduced, passed on file 110
Referred 124
Motion filed to substitute for S. J. R. 1 231
Motion withdrawn 245
Motion filed to substitute for S. J. R. 16 377

11 By Gilmour. Relating to a constitutional amendment; to provide for the initiative and referendum by petition of the people to purpose laws and amendments, such laws and amendments to be approved or rejected at the polls.
Introduced, passed on file 110
Referred 124

12 By Nystrom, Wiley and Nolan. Relating to a constitutional amendment regarding the apportionment of senators and representatives in the General Assembly; the senate to consist of 53 members; the house to have one representative from each county with additional representatives on a population basis.
Introduced, passed on file 110
Referred 124
Amendment filed 263

13 By Stuart and Rigler. Relating to a constitutional amendment regarding the apportionment of senators and representatives in the general assembly; the senate to consist of 50 members; and the house based on population units to consist of 115 members.
Introduced, passed file 111
Referred 124

14 By Judiciary 1. Relating to a constitutional amendment regarding supervisory and administrative control of the inferior courts by the Supreme Court.
Introduced, placed on calendar .. 121
Made special order 124
Amendments filed ..128, 144, 159, 160
Call of the Senate requested 167
Amendments withdrawn 169, 171
Passed; ayes 40, nays 10 174
Reported enrolled 423
Signed by President 423
Sent to Secretary of State 433

15 By Coleman. Relating to a constitutional amendment to establish a new method of apportionment of senators and representatives in the general assembly; each county to be a senatorial district; the house based on population of one representative for each 25,000 persons or major portion thereof with no crossing of county lines in forming districts.
Introduced, passed on file 121
Referred 125

16 Schroeder. Relating to a constitutional amendment regarding representation in the senate and house of representatives and to the apportionment, terms, qualifications, classification, and time and manner of election of members of the senate and house of representatives; the senate to consist of 33 members and the house of representatives to consist of 125 members.
Introduced, passed on file 132
Referred 158
Amendment filed 203
Reported without recommendation 319
Amendments filed ..321, 323, 325, 327
Made special order 341
Amendments filed 347, 348
Motion filed to substitute S. J. R. 5 360
Call of the Senate 372
Committee report adopted 372
Amendments adopted 372, 373, 376, 377
Point of order raised 376
Motion filed to substitute S. J. R. 10 377
Point of order raised 389
Motion to reconsider 390
Amendment adopted 391
Passed; ayes 27, nays 23 393
Explanation of votes 395
Motions filed to reconsider vote . 402
Call of the Senate 402
Motion to reconsider vote withdrawn 441
Reported enrolled 529

S. J. R. Page
Signed by President 529
Sent to Secretary of State 529

17 By Hoxie, Shoeman, Wearin, Cowden and Flatt. Relating to a constitutional amendment to establish a new method of apportionment of senators and representatives in the general assembly; the Senate to be based on population of one senator to each 46,000 people and the House of Representatives to have 99 members, based on area.
Introduced, passed file 147
Referred 182
Amendment filed 215
Motion filed to substitute for S. J. R. 1 245
Motion withdrawn 245
Amendment filed 250

18 By Schroeder. Relating to ratifying a proposed amendment to the constitution of the United States of America, granting representation in the electoral college to the District of Columbia.
Introduced, passed on file 148
Referred 182
Recommended passage 320
Committee report adopted 514
Passed; ayes 50, nays none 514
Reported enrolled 549
Signed by President 549
Sent to Governor 549
Signed by Governor 557

19 By Buck, Weber, Cowden, Nystrom and Potter. Relating to a constitutional amendment so that members of the house of representatives shall serve for a term of office of four years.
Introduced, passed on file 163
Referred 196

20 By Mincks. Relating to a constitutional amendment to establish a method of apportionment of senators and representatives in the general assembly; the Senate to have a member from each county with 40,000 population and a member from the remaining counties divided into districts of two counties each; the House of Representatives to be based on population units of 25,000; each unit to have a representative.
Introduced, passed on file 163
Referred 196
Motion filed to substitute for S. J. R. 1 222
Motion withdrawn 245

21 By Hill and Walter. Relating to a constitutional amendment regarding representation in the General Assembly; the Senate to have 53 senatorial districts, the House of Representatives to have a member from each county and an additional member for each population unit above one or major fraction thereof.
Introduced, passed on file 217
Referred 232
Motion filed to substitute for S. J. R. 1 232
Motion withdrawn 245

22 By Gilmour. Relating to a constitutional amendment to provide an item veto on appropriation.
Introduced, passed on file 239
Referred 261

23 By Gilmour. Relating to a constitutional amendment regarding the compensation of legislators.
Introduced, passed on file 294
Referred 319

24 By Gilmour. Relating to a constitutional amendment providing for a one house chamber of 50 senators from equal population districts and establishing a legislative council.
Introduced, passed on file 341
Referred 360
Amendment filed 380

25 By Flatt, Elijah, Buck and Wilson. Relating to a constitutional amendment; providing for annual sessions of the Iowa legislature.
Introduced, passed on file 353
Referred 377

26 By Gilmour. Relating to establishment of home rule by municipalities.
Introduced, passed on file 367
Referred 401

27 By Cowden and Nolan. Relating to creation of a committee for the study of the problem of mental retardation in Iowa and to make an appropriation therefor.
Introduced, passed on file 368
Referred 401
Referred to appropriations 687
Recommended passage 687

28 By Gilmour and Shaff. Relating to a constitutional amendment relating to the right of suffrage, and specifically providing that no person otherwise qualified to be an elector shall be denied the right to vote in presidential or vice presidential elections merely because of the constitutional residence requirements.
Introduced, passed on file 384
Referred 401

29 By Lucken, Lynes, Shaff, Gilmour and Coleman. Relating to creating a special Code revision study committee to study and make recommendations for the revision of various sections of the Code, and

S. J. R. Page

making an appropriation therefor.
Introduced, passed on file 400
Referred 416

30 By Judiciary 2. Relating to recognizing Yamanashi Prefecture as Iowa's sister state in Japan.
Introduced, placed on calendar .. 448
Passed; ayes 48, nays none 615
Reported enrolled 813
Signed by President 813
Sent to Governor 813
Signed by Governor 865

31 By Judiciary 2. Relating to authorizing the state executive council to accept, as a gift, a completed structure for public use to advance culture and music.
Introduced, placed on calendar .. 565
Passed; ayes 43, nays 4 617
Reported enrolled 706
Signed by President 706
Sent to Governor 706
Signed by Governor 756

32 By Highways. Relating to an appropriation from the state road use tax fund the amount necessary to print the report of the Iowa highway study committee.
Introduced, placed on calendar .. 565
Referred 570
Recommended passage 720
Passed; ayes 44, nays none 744

33 By Schools and Educational Institutions. Relating to providing legislative approval of the costs studies of the state universities and college being made by the state board of regents and directing the board of regents to develop a formula from such study to be used in making its budgetary requests to the Sixtieth General Assembly.
Introduced, placed on calendar .. 645

34 By Schools and Educational Institutions. Relating to directing the department of public instruction to prepare a statewide plan for the development of public area community colleges.
Introduced, placed on calendar .. 645
Amendment filed 814

35 By Conservation. Relating to the issuance of stickers and the use of the revenue therefrom for the care of state parks.
Introduced, placed on calendar .. 742

36 By Appropriations. Relating to creating a highway study committee to continue and review the work of the highway study committee appointed; and to make an appropriation for such committee.
Introduced, placed on calendar .. 917
Passed; ayes 42, nays 6 939

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Concurred 1141
Passed; ayes 48, nays none 1141
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1199
Signed by Governor 1223

S. F. Page

1 By Hill and Moore. Relating to the agricultural land tax credit; to pay credit in excess of 20 mills in full.
Introduced, passed on file 11
Referred 74
Amendment filed 263

2 By Grimstead. Relating to nomination by nonparty political organizations.
Introduced, passed on file 39
Referred 74
Amendments filed 85, 214, 224
Recommended amendment, passage 196
Committee report adopted 255
Amendment adopted 256
Amendments withdrawn 256
Passed; ayes 44, nays 2 256
Reported enrolled 569
Signed by President 570
Sent to Governor 570
Signed by Governor 588

3 By Long and Wolf. Relating to an increase in the number of judges in the tenth judicial district.
Introduced, passed on file 42
Referred 74
Recommended passage 117
Amendment filed 125
Committee report adopted 152
Amendment adopted 152
Passed; ayes 49, nays none 152
Reported enrolled 502
Signed by President 502
Sent to Governor 502
Signed by Governor 518

4 By Elijah, Fisher, Curran and Elvers. Relating to permitting the county board of supervisors to establish, under certain circumstances, public disposal ground and to operate and maintain them from fees collected or a general tax levy or both.
Introduced, passed on file 42
Referred 74
Recommended passage 262
Amendments filed 308, 339, 445
Committee report adopted 482
H. F. 6 substituted 482
Withdrawn 483

5 By Potter and Hill. Relating to the electors' right to vote in school elections.
Introduced, passed on file 42
Referred 74
Recommended passage 346
Committee report adopted 359
Passed; ayes 46, nays none 359
Concurred 1193
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1223

S. F. Page

6 By Walker, Dykhouse, Lucken, Hansen and Coleman. Relating to creating an appointive state board of public instruction.
Introduced, passed on file 42
Referred 74
Amendment filed 286

7 By Van Eaton. Relating to authorization for cities and towns to acquire industrial buildings; and to issue revenue bonds for the purpose of securing and developing industry, and provide for the payment of certain sums in lieu of taxes to the state, county, city, town, school district and other political subdivisions.
Introduced, passed on file 42
Referred 74

8 By Hansen, Walker and Hoschek. Relating to permitting investment of trust funds in shares of mutual funds.
Introduced, passed on file 55
Referred 74
Amendment filed 182

9 By Butler, Coleman and Vance. Relating to restricted drugs and medicines; prohibiting any licensed person to sell or dispense prescription-legend drugs and medicines without a prescription.
Introduced, passed on file 55
Referred 74
Recommended passage 158
Amendment filed 197
Committee report adopted 206
Amendment adopted 207
Passed; ayes 46, nays none 207
Reported enrolled 736
Signed by President 736
Sent to Governor 736
Signed by Governor 774

10 By Butler, Coleman and Vance. Relating to increase per diem compensation of members of examining boards and to increase license fees.
Introduced, passed on file 55
Referred 74

11 By Butler, Coleman and Vance. Relating to increasing the penalties for narcotic violations and to authorize the state chemists to analyze drugs and devices.
Introduced, passed on file 56
Referred 74
Recommended passage 402
Sifting recommends calendar 866

12 By Shaff. Relating to the issuance of bonds for school purposes; providing funds to defray the cost of building, furnishing, reconstructing, repairing, improving or remodeling a schoolhouse.
Introduced, passed on file 56
Referred 74

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Amendments filed 159, 262
Recommended amendment, passage 223
Committee report adopted 284
Amendments adopted 284, 285
Passed; ayes 48, nays none 285

13 By Shaff. Relating to the issuance of sewer bonds by cities and towns.
Introduced, passed on file 56
Referred 74
Recommended passage 278
Amendment filed 405, 435

14 By O'Malley, Dykhouse and Schroeder. Relating to an optional audit of the state highway commission by certified public accountants.
Introduced, passed on file 56
Referred 74
Amendment filed 117
Recommended passage 456
Rerferred to appropriations 549
Recommended passage 720
Committee reports adopted 745
Amendment adopted 745
Passed; ayes 48, nays none 745

15 By O'Malley, Dykhouse and Schroeder. Relating to an optional audit of county funds by certified public accountants.
Introduced, passed on file 56
Referred 74
Recommended amendment, passage 205
Committee report adopted 534
Amendment adopted 534
Passed; ayes 39, nays 3 534

16 By Hoxie, Shoeman, Grimstead and Getting. Relating to the agricultural land tax credit; to pay credit in excess of 17 mills in full.
Introduced, passed on file 56
Referred 74

17 By Dykhouse. Relating to setting up standards and restrictions for legislation that grants general and specific powers to boards, commissions, and agencies.
Introduced, passed on file 56
Referred 74

18 By Hill, Elijah, Wolf and Weber. 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 percent alcohol by weight that such members or guests bring upon the premises of such club or association.
Introduced, passed on file 56
Referred 74

19 By Hansen, Eppers, Hoxie, Hill and Hoschek. Relating to creating a "Youth Honor Day".
Introduced, passed on file 57
Referred 74
Recommended passage 117

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Committee report adopted 152
Passed; ayes 50, nays none 152
Reported enrolled 502
Signed by President 502
Sent to Governor 502
Signed by Governor 518

20 By Potter. Relating to state income taxes; to provide for the adoption of amendments to the Internal Revenue Code of 1954.
Introduced, passed on file 69
Referred 78
Recommended passage 108
Amendments filed 117, 125
Committee report adopted 123
Amendments adopted 123, 133
Amendment withdrawn 133
Passed; ayes 48, nays none 133
Reported enrolled 755
Signed by President 755
Sent to Governor 755
Signed by Governor 803

21 By Wolf, Mincks, Frommelt and Hoschek. Relating to the selection of a physician under workmen's compensation; permitting employee to select own physician, but the employer may require verification by another physician.
Introduced, passed on file 69
Referred 78

22 By Van Eaton. Relating to the membership of the highway commission; the commission to be composed of one member from each congressional district.
Introduced, passed on file 69
Referred 78

23 By Elijah, Hoxie and Getting. Relating to authorizing insurance companies, building and loan associations, trustees, fiduciaries, the state and the political subdivisions, institutions and agencies thereof to invest in the bonds and debentures issued either singly or collectively by any of the federal land banks, the federal intermediate credit banks, or banks for cooperatives under the supervision of the farm credit administration.
Introduced, passed on file 69
Referred 78
Recommended passage 222
Committee report adopted 271
Passed; ayes 47, nays none 272

24 By Buck, Long, Scott, Schroeder, Fisher, Hansen, Hoxie, Wiley and Hoschek. Relating to the uttering of a bank check where the maker has insufficient funds for the payment thereof; and penalties for failure to redeem such check.
Introduced, passed on file 69
Referred 78

25 By Grimstead and Weber. Relating to an annual physical examination of regular school employees.
Introduced, passed on file 70
Referred 78

26 By Long, Rigler, Hansen, Walker, Flatt, Brown, Van Eaton, Elvers, Butler and Fisher. Relating to larceny, creating and defining the offense of shoplifting, providing penalties for such offense.
Introduced, passed on file 70
Referred 78
Recommended passage 142
Committee report adopted 206
H. F. 52 substituted 217
Withdrawn 230

27 By Shaff and Rigler. Relating to the tax on moneys and credits; repealing the tax except the tax necessary to retire Koreans veterans' bonus bonds.
Introduced, passed on file 70
Referred 78
Recommended amendment, passage 304
Amendments filed 308, 550, 572

28 By Potter and Hill. Relating to absentee voters; permitting any voter who is unable to mark his own ballot because of a disability to have assistance from a representative of each major political party.
Introduced, passed on file 70
Referred 78

29 By Nolan, Cowden and Putney. Relating to redistricting the state into seven congressional districts.
Introduced, passed on file 70
Referred 79
Amendment filed 108

30 By Dykhouse. Relating to day of canvassing the vote and the inauguration of governor and lieutenant governor; designating the day the assembly first convenes in January.
Introduced, passed on file 70
Referred 79
Recommended passage 117
Committee report adopted 153
Passed; ayes 50, nays none 153
Reported enrolled 569
Signed by President 570
Sent to Governor 570
Signed by Governor 588

31 By Shoeman, Hoxie and Turner. Relating to funds for the purchase of land to establish a state park and artificial lake in Cass County and an appropriation therefor.
Introduced, passed on file 70
Referred 79
Reported without recommendation 589
Referred to appropriations 605

32 By Elijah, Hoxie, Elvers, Curran and Coleman. Relating

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to the eradication of Bang's disease.
Introduced, passed on file 70
Referred 79

33 By Mincks. Relating to group insurance or hospital or medical service for county employees; permitting counties to finance part of the cost.
Introduced, passed on file 75
Referred 85
Recommended amendment, passage 590

34 By Elijah, Long and Weber. Relating to the Dram Shop Law; including beer under the law.
Introduced, passed on file 75
Referred 85

35 By Flatt, Hoxie, Shoeman and Wilson. Relating to the Iowa national guard and the Iowa air national guard; increasing expense allowance of senior line commander, and allowing the senior air commander and the adjutant general.$2,500 a year for expenses.
Introduced, passed on file 75
Referred 85
Amendments filed 85, 425
Recommended passage 379
Committee report adopted 535
Amendment adopted 535
Amendment withdrawn 535
Passed; ayes 44, nays none 535
Concurred 999
Passed; ayes 48, nays none 999
Reported enrolled 1043
Signed by President 1043
Sent to Governor 1043
Signed by Governor 1093

36 By Long, Walker, Grimstead and Dykhouse. Relating to responsibility for expenses of mentally ill and retarded patients in certain institutions governed by the board of control.
Introduced, passed on file 75
Referred 85

37 Gilmour, Shaff, Wolf, Stuart, Schroeder, Long, O'Malley, Nolan, Vance and Turner. Relating to creation and establishment of a state tort claims act; permitting each state agency to settle certain claims; conferring jurisdiction in the district court to hear, determine and render judgment; provide for the practice and procedure to establish liability of the state.
Introduced, passed on file 75
Referred 85
Amendment filed 117
Recommended amendment, passage 456

38 By Van Eaton. Relating to the establishment of a competitive system of merit scholarships for use by outstanding students in the public and private colleges and universities of the state, and make an appropriation therefor.
Introduced, passed on file 76
Referred 85

39 By Hill. Relating to prohibiting the use, possession or control of X-ray machines for the purpose of shoe fitting.
Introduced, passed on file 76
Referred 85
Recommended passage 362
Committee report adopted 536
Passed; ayes 44, nays none 536
Reported enrolled 970
Signed by President 970
Sent to Governor 970
Signed by Governor 1019

40 By Nystrom, Lynes, Long, O'Malley, Fisher and Nolan. Relating to authorizing financial assistance for the construction of school facilities in certain areas where there is a considerable portion of tax-free state owned land.
Introduced, passed on file 76
Referred 85
Recommended passage 143
Referred to appropriations 143

41 By O'Malley. Relating to increasing the compensation of members of election boards and counting judges and
Introduced, passed on file 76
Referred 85

42 By Schroeder. Relating to legalizing recording fees charged in certain counties.
Introduced, passed on file 76
Referred 85
Recommended passage 405
Amendments filed 418, 445
Committee report adopted 462
Amendment adopted 462
Passed; ayes 44, nays none 462
Reported enrolled 864
Signed by President 864
Sent to Governor 865
Signed by Governor 896

43 By Schroeder. Relating to the recording of instruments; increasing the amount of the fee to be charged by the county recorder.
Introduced, passed on file 81
Referred 95
Recommended passage 291
Amendments filed 418, 457
Committee report adopted 463
Amendments adopted 463
Passed; ayes 44, nays none 463
Reported enrolled 864
Signed by President 864
Sent to Governor 865
Signed by Governor 896

44 By Putney, Buck, Weber, Hill, Dykhouse, Gray, Elijah, Gilmour and Wilson. Relating to the operation of a motor vehicle while intoxicated; providing for the taking and testing of body substances to

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determine whether or not a person is intoxicated while operating a motor vehicle.
Introduced, passed on file 81
Referred 100

45 By Schroeder. Relating to miscellaneous fees collected by county recorders; charging a service fee for issuing hunting and fishing licenses; increasing fee for each verified statement of a trade name; and increasing fee for filing any instrument affecting title of personal property.
Introduced, passed on file 81
Referred 95
Amendments filed 224, 235, 435
Recommended passage 291
Committee report adopted 568
Amendment adopted 568
Amendments withdrawn 568
Passed; ayes 47, nays none 569
Reported enrolled 1143
Signed by President 1143
Sent to Governor 1144
Signed by Governor 1200

46 By Stuart. Relating to mobile home parks; requiring a permit from state department of health before any changes are made in sanitary facilities of parks.
Introduced, passed on file 81
Referred 95
Recommended passage 235
Committee report adopted 300
Passed; ayes 46, nays none 300
Reported enrolled 653
Signed by President 653
Sent to Governor 654
Signed by Governor 687

47 By Shoeman, Eppers, Gray, Moore, Nolan, Shaff, Butler and Coleman. Relating to appointment of inspector by board of dental examiners and fixing compensation therefor; and increasing dental license renewal fees and the expenditure thereof.
Introduced, passed on file 81
Referred 95
Recommended passage 158
Committee report adopted 207
Passed; ayes 45, nays none 207
Reported enrolled 304
Signed by President 304
Sent to Governor 304
Signed by Governor 338

48 By Buck, Long, Fisher, Wilson, Shaff, Frommelt and Elijah. Relating to requiring presidential electors to cast their ballots for the candidates of the political party which they represent.
Introduced, passed on file 81
Referred 95
Recommended passage 262
Committee report adopted 480
Passed; ayes 41, nays 4 480

49 By Wiley. Relating to voting machines; permitting a levy not to exceed one-half mill annually to pay for voting machines.
Introduced, passed on file 81
Referred 96
Amendments filed 125, 159, 274
Recommended amendment, passage 262
Committee report adopted 481
Amendment withdrawn 481
Amendments adopted 481, 482
Passed; ayes 43, nays 2 482
Reported enrolled 988
Signed by President 988
Sent to Governor 988
Signed by Governor 1065

50 By Mincks and Frommelt. Relating to the union shop; providing for employee and employer to enter into an agreement for the employee to become and remain a member in a labor union after a 30 day employment.
Introduced, passed on file 81
Referred 96

51 By Schroeder. Relating to speed of motor vehicles; authorizing the highway commission to raise speed limits unreasonably low.
Introduced, passed on file 82
Referred 96

52 By Schroeder. Relating to motor vehicle truck operators; eliminating emergency towing vehicle from rate filing and special cargo insurance.
Introduced, passed on file 82
Referred 96
Recommended passage 125
Amendment filed 143
Committee report adopted 154
Amendment adopted 154
Passed; ayes 50, nays none 154
Concurred 253
Passed; ayes 47, nays none 253
Reported enrolled 273
Signed by President 273
Sent to Governor 273
Signed by Governor 290

53 By Turner and Nolan. Relatin to the fees to be charged for the making of certified copies of documents, manuscripts or records in the archives.
Introduced, passed on file 82
Referred 96

54 By Getting, Elijah, Grimstead and Lucken. Relating to the use of the revolving fund of cooperative associations; permitting cooperatives to pay deferred patronage dividends without regard to priority.
Introduced, passed on file 86
Referred 100
Recommended passage 196
Committee report adopted 258
H. F. 54 substituted 258
Withdrawn 259

55 By Getting, Elijah, Grimstead and Lucken. Relating to membership in nonstock as-

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sociations; to permit any individual, partnership, private or public corporation, or public body to be eligible for membership.
Introduced, passed on file 86
Referred 100

56 By Stuart and Rigler. Relat to the manner of selection of members of the board of regents; removing certain restrictions.
Introduced, passed on file 86
Referred 100
Recommended passage 143
Committee report adopted 157
Amendment filed 182
Amendment withdrawn 185
Passed; ayes 37, nays 18 185
Reported enrolled 273
Signed by President 273
Sent to Governor 273
Signed by Governor 290

57 By Rigler, Eppers, Hansen and Hoxie. Relating to raising the minimum age for obtaining a motor vehicle operator's license to eighteen.
Introduced, passed on file 86
Referred 100

58 By Potter. Relating to a uniform method of evaluation of stock of merchandise of retail merchants for taxation.
Introduced, passed on file 86
Referred 100
Recommended passage 234
Committee report adopted 301
Amendments filed 457-460, 505
Amendments adopted 515, 516
Passed; ayes 34, nays 14 516

59 By Coleman. Relating to sunflowers, except the garden variety, to be included in the category of secondary noxious weeds.
Introduced, passed on file 87
Referred 100
Recommended passage 305
Committee report adopted 415
Passed; ayes 40, nays 2 416

60 By Gilmour, Buck, Hill, Wolf, Nystrom, O'Malley and Wearin. Relating to a bureau of state planning and a state planning council, and to provide an appropriation of $150,000 for such bureau and council.
Introduced, passed on file 87
Referred 100

61 By Flatt and Cowden. Relating to compensation of conservation officers; increasing the pay scale formula after five years of service.
Introduced, passed on file 87
Referred 100

62 By O'Malley, Brown, Elvers, Gilmour, Hoschek, Moore and Potter. Relating to authorization for the governor to prepare plans for the reorganization of the executive branch of the government which shall become law unless disapproved by the general assembly within 30 days of being submitted thereto, and to make an appropriation therefor.
Introduced, passed on file 87
Referred 100

63 By Gilmour, Wolf, Elvers, Eppers, Frommelt and Potter. Relating to establishment of a competitive system of state merit scholarships for use by outstanding Iowa students in the public and private universities and colleges, and an appropriation therefor.
Introduced, passed on file 87
Referred 100

64 By Gilmour, Potter, Frommelt, Mincks, Hoschek and Moore. Relating to the establishment of a college loan fund and making an appropriation therefor.
Introduced, passed on file 87
Referred 100

65 By Grimstead, Rigler and Stuart. Relating to tax exemption of personal property used for agricultural purposes.
Introduced, passed on file 87
Referred 100
Recommended passage 108
Committee report adopted 123
Passed; ayes 46, nays 4 124
Reported enrolled 802
Signed by President 802
Sent to Governor 802
Signed by Governor 865

66 By Flatt, Hoxie, Shoeman and Wilson. Relating to the Iowa national guard and the Iowa air national guard; increasing the rate of pay per day when in active service for the state.
Introduced, passed on file 88
Referred 100
Recommended amendment, passage 249
Amendment filed 280, 425, 435
Committee report adopted 420
Amendment withdrawn 449
Amendments adopted 449
Passed; ayes 47, nays 1 449
Reported enrolled 970
Signed by President 970
Sent to Governor 970
Signed by Governor 1019

67 By Hoxie, Gilmour and Fisher. Relating to the age of children starting to school.
Introduced, passed on file 88
Referred 100
Withdrawn 286

68 By Mincks. Relating to the public employees of the state; permitting public employees to form labor unions.
Introduced, passed on file 88
Referred 100

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69 By Mincks, Hoschek, O'Malley, Wolf, Frommelt, Hill and Gilmour. Relating to prohibiting practice in employment and in membership in labor unions based on age, sex, race, color, creed, national origin, or ancestry; creating a commission on job discrimination, prescribing its duties and powers; and providing penalties for violations.
Introduced, passed on file 88
Referred 100
Amendment filed 100

70 By Mincks and Wilson. Relating to payment of claims for gas tax refunds; extending to twelve months the time for filing claims for refunds.
Introduced, passed on file 88
Referred 100

71 By Mincks and Price. Relating to motor vehicle registration plates; allowing a vehicle to be operated on the highways for a period of ten days before receiving a registration plate.
Introduced, passed on file 88
Referred 100
Recommended amendment, passage 127
Amendment filed 143
Committee report adopted 155
Amendments adopted 156
Passed; ayes 49, nays 1 156
Reported enrolled 273
Signed by President 273
Sent to Governor 273
Signed by Governor 290

72 By Hansen, Schroeder, Flatt, Elijah, Butler and Cowden. Relating to outdoor advertising along the national system of interstate highways; prohibiting, with certain exceptions, erection of advertising within 660 feet of such highways.
Introduced, passed on file 88
Referred 100
Amendments filed 263, 280, 347, 550

73 By Walker. Relating to congressional districts; dividing state into seven districts.
Introduced, passed on file 88
Referred 100
Amendment filed 101

74 By Walker, Rigler and Mincks. Relating to the equipment of rail track motor cars used or furnished by common carriers by railroad for transporting employees.
Introduced, passed on file 97
Referred 107

75 By Potter. Relating to notice in regard to the vacation of roads; requiring notification by certified mail to owners or mortgagees of time and place of hearing.
Introduced, passed on file 97
Referred 107

76 By Potter, Hill and Coleman. Relating to adopting 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.
Introduced, passed on file 97
Referred 108

77 By Coleman, Walker, Nolan, O'Malley, Curran and Lynes. Relating to the motor vehicle fuel tax reports, computation and payment of tax credits; and the deduction from said tax for evaporation and loss; requiring the distributor to submit satisfactory evidence of claimed credit for evaporation and loss.
Introduced, passed on file 97
Referred 108

78 By O'Malley. Relating to the taking of a special federal census in cities and towns and to the use of census figures obtained thereby as the basis for apportionment of other questions relating to cities and towns; defraying the cost of such census from the general fund.
Introduced, passed on file 97
Referred 108
Amendment filed 182

79 By O'Malley, Wolf, Van Eaton and Nolan. Relating to low-rent housing; permitting cities and towns to issue bonds, and operate housing projects.
Introduced, passed on file 98
Referred 108
Withdrawn 1037

80 By Prentis. Relating to the liquor control stamps; omitting the facsimile of the signature of the chairman of the commission.
Introduced, passed on file 98
Referred 108
Recommended passage 306
Committee report adopted 544
Passed; ayes 45, nays none 544
Concurred 1025
Passed; ayes 48, nays none 1026
Reported enrolled 1065
Signed by President 1065
Sent to Governor 1065
Signed by Governor 1144

81 By Shoeman, Cowden, Hoxie and Turner. Relating to primary roads and their reversion to secondary roads.
Introduced, passed on file 98
Referred 108

82 By Flatt. Relating to increasing the compensation of

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registers and officials of election boards.
Introduced, passed on file 98
Referred 108

83 By Turner, Schroeder and O'Malley. Relating to making contributory negligence an affirmative defense in cvlil actions.
Introduced, passed on file 102
Referred 116

84 By Wolf and Putney. Relating to the statute requiring any commission, board, county officer or other governing body of the state or county to purchase or use Iowa coal; repealing such statute.
Introduced, passed on file 102
Referred 116

85 By Wolf. Relating to increasing the jurisdiction of the municipal court in civil case matters where the amount of controversy does not exceed $3,000.
Introduced, passed on file 102
Referred 116
Recommended passage 233
Committee report adopted 301
Passed; ayes 46, nays none 301
Concurred 669
Passed; ayes 47, nays none 669
Reported enrolled 686
Signed by President 686
Sent to Governor 687
Signed by Governor 718

86 By Hoxie and Schroeder. Relating to commercial driving schools and instructors; licensing and regulating to be under the department of public safety; penalties for violations.
Introduced, passed on file 102
Referred 116

87 Mincks and Walker. Relating to promoting 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; and to provide a penalty for the violation thereof.
Introduced, passed on file 102
Referred 116

88 By Mincks. Relating to occupational diseases; making an employer liable for disability or death caused by radiation for a period of 10 years.
Introduced, passed on file 103
Referred 116

89 By Rigler. Relating to legalising the issuance of warrants issued by the Nashua Community School District of Chickasaw, Bremer, Floyd and Butler Counties for the fiscal years of 1958-1959 and 1959-1960.
Introduced, passed on file 103
Referred 116
Withdrawn 129

90 By Elijah, Gray and Fisher. Relating to permitting the voters in an existing school district or in a proposed reorganized district to enlarge the board of directors to seven members and the establishment or change of boundaries of director districts.
Introduced, passed on file 103
Referred 116

91 By Schools and Educational Institutions. Relating to size of schoolhouse sites, and to enact a substitute therefor.
Introduced, placed on calendar .. 103
Amendments filed 118, 125
Amendments adopted 134
Vote reconsidered 151
Passed; ayes 48, nays none 151

92 By Phelps and Van Eaton. Relating to the filing and recording of plats for the laying out or subdividing of tracts of land within cities having a city plan commission.
Introduced, passed on file 103
Referred 116
Withdrawn 336

93 By Wiley, Butler, Fisher, Long and Wolf. Relating to the practice of barbering; requiring applicant to have completed the tenth grade of school; increasing the course of barbering to nine months.
Introduced, passed on file 103
Referred 116

94 By Dykhouse. Relating to communications by arrested persons; allowing the arresting officer to decide whether he or the person arrested shall make a phone call; removing the misdemeanor penalty.
Introduced, passed on file 104
Referred 116

95 By Coleman. Relating to the dredging and improvement of North Twin Lake, and to make an appropriation therefor.
Introduced, passed on file 104
Referred 116
Referred to appropriations 518
Reported without recommendation 519

96 By Wiley and Rigler. Relating to absent voter's affidavit; elimnating the need for absent voters residing in precincts having permanent registration from answering questions regarding qualifications.

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Introduced, passed on file 104
Referred 116
Recommended passage 262
Amendment filed 292
Committee report adopted 487
Amendment adopted 488
Passed; ayes 49, nays none 488

97 By Wiley and Rigler. Relating to mailing of absent voters' applications and ballots; removing requirement the voter must be absent from the county.
Introduced, passed on file 104
Referred 116
Recommended passage 262
Committee report adopted 488
Passed; ayes 50, nays none 488
Concurred 704
Passed; ayes 50, nays none 704
Reported enrolled 718
Signed by President 718
Sent to Governor 718
Signed by Governor 756

98 By Hill, Nolan, Potter, Wilson, Frommelt, Nystrom and Eppers. Relating to regulation of trading stamps; giving the purchaser a choice between acceptance of the stamps or receipt of the actual cash value as a cash discount.
Introduced, passed on file 104
Referred 116
Amendments filed 435, 774

99 By Hill. Relating to increasing the amount that may be levied to improve or maintain nonowned cemeteries.
Introduced, passed on file 104
Referred 116
Recommended passage 361

100 By Schroeder, Weber and Rigler. Relating to limitation on amounts to be raised by taxation for the general fund of school corporations.
Introduced, passed on file 109
Referred 116

101 By Nolan, Long, O'Malley, Turner and Rigler. Relating to an increase in the compensation of shorthand reporters of the district and municipal courts; and providing district court shorthand reporters with an expense allowance.
Introduced, passed on file 109
Referred 116

102 By Schroeder. Relating to vote required to authorize issuance of bonds by a school district; permitting approval of bond issues by a simple majority vote of the voters.
Introduced, passed on file 109
Referred 116

103 By Coleman, Getting, Shaff, Rigler, O'Malley and Phelps. Relating to tax levy for the county agricultural extension education program; increasing the amount of moneys available for the program.
Introduced, passed on file 110
Referred 117
Recommended passage 235
Committee report adopted 802
Amendment filed 363
Amendments adopted 429, 430
Passed; ayes 45, nays 5 430
Concurred 725
Passed; ayes 40, nays 5 725
Reported enrolled 755
Signed by President 755
Sent to Governor 755
Signed by Governor 803

104 By Flatt, Cowden, Gray, Long and Wearin. Relating to bids on road construction work and materials therefor; raising to $10,000 the limit before the taking of bids is required on secondary road construction work.
Introduced, passed on file 110
Referred 117

105 By Prentis, Long, Scott, Fisher and Price. Relating to the rules and regulations promulgated by the various state agencies; requiring such rules and regulation be reported to the general assembly for approval.
Introduced, passed on file 110
Referred 117
Amendments filed 321, 347, 435, 436, 672
Recommended amendment, passage 405
Steering recommends calendar .. 588
Committee report adopted 678
Amendments adopted 679
Amendments withdrawn 679
Passed; ayes 43, nays, 5 680
Reported enrolled 802
Signed by President 802
Sent to Governor 803
Vetoed by Governor 853

106 By Mincks. Relating to authorizing and directing the issuance of a patent to certain real estate to Dale F. Rupe and Sylvia C. Rupe, by the governor and secretary of state.
Introduced, passed on file 110
Referred 124
Recommended passage 291
Amendment filed 321
Committee report adopted 333
Amendment adopted 333
Passed; ayes 45, nays none 334
Reported enrolled 502
Signed by President 502
Sent to Governor 502
Signed by Governor 518

107 By Mincks, Walker and Coleman. Relating to sanitary provisions pertaining to railroad employees.
Introduced, passed on file 110
Referred 124
Recommended passage 718

108 By Buck, Wilson, Curran, Flatt, Cowden, Potter and

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Frommelt. Relating to residents over seventy years of age; being exempted from having a fishing license.
Introduced, passed on file 119
Referred 125

109 By Buck, Elijah, Fisher, Wolf, Frommelt, Gilmour, Brown, Mincks and Nystrom. Relating to abolishing the death penalty as a punishment for certain crimes and to substitute therefor imprisonment for life or a term of years.
Introduced, passed on file 120
Referred 125

110 By Conservation. Relating to Iowa public employee's renel who are legal residents of the state from securing a hunting or fishing license.
Introduced, placed on calendar .. 120
Amendments filed ..144, 155, 159
Amendments withdrawn ..154, 165
Amendment adopted 166
Passed; ayes 50, nays none 166
Reported enrolled 605
Signed by President 605
Sent to Governor 605
Signed by Governor 640

111 By Price. Relating to well contractors and the registration and licensing thereof.
Introduced, passed on file 120
Referred 125

112 By Moore and Stuart. Relating to millage limitation on school bonded indebtedness, increasing to ten mills the limitation on taxation to meet payment and principal on bonds.
Introduced, passed on file 120
Referred 125

113 By Stuart, Nolan, Shaff, Butler and Eppers. Relating to authority of school boards to participate at their discretion in the payment of premium cost of group insurance for employees of their school districts.
Introduced, passed on file 120
Referred 125
Amendment filed 280

114 By Stuart, Nolan, Shaff, Butler and Eppers. Relating to deduction by the board of directors of school districts from compensation of employees for premium on group insurance.
Introduced, passed on file 120
Referred 125

115 By Frommelt, Putney and Eppers. Relating to redistricting the issuance of bait dealer's licenses to residents of Iowa and residents of states who sell similar licenses to residents of Iowa.
Introduced, passed on file 120
Referred 126
Recommended passage 307

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Committee report adopted 332
Passed; ayes 46, nays none 332
Reported enrolled 653
Signed by President 653
Sent to Governor 654
Signed by Governor 687

116 By Eppers. Relating to authorizing the executive council to sell to Fort Madison Savings Bank, as trustee for the Business and Industry Committee of the Fort Madison Chamber of Commerce certain land in Lee County, lying below the ordinary high-water mark of overflow and flood water from Keokuk dam.
Introduced, passed on file 121
Referred 125
Recommended passage 142
Committee report adopted 149
Passed; ayes 49, nays none 149
Reported enrolled 214
Signed by President 214
Sent to Governor 214
Signed by Governor 232

117 By Wolf, Gilmour, Schroeder and Lynes. Relating to creating a state commission on human relations and prescribing the powers and duties thereof and provide appropriation therefor.
Introduced, passed on file 121
Referred 125

118 By Social Security. Relating to procedure with application for old-age assistance requiring an investigation be made promptly after an application for assistance is received.
Introduced, placed on calendar .. 121
Passed; ayes 50, nays none 155

119 By Social Security. Relating to commitment of neglected, dependent or delinquent children, allowing the state board of social welfare temporary custody of the child.
Introduced, placed on calendar .. 121
Passed; ayes 28, nays 18 240

120 By Wilson, Flatt and Walker. Relating to allowing counties to take private property by condemnation for county conservation purposes.
Introduced, passed in file 126
Referred 142
Recommended passage 261
Amendment filed 445
Committee report adopted 489
Amendment withdrawn 489
Passed; ayes 42, nays 5 489
Concurred 888
Passed; ayes 45, nays none 888
Reported enrolled 911
Signed by president 911
Sent to Governor 911
Signed by Governor 933

121 By Butler, Brown and Getting. Relating to an increase in the number of judges in the fourteenth judicial district.

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Introduced, passed on file 126
Referred 143
Withdrawn 158

122 By Rigler, Buck, Shaff, O'Malley, Van Eaton and Schroeder. Relating to amounts of indemnification of drivers of emergency vehicles.
Introduced, passed on file 126
Referred 143
Recommended passage 261
Committee report adopted 525
H. F. 134 substituted 525
Withdrawn 526

123 By Rigler, Buck, Shaff, O'Malley and Van Eaton. Relating to the selection of the chiefs of the fire departments in cities and towns from the active membership thereof.
Introduced, passed on file 127
Referred 143
Recommended passage 434

124 By Frommelt and Moore. Relating to transporting dead animals; authorizing reciprocal agreements with adjoining states for the transporting of carcasses to rendering plants.
Introduced, passed on file 127
Referred 143
Recommended passage 235
Committee report adopted 277
Passed; ayes 43, nays 1 277
Reported enrolled 970
Signed by President 970
Sent to Governor 970
Signed by Governor 1019

125 By Scott, Long, Schroeder O'Malley, Walker and Curran. Relating to an appropriation to the board of regents for construction, materials and equipment necessary for a fire protection education building to be located on the campus of the Iowa State University.
Introduced, passed on file 127
Referred 143

126 By Elvers and Elijah. Relating to cream and milk grading law; requiring a license to operate a creamery or cheese factory or cream station or vehicle for the collection of cream or milk.
Introduced, passed on file 127
Referred 143
Recommended amendment, passage 305
Amendments filed 418, 436
Steering recommends calendar .. 570
Committee report adopted 635
Amendment adopted 650
Amendments withdrawn 650
Passed; ayes 46, nays none 650
Concurred 937
Passed; ayes 49, nays none 937
Reported enrolled 970
Signed by President S. J. 970
Sent to Governor 970
Signed by Governor 1019

127 By Butler. Relating to changing the congressional districts.
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Introduced, passed on file 127
Referred 143

128 By Nolan. Relating to the payment of transportation costs for the elementary or high school education of students residing on land owned by the state under the control of the state board of regents.
Introduced, passed on file 127
Referred 143
Recommended amendment, passage 559
Committee report adopted 610
Amendment adopted 610
Passed; ayes 48, nays none 611
Reported enrolled 706
Signed by President 706
Sent to Governor 706
Signed by Governor 756

129 By Flatt. Relating to exemption from personal income tax of members of the National Guard of the United States and the state of Iowa.
Introduced, passed on file 131
Referred 143
Recommended indefinite postponement 361

130 By Flatt and Hoxie. Relating to the Iowa national guard and the Iowa air national guard; an annual expense allowance of $2,500 to be paid to the senior line commander, the senior air commander, and the adjutant general.
Introduced, passed on file 131
Referred 143
Amendment filed 363
Recommended passage 379
Amendment filed 445
Amendment filed 625
Steering recommends calendar. .. 737

131 By Long, Lynes, O'Malley and Walker. Relating to life insurance policies; permitting life insurance companies to handle pension plan funds as trusts.
Introduced, passed on file 131
Referred 143
Withdrawn 1085

132 By Lynes. Relating to legalizing the proceedings of the board of directors of the Denver Community School District, in the counties of Bremer and Black Hawk, authorizing the issuance of school building bonds and for the levy of taxes for the payment of said bonds.
Introduced, passed on file 131
Recommended passage 142
Referred 143
Proof of publication certified .. 149
Committee report adopted 150
Passed; ayes 49, nays none 150
Reported enrolled 220
Signed by President 221
Sent to Governor 221
Signed by Governor 261

133 By Getting, Coleman, Cur-

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ran and Elvers. Relating to co-operative associations; modernizing the present law and defining "person" as an individual, partnership, corporation or body politic.
Introduced, passed on file 131
Referred 158
Recommended passage 305
Amendments filed 405, 520, 531, 672, 707

134 By Hill and Potter. 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.
Introduced, passed on file 131
Referred 158

135 By Nolan. Relating to the Amana Colonies; legalizing all payments prior to July 4, 1961, from the road use tax fund.
Introduced, passed on file 131
Referred 158
Recommended passage 306
Amendment filed 321
Committee report adopted 536
H. F. 127 substituted 536
Withdrawn 537

136 By O'Malley. Relating to authority for the board of directors of school districts located in whole or in part within cities having a population of more than 125,000 to lease or sell school houses, school sites or other property acquired for school purposes.
Introduced, passed on file 132
Referred 158
Recommended passage 424
Amendment filed 457
Committee report adopted 464
Amendments adopted 464
Passed; ayes 45, nays none 464

137 By O'Malley. Relating to the use of funds received from sale, condemnation or other disposition of schools or sites without a vote of the electorate in school districts located in whole or in part within cities having a population of more than 125,000.
Introduced, passed on file 132
Referred 158
Recommended amendment, passage. 559
Amendments filed 572, 606
Committee report adopted 609
Amendment withdrawn 609
Amendments adopted 610
Passed; ayes 43, nays none 610
Concurred 976
Passed; ayes 46, nays none 976
Reported enrolled 1018
Signed by President 1019
Sent to Governor 1019
Signed by Governor 1092

138 By Dykhouse, Getting, Lucken and Van Eaton. Relating to congressional districts; dividing the state into seven districts.
Introduced, passed on file 132
Referred 159

139 By Getting, Hoxie and Curran. Relating to compensation for members of the state soil conservation committee, increasing to $25 a day.
Introduced, passed on file 132
Referred 159
Amendment filed 182

140 By Getting, Hoxie and Curran. Relating to the appointment of members of the state soil conservation committee. Beginning July 1, 1961, two to be appointed for four year terms and two for six year terms.
Introduced, passed on file 132
Referred 159
Withdrawn 473

141 By Van Eaton. Relating to requiring mud flaps for trucks.
Introduced, passed on file 146
Referred 159

142 By Coleman, Butler, Frommelt and Van Eaton. Relating to Iowa public employees' retirement system; increasing the financial base by raising the contribution made by employees and employer to five percent and increasing the salary ceiling to $6,000.
Introduced, passed on file 146
Referred 159

143 By Shoeman, Lynes and Long. Relating to management of public utility plants; permitting the voters to decide whether the management of such plants shall be consolidated in one board of trustees or placed in the hands of the council.
Introduced, passed on file 146
Referred 159
Amendment filed 265
Recommended amendment, passage 417
Committee report adopted 464
Amendment adopted 465
Passed; ayes 47, nays none 465
Reported enrolled 881
Signed by President 881
Sent to Governor 881
Signed by Governor 933

144 By Banks, Building and Loan. Relating to moneys and credits tax; exempting all interest bearing savings accounts and other interest bearing deposits in banks from being taxed.
Introduced, placed on calendar .. 146
Amendments filed 197, 224, 225, 265, 274
Amendment adopted 499
Amendments withdrawn 499
Passed; ayes 44, nays 5 500
Explanation of vote 501
Reported enrolled 736

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Signed by President 736
Sent to Governor 736
Signed by Governor 774

145 By Banks, Building and Loan. Relating to real estate loans by banks and fiduciaries and permitting certain loans to be made in amounts up to three-fourths of appraised value.
Introduced, placed on calendar .. 146
H. F. 213 substituted 230
Withdrawn 231

146 By Banks, Building and Loan. Relating to banks, subject to the approval of the state banking board, to own jointly a company that can provide for them from a central processing point, the cooperative use of automation equipment for bank bookkeeping work.
Introduced, placed on calendar .. 147
Passed; ayes 46, nays 1 208
Reported enrolled 653
Signed by President 653
Sent to Governor 654
Signed by Governor 687

147 By Schools and Educational Institutions. Relating to school funds; special courses fund levy to be repealed.
Introduced, placed on calendar .. 147
Re-referred 238

148 By Rigler, Wiley, Shoeman, Hoxie, Moore, Butler and Putney. Relating to county hospitals; permitting counties to levy 2 mills to retire bonds; permit counties with hospitals to establish nursing home; and to elect hospital trustees on a non-partisan ballot at the primary election.
Introduced, passed on file 147
Referred 159
Recommended passage 235
Committee report adopted 302
Amendments filed 309, 321, 339, 362, 436
Amendments withdrawn 431, 432, 442
Amendments adopted 431, 442
Motion filed to reconsider vote .. 439
Passed; ayes 42, nays 5 442
Reported enrolled 718
Signed by President 718
Sent to Governor 718
Signed by Governor 774

149 By Rigler, Wiley, Shoeman, Hoxie, Moore, Butler and Putney. Relating to memorial hospitals; nursing homes to be erected and operated in conjunction with such hospitals.
Introduced, passed on file 147
Referred 159
Recommended pasage 235
Amendments filed 274, 292
Committee report adopted 302
Amendments adopted 450
Passed; ayes 44, nays 5 450
Reported enrolled 718
Signed by President 718

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Sent to Governor 718
Signed by Governor 774

150 By Schroeder, O'Malley and Butler. Relating to the conveyance of estates of real property of less than ten acres by deeds of trust to secure the performance of obligations outside of the provisions pertaining to real estate mortgages; relating to forfeiture of real estate contracts and redemption from foreclosure sales.
Introduced, passed on file 147
Referred 159

151 By Schroeder. Relating to registration of voters in cities having permanent registration; increasing to 30 days the deadline for registering before an election.
Introduced, passed on file 162
Referred 196

152 By Brown. Relating to a motor vehicle accident involving property damage of one hundred and fifty dollars; requiring such accident to be reported.
Introduced, passed on file 162
Referred 196
Recommended passage 404
Amendments filed 492, 591
Sifting recommends calendar 788
Committee report adopted 829
Amendments adopted 829
Passed; ayes 32, nays 15 829
Reported enrolled 988
Signed by President 988
Sent to Governor 988
Signed by Governor 1065

153 By Van Eaton. Relating to the sending of tax statements to nonresident owners by the county treasurer.
Introduced, passed on file 162
Referred 196
Recommended passage 291
Committee report adopted 537
Withdrawn 537

154 By Transportation and Highway Safety. Relating to increasing or decreasing speed limits on primary highways or extensions of primary highways in cities and towns.
Introduced, placed on calendar .. 162
Passed; ayes 39, nays 6 209
Reported enrolled 569
Signed by President 570
Sent to Governor 570
Signed by Governor 588

155 By Turner. Relating to authorizing mental and physical examination and treatment of prisoners.
Introduced, passed on file 162
Referred 196
Recommended passage 491
Amendment filed 521

156 By Potter. Relating to three-card monte and other games.

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Introduced, passed on file 162
Referred 196
Remommended passage 306
Amendment filed 788

157 By Schroeder. Relating to highway systems; permitting reversion of primary roads to the city street system.
Introduced, passed on file 162
Referred 196

158 By Agriculture. Relating to cheeses and cheese products; specifications and standards amended to conform to the federal standards.
Introduced, placed on calendar .. 162
H. F. 227 substituted 210
Withdrawn 210

159 By Cities and Towns. Relating to permitting cities and towns to make transfers from one functional fund to another upon approval by the council.
Introduced, placed on calendar .. 163
Passed; ayes 49, nays none 241

160 By Cities and Towns. Relating to a method for the construction, reconstruction and repair of sidewalks.
Introduced, placed on calendar .. 163
Passed; ayes 48, nays none 241
Concurred 487
Passed; ayes 48, nays none 487
Reported enrolled 502
Signed by President 502
Sent to Governor 502
Signed by Governor 518

161 By Cities and Towns. Relating to the method for amending ordinances in cities having a municipal code.
Introduced, placed on calendar .. 163
Amendment filed 250
Amendment adopted 254
Passed; ayes 40, nays 9 254
Explanation of vote 261

162 By Cities and Towns. Relating to requiring all plats located within one mile of city limits to conform to the same requirements as plats within the corporate limits.
Introduced, placed on calendar .. 163
Passed; ayes 47, nays none 254
Reported enrolled 653
Signed by President 653
Sent to Governor 654
Signed by Governor 687

163 By Cities and Towns. Relating to group accident and health insurance for municipal employees; to include members of police, fire and waterworks departments as eligible for insurance coverage.
Introduced, placed on calendar .. 163
Passed; ayes 48, nays none 255

164 By Cities and Towns. Relating to public notice of council proceedings in towns without newspapers; permitting city clerk to post council proceedings in three public places.
Introduced, placed on calendar .. 163
Amendments filed 250
Amendment withdrawn 269
Amendment adopted 270
Passed; ayes 44, nays 3 270
Refused to concur 1026
Motion filed to reconsider vote ..1042
Vote reconsidered 1097
Concurred 1097
Passed; ayes 45, nays 1 1097
Reported enrolled 1143
Signed by President 1144
Sent to Governor 1144
Signed by Governor 1200

165 By O'Malley, Wolf, Van Eaton, Hoschek, Mincks, Turner and Nystrom. Relating to the salaries of judges, clerks and bailiffs of municipal courts; fixing the salary for each municipal judge at 80 percent of the maximum salary for judges of district court.
Introduced, passed on file 184
Referred 214
Recommended passage 403
Steering recommends calendar .. 570
Committee report adopted 636
Amendment adopted 636
Passed; ayes 47, nays none 636
Amendment adopted 730
Concurred 730
Passed; ayes 48, nays none 730
Reported enrolled 773
Signed by President 773
Sent to Governor 773
Signed by Governor 803

166 By Elvers. Relating to use of artificial lights for hunting; prohibiting the use of such light and fixing penalties for violation.
Introduced, passed on file 184
Referred 214
Recommended passage 444
Steering recommends calendar .. 588
Committee report adopted 623
Amendment adopted 637
Passed; ayes 47, nays none 637
Concurred 1082
Passed; ayes 46, nays none 1082
Reported enrolled 1111
Signed by President 1111
Sent to Governor 1111
Signed by Governor 1145

167 By Elvers. Relating to prohibiting all other hunting during shotgun deer season and to provide for the free licensing of owners and tenants of land to hunt deer on such land.
Introduced, passed on file 184
Referred 214
Recommended passage 379
Amendments filed .....
.....436, 559, 590, 605, 641
Steering recommends calendar .. 570
Committee report adopted 635
Amendments adopted ...659, 660, 667
Amendment withdrawn 667
Passed; ayes 38, nays 9 668

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168 By Flatt. Relating to transfer of money from the service compensation for the Korean veterans' bonus fund to the general fund of the state of Iowa.
Introduced, passed on file 184
Referred 214

169 By Flatt. Relating to an appropriation from the general fund of the state to the department of public instruction.
Introduced, passed on file 184
Referred 214

170 By Price. Relating to the method of assessment and taxation of the property of electric light and power companies.
Introduced, passed on file 185
Referred 214

171 By Public Utilities. Relating to authority of the state board of regents to grant easements in public lands under its jurisdiction.
Introduced, placed on calendar .. 204
Passed; ayes 47, nays none 256
Reported enrolled 773
Signed by President 773
Sent to Governor 773
Signed by Governor 803

172 By Shoeman, Walker, Getting and Putney. Relating to registration of animals; repealing chapter of Code requiring registration of stallions and jacks with the department of agriculture.
Introduced, passed on file 204
Referred 221
Sifting recommends calendar 814
Passed; ayes 40, nays none 840

173 By Elijah, Lucken and Frommelt. Relating to authorizing counties, cities and towns to purchase, erect, own, operate or lease nursing homes and custodial homes.
Introduced, passed on file 204
Referred 221

174 By Transportation and Highway Safety. Relating to the refund of motor vehicle registration fees; eliminating the need for the number of the foreign certificate of title before securing refund.
Introduced, placed on calendar .. 204
Passed; ayes 49, nays none 257

175 By Transportation and Highway Safety. Relating to the regulations governing change of motors; repealing such section of the Code.
Introduced, placed on calendar .. 204
Passed; ayes 48, nays none 257

176 By Transportation and Highway Safety. Relating to the official seal of the county treasurer; requiring the treasurer to stamp the certificate of title of each motor vehicle with the official county seal.
Introduced, placed on calendar .. 204
Passed; ayes 47, nays none 270

177 By Transportation and Highway Safety. Relating to antiquated vehicles; classifying a car 25 years or older as an antiquated vehicle for licensing purposes.
Introduced, placed on calendar .. 204
Amendment adopted 272
Passed; ayes 47, nays none 272
Reported enrolled 569
Signed by President 570
Sent to Governor 570
Signed by Governor 588

178 By Transportation and Highway Safety. Relating to motor vehicle registration fees of motorcycles; the registration fee to be five dollars regardless of age.
Introduced, placed on calendar.. 205
Passed; ayes 45, nays none 271

179 By Potter, Rigler and Lucken. Relating to attendance of public schools students outside the state; permitting students to attend schools of states which adjoin Iowa; certain conditions.
Introduced, passed on file 205
Referred 221

180 By Eppers. Relating to the number of fishing hooks on a line; permitting two hooks on a line.
Introduced, passed on file 205
Referred 221
Recommended passage 441
Committee report adopted 611
Passed; ayes 46, nays 1 611

181 By Nolan, Nystrom and Wolf. Relating to the use of the proceeds of sale of real estate by the state board of regents; permitting board to use proceeds for the construction and alteration of buildings.
Introduced, passed on file 205
Referred 221
Recommended passage 347
Committee report adopted 537
Amendment filed 559
Amendment withdrawn 576
Passed; ayes 32, nays 16 576
Reported enrolled 802
Signed by President 802
Sent to Governor 803
Signed by Governor 865

182 By Rigler. Relating to authorizing school districts to purchase annuity contracts for employees.
Introduced, passed on file 216
Referred 232
Recommended passage 424

183 By Coleman. Relating to regulation of Sunday sales.
Introduced, passed on file 216
Referred 282

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184 By Hill and Potter. Relating to transfer of the collection of the motor vehicle fuel tax from the state treasurer to the state tax commission.
Introduced, passed on file 216
Referred 232

185 By Getting and Walker. Relating to importation of swine into Iowa.
Introduced, passed on file 216
Referred 232
Amendments filed ..274, 362, 426, 832
Recommended amendment, passage 379
Amendment filed 426
Sifting recommends calendar .. 788
Committee report adopted 830
H. F. 622 substituted 875
Withdrawn 875

186 By Lucken, Getting, Hansen, Vance and Walker. Relating to supplemental returns and listings by owners of property subject to taxation in this state, and providing for the manner of use of such supplemental returns by assessors in the preparation of assessment rolls.
Introduced, passed on file 216
Referred 232
Withdrawn 845

187 By Social Security. Relating to aid to the blind grants when recipient removes himself from county in which he was receiving aid.
Introduced, placed on calendar .. 216
Passed; ayes 46, nays none 272
Reported enrolled 588
Signed by President 588
Sent to Governor 588
Signed by Governor 640

188 By Rigler. Relating to legalizing the issuance of warrants issued by the Nashua Community School District due to the failure of said school district to levy a sufficient amount of taxes to raise sufficient funds to meet the proposed expenditures approved in the proposed budget for the fiscal years of 1958-1959 and 1959-1960 and to legalize the payment of said warrants by the school treasurer.
Introduced, passed on file 217
Referred 232
Proof of publication certified ..338
Recommended passage 345
Committee report adopted 357
H. F. 292 substituted 357
Withdrawn 358

189 By Hansen. Relating to county boards of supervisors; providing for the election of members from districts but not by districts.
Introduced, passed on file 226
Referred 249

190 By O'Malley. Relating to certain changes in the judicial retirement system, including the amount of the annuity that the judge shall receive upon retirement.
Introduced, passed on file 226
Referred 249
Recommended passage 530
Steering recommends calendar .. 654
Committee report adopted 733
Amendment filed 789
Amendment adopted 826
Passed; ayes 47, nays none 827
Reported enrolled 932
Signed by President 932
Sent to Governor 932
Signed by Governor 957

191 By O'Malley. Relating to sanitary sewer systems of municipalities; procedure for determining sewer rental charges for adjoining or nearby municipality using all or part of the sanitary sewer system.
Introduced, passed on file 226
Referred 249
Recommended passage 378
Committee report adopted 408
Amendment adopted 408
Passed; ayes 42, nays none 409
Concurred 1028
Passed; ayes 49, nays none 1028
Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1144

192 By Schroeder. Relating to research studies conducted by the state board of health and other agencies providing for the confidential character of such studies.
Introduced, passed on file 227
Referred 249

193 By Vance. Relating to liens for inheritance tax; limitation for collection of taxes changed to July 4, 1951.
Introduced, passed on file 227
Referred 249
Recommended passage 307
Amendment filed 380
Committee report adopted 411
Amendment adopted 411
Passed; ayes 42, nays none 411
Reported enrolled 686
Signed by President 686
Sent to Governor 687
Signed by Governor 718

194 By Frommelt and Butler. Relating to trust reports to the superintendent of banking.
Introduced, passed on file 227
Referred 249
Withdrawn 768

195 By Walker and Coleman. Relating to construction of ditches or drains through railroad property; the cost of such construction to be shared by the railroad company and the individual or mutual drainage district.
Introduced, passed on file 227
Referred 249

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Amendments filed 349, 832
Recommended amendment, passage 571
Sifting recommends calendar .. 788
Committee report adopted 831
Amendment adopted 831
Amendment adopted 858
Passed; ayes 35, nays 10 858

196 By Social Security. Relating to appeals to the state board of social welfare under aid for the blind.
Introduced, placed on calendar .. 227
Passed; ayes 46, nays none 302
Reported enrolled 569
Signed by President 570
Sent to Governor 570
Signed by Governor 588

197 By Shoeman. Relating to old age assistance; eliminating the requirement that a person sign a written request to examine old age assistance records.
Introduced, passed on file 227
Referred 249
Recommended passage 306
Re-referred to social security .. 313

198 By Shoeman. Relating to aid to dependent children; eliminating the requirement that a person sign a written request to examine aid to dependent children records.
Introduced, passed on file 227
Referred 249
Recommended passage 306
Re-referred to social security .. 313

199 By Shoeman. Relating to aid to the blind; eliminating the requirement that a person sign a written request to examine the records of aid to the blind.
Introduced, passed on file 227
Referred 249
Recommended passage 306
Re-referred to social security .. 313

200 By Hansen, Butler, Frommelt and Getting. Relating to bond of the deputy superintendent and other banking department employees; the state banking board to determine the amount of the surety bond needed.
Introduced, passed on file 227
Referred 249
Withdrawn 699

201 By Hoxie, O'Malley, Lynes, Buck, Coleman and Brown. Relating to increasing the speed limit for trucks to sixty miles per hour.
Introduced, passed on file 228
Referred 228
Recommended passage 320
Amendments filed 424, 506, 559, 605, 606
Steering recommends calendar .. 570
Committee report adopted 627
Amendments adopted 628
Amendments withdrawn 628
Passed; ayes 36, nays 10 628

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202 By Judiciary 1. Relating to admissibility of records as evidence.
Introduced, placed on calendar .. 228
Passed; ayes 44, nays none 420
Motion filed to reconsider vote .. 423
Motion to reconsider vote withdrawn 448
Concurred 870
Passed; ayes 47, nays none 870
Reported enrolled 895
Signed by President 895
Sent to Governor 895
Signed by Governor 933

203 By Flatt. Relating to workmen's compensation when the injury causes death; requiring the employer to pay medical expenses to the estate of the employee.
Introduced, passed on file 228
Referred 249

204 By Scott and Rigler. Relating to bonds required for bank examiners; the amount of the surety bond to be determined by the banking board.
Introduced, passed on file 238
Referred 261
Withdrawn 699

205 By Printing. Relating to special or emergency contracts by the state printing board; increasing to $1,000 limitation on such contracts.
Introduced, placed on calendar .. 238
Passed; ayes 42, nays 2 421

206 By Printing. Relating to providing copies of state publications to libraries within the state that are designated by the federal government as depositories for federal documents.
Introduced, placed on calendar .. 238
Passed; ayes 44, nays none 334
Reported enrolled 1018
Signed by President 1019
Sent to Governor 1019
Signed by Governor 1092

207 By Hoschek. Relating to the safety of pupils while entering or leaving public or private school busses in cities and towns.
Introduced, passed on file 238
Referred 261
Recommended passage 404
Committee report adopted 465
Passed; ayes 47, nays none 465
Reported enrolled 813
Signed by President 813
Sent to Governor 813
Signed by Governor 865

208 By Hoschek, Shaff, Schroeder and Eppers. Relating to the discretionary power of county boards of supervisors in the issuance of beer permits.
Introduced, passed on file 238
Referred 261

209 By Flatt, O'Malley, Hoxie and Cowden. Relating to the

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creation, establishment and administration of the Iowa State Conservation Commission fish and game peace officers' retirement, accident and disability system; to provide a fund for payment of retirement, accident and disability benefits to members of such system and their dependents; to prescribe the conditions for eligibility to receive such benefits from the Fish and Game Protection Fund; and to provide for contributions by the state of Iowa to such fund.
Introduced, passed on file 239
Referred 261
Amendment filed 274

210 By Public Health. Relating to dogs; making available for scientific research unclaimed and unwanted dogs.
Introduced, placed on calendar .. 239
Amendments filed .....
.....292, 309, 405, 424, 436, 756
Amendments adopted 453, 771
Amendments withdrawn 453
Passed; ayes 42, nays 6 454
Concurred 771
Passed; ayes 40, nays 3 771
Reported enrolled 802
Signed by President 802
Sent to Governor 803
Signed by Governor 865

211 By Getting, Elijah, Long, Lynes, O'Malley, Prentis, Scott and Walker. Relating to obscenity and indecency; changing the penalty for violation to a year in the penitentiary; and to include under this section persons who loan, rent, distribute or transmute obscene literature.
Introduced, passed on file 239
Referred 261
Amendment filed 309

212 By Wilson. Relating to the prohibition of hunting with dogs thirty days prior to the open season on raccoon; eliminating such prohibition.
Introduced, passed on file 239
Referred 261
Recommended passage 519
Committee report adopted 547
Passed; ayes 44, nays none 547
Reported enrolled 881
Signed by President 881
Sent to Governor 881
Signed by Governor 933

213 By Walker, Butler, Brown and Dykhouse. Relating to reports of bank statements of condition to the superintendent of banking; permitting the state banking board to use statement form of the federal deposit insurance corporation or that of the federal reserve board.
Introduced, passed on file 239
Referred 261
Recommended passage 490

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Committee report adopted 538
Amendment adopted 538
Passed; ayes 44, nays none 538
Reported enrolled 813
Signed by President 813
Sent to Governor 813
Signed by Governor 865

214 By O'Malley. Relating to municipal parking facilities; the issuing of bonds; and the right of appeal by the people.
Introduced, passed on file 251
Referred 274
Amendment filed 281

215 By Moore. Relating to petitions for polling places; eliminating the requirement the board of supervisors fix a polling place outside the township when petitioned to do so.
Introduced, passed on file 251
Referred 274
Recommended amendment, passage 571
Steering recommends calendar .. 654
Committee report adopted 690
Amendment adopted 690
Passed; ayes 49, nays none 691
Reported enrolled 1065
Signed by President 1065
Sent to Governor 1065
Signed by Governor 1144

216 By Flatt. Relating to agricultural land tax credit; giving a credit when the millage exceeds seventeen mills; and for the 1962 and subsequent years shall be the amount the tax levied exceeds twenty mills but do not exceed twenty-five mills.
Introduced, passed on file 251
Referred 274

217 By Getting, Butler, Coleman, Curran, Dykhouse, Hansen, Stuart and Van Eaton. 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, and other state-owned waters, in Dickinson County.
Introduced, passed on file 251
Referred 274
Recommended passage 307
Referred to appropriations 319

218 By Conservation. Relating to a special license to fish for trout and prescribing the fee therefor.
Introduced, placed on calendar .. 252
Amendment filed 362
H. F. 446 substituted 526
Withdrawn 527

219 By Conservation. Relating to repealing the exemption for hunting license for children under sixteen years of age.

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Introduced, placed on calendar .. 252
Amendment filed 492
Amendment adopted 528
Passed; ayes 30, nays 16 528
Refused to concur 1033
Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1144

220 By Conservation. Relating to redistricting commercial fishing within three hundred yards of the farthest projection of any dam in the Mississippi River and Missouri River.
Introduced, placed on calendar .. 252
H. F. 252 substituted 566
Withdrawn 627

221 By Conservation. Relating to eliminating the restriction of issuance of hunting and fishing licenses to certain nonresidents.
Introduced, placed on calendar .. 252
Passed; ayes 44, nays none 336
Reported enrolled 736
Signed by President 736
Sent to Governor 736
Signed by Governor 774

222 By Putney. Relating to an appropriation of funds to defray expenses of the inaugural ceremonies.
Introduced, passed on file 252
Referred 274
Recommended passage 292
Committee report adopted 386
Passed; ayes 49, nays none 386
Reported enrolled 686
Signed by President 686
Sent to Governor 687
Signed by Governor 718

223 By O'Malley and Wiley. Relating to motor vehicle speed limits upon bridges located within the corporate limits of cities and towns.
Introduced, passed on file 267
Referred 280
Recommended passage 404
Committee report adopted 538
Passed; ayes 44, nays none 538

224 By Frommelt, O'Malley and Wolf. Relating to establishment of a merit system of personnel administration for the civil service of the state.
Introduced, passed on file 267
Referred 280

225 By Phelps and Wilson. Relating to an appropriation of $17,000 for a dam at Keosauqua.
Introduced, passed on file 267
Referred 280
Reported without recommendation 655
Referred 654
Amendment filed 655

226 By Nolan. Relating to municipal hospitals; requiring the board of trustees to prepare an annual statement of the total expenditures of such hospitals and cause the same to be published.
Introduced, passed on file 267
Referred 280

227 By Eppers, Hoschek and Weber. Relating to the powers and duties of drainage and levee district trustees; including the power to acquire lands for right of way for levees.
Introduced, passed on file 267
Referred 280
Recommended passage 360
Amendment filed 362
Committee report adopted 466
Amendments adopted 466
Passed; ayes 47, nays none 466
Reported enrolled 653
Signed by President 653
Sent to Governor 654
Signed by Governor 687

228 By Eppers, Hoschek and Weber. Relating to improvement of drainage and levee districts with pumping stations; authorizing board of trustees to proceed with further improvement of original project if such cost does not exceed 25 percent of the original cost in the district.
Introduced, passed on file 267
Referred 280
Recommended passage 360
Committee report adopted 467
Passed; ayes 47, nays none 467
Reported enrolled 813
Signed by President 813
Sent to Governor 813
Signed by Governor 865

229 By Weber, Hoschek and Eppers. Relating to investment of funds by savings banks; adding bonds or warrants of levee districts to the list of securities in which savings bank may invest.
Introduced, passed on file 267
Referred 280
Recommended passage 346
Committee report adopted 467
Passed; ayes 47, nays none 467
Reported enrolled 686
Signed by President 686
Sent to Governor 687
Signed by Governor 718

230 By Long. Relating to the composition of the state board of control; providing that no two members shall reside in the same congressional district during their period of service.
Introduced, passed on file 267
Referred 280
Recommended passage 424

231 By Stuart, O'Malley, Walker, Frommelt and Long. Relating to life insurance companies; authorizing the type of insurance that may be sold by such companies.
Introduced, passed on file 268
Referred 280

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232 By Transportation and Highway Safety. Relating to the proration and refund of registration fees on vehicles; no refund to be granted when the amount is less than five dollars.
Introduced, placed on calendar .. 268
Passed; ayes 48, nays none 566

233 By Nolan, Dykhouse, Scott, Van Eaton, Schroeder, Eppers, Turner, Rigler, Fisher, Shaff, Hoschek, Nystrom and Shoeman. Relating to use-tax exemptions; permitting the transportation and communication industries to bring personal property purchased to be used in interstate transportation or commerce into the state and store it temporarily.
Introduced, passed on file 268
Referred 280

234 By Price. Relating to the practice of optometry; making it unlawful for any person, firm or corporation to offer discounts, or advertise in any manner that will tend to deceive the public in conjunction with the practice of optometry.
Introduced, passed on file 268
Referred 280
Amendment filed 532

235 By Wiley, Buck, Van Eaton, Putney, Rigler, O'Malley and Nolan. Relating to a provision that it shall be a crime to give intentional false reports concerning bombs or other explosives.
Introduced, passed on file 268
Referred 280
Recommended passage 402
Committee report adopted 548
Passed; ayes 44, nays none 548

236 By Hansen and Brown. Relating to the use of certain state parks; requiring a motor vehicle to have a sticker affixed to the windshield before being permitted in state parks over 50 acres in area.
Introduced, passed on file 268
Referred 280
Amendment filed 559

237 By Nolan, O'Malley and Stuart. Relating to intra-city routes of an urban transit system; permitting municipalities to contract with urban transit companies to preserve existing or to establish new urban bus service without voter approval.
Introduced, passed on file 276
Referred 290
Recommended passage 519
Sifting recommends calendar ... 866

238 By Frommelt. Relating to airports; city councils, after certification of the amount of tax to be levied by the airport commission, may include such amount in its budget.
Introduced, passed on file 276
Referred 290

239 By Buck. Relating to congressional districts; dividing Iowa into seven congressional districts.
Introduced, passed on file 276
Referred 290

240 By Eppers. Relating to the boiler laws of the state; exemption certain unfired steam pressure vessels from being reported to the bureau of labor.
Introduced, passed on file 283
Referred 304
Recommended passage 478
Committee report adopted 489
H. F. 300 substituted 489
Withdrawn 682

241 By Banks, Building and Loan. Relating to savings and loan associations; permitting the state chartered associations to compete with the federally chartered associations by the use of bonus or incentive accounts.
Introduced, placed on calendar .. 283
Amendment filed 506
H. F. 332 substituted 567
Withdrawn 568

242 By Van Eaton, Wiley, Lynes, Nystrom, Gilmour, Scott, Prentis and O'Malley. Relating to authorizing the issuance by cities and towns of refunding bonds payable only out of the net earnings of municipally owned sewage works and facilities and providing for the sale of such refunding bonds or their exchange for the bonds or obligations to be refunded.
Introduced, passed on file 283
Referred 304
Recommended passage 361
Committee report adopted 412
Passed; ayes 42, nays none 412
Concurred 1010
Passed; ayes 49, nays none 1010
Reported enrolled 1065
Signed by President 1065
Sent to Governor 1065
Signed by Governor 1144

243 By Hoxie. Relating to the issuance of temporary drivers licenses; eliminating the issuing of a 15 day permit in lieu of an operator's license by county sheriffs.
Introduced, passed on file 284
Referred 304
Recommended passage 531

244 By Flatt, Prentis, Getting and Frommelt. Relating to the support of the poor; clarification of requirements for establishment of residence to qualify for support.
Introduced, passed on file 284

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Referred 304
Recommended passage 589
Sifting recommends calendar ... 814
Amendment filed 866, 958
Committee report adopted 922
Amendments adopted 980, 981
Passed; ayes 28, nays 19 981
Reported enrolled 1111
Signed by President 1111
Sent to Governor 1111
Signed by Governor 1145

245 By Shaff and Nolan. Relating to prohibiting the employment of a fiscal agent or financial consultant in connection with the selling of public bonds.
Introduced, passed on file 284
Referred 304

246 By Judiciary 2. Relating to the labeling of beer; removing the mandatory labeling requirement therefrom.
Introduced, placed on calendar .. 284
Passed; ayes 42, nays none 539
Reported enrolled 813
Signed by President 813
Sent to Governor 813
Signed by Governor 865

247 By Elijah. Relating to supplemental aid to recipients of old-age assistance; permitting a recipient to receive supplemental aid from other sources and not reducing the old-age assistance payments.
Introduced, passed on file 284
Referred 304

248 By Stuart, Van Eaton and O'Malley. Relating to competitive bidding on the construction, erection, alteration or repair of public improvements when the estimated cost exceeds $5,000.
Introduced, passed on file 294
Referred 319
Amendment filed 445
Recommended passage 503
Steering recommends calendar . 737
Committee report adopted 778
Amendment adopted 778
Passed; ayes 48, nays none 794
Concurred 871
Passed; ayes 47, nays none 871
Reported enrolled 895
Signed by President 895
Sent to Governor 895
Signed by Governor 933

249 By Van Eaton. Relating to employment and other privileges for certain prisoners.
Introduced, passed on file 294
Referred 319

250 By Elijah. Relating to the agricultural land tax credit; revising the formula for agricultural land tax credit.
Introduced, passed on file 294
Referred 319

251 By Prentis. Relating to the rate of workmen's compensation to be paid to peace officers.
Introduced, passed on file 294
Referred 319

252 By Prentis. Relating to including townships as employers under the workmen's compensation act.
Introduced, passed on file 294
Referred 319

253 By Prentis. Relating to payments of workmen's compensation to peace officers; abolishing such payments.
Introduced, passed on file 294
Referred 319

254 By Price. Relating to the inspection of hospitals for the mentally ill.
Introduced, passed on file 294
Referred 319
Recommended passage 424

255 By Shaff, Wiley, Buck, O'Malley, Eppers, Fisher and Mincks. Relating to retirement systems for policemen, firemen, and peace officers; and to provide for the financing of increases in pensions under such systems.
Introduced, passed on file 294
Referred 319
Referred to appropriations 502
Recommended passage 503

256 By Shaff. Relating to exempting proceeds of life insurance from inheritance tax.
Introduced, passed on file 295
Referred 319

257 By Schroeder. Relating to legalizing the proceedings of the city council of the city of Bettendorf, in Scott County; for the issuance, sale and delivery of public improvement bonds and for the levy of taxes for the payment of said bonds.
Introduced, passed on file 295
Proof of publication certified 304
Referred 319
Recommended passage 320
Committee report adopted 356
Passed; ayes 50, nays none 357
Reported enrolled 400
Signed by President 400
Sent to Governor 400
Signed by Governor 423

258 By Wolf. Relating to the establishment of the office of public defender by boards of supervisors.
Introduced, passed on file 295
Referred 319

259 By Butler and O'Malley. Relating to "Iowa Public Employees Retirement System" as to time of retirement of employees, amount of retirement to be received, and method of computing retirement benefits, and establish-

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ment of state aid for deficiencies.
Introduced, passed on file 295
Referred 319

260 By Wolf. Relating to legalizing the special election and the proceedings relative thereto with reference to the placing of the management and control of the Municipal Gas Utility of the city of Cedar Falls in the hands of a board of trustees and to legalize the acts of said board of trustees and its members in acting pursuant to said appointment.
Introduced, passed on file 311
Proof of publication certified .. 318
Referred 338
Recommended passage 345
Amendment filed 380
Committee report adopted 468
Amendment adopted 468
Passed; ayes 47, nays none 468
Reported enrolled 517
Signed by President 518
Sent to Governor 518
Signed by Governor 529

261 By Wolf. Relating to legalizing the special election and the proceedings relative thereto with reference to the placing of the management and control of the Municipal Water Utility of the city of Cedar Falls in the hands of a board of trustees and legalize the acts of said board of trustees and its members in acting pursuant to said appointment.
Introduced, passed on file 311
Proof of publication certified .. 319
Referred 338
Recommended passage 345
Amendment filed 380
Committee report adopted 469
Amendment adopted 469
Passed; ayes 47, nays none 469
Reported enrolled 517
Signed by President 518
Sent to Governor 518
Signed by Governor 529

262 By Wolf. Relating to legalizing the special election and the proceedings relative thereto with reference to the placing of the management and control of the Municipal Electric Utility of the city of Cedar Falls in the hands of a board of trustees and legalize the acts of said board of trustees and its members in acting pursuant to said appointment.
Introduced, passed on file 311
Proof of publication certified ... 319
Referred 338
Recommended passage 345
Amendment filed 381
Committee report adopted 469
Amendment adopted 470
Passed; ayes 47, nays none 470
Reported enrolled 517
Signed by President 518
Sent to Governor 518
Signed by Governor 529

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263 By Schroeder. Relating to employment security and disqualification for voluntary quitting.
Introduced, passed on file 312
Referred 338
Amendments filed 436, 590
Recommended passage 530
Steering recommends calendar .. 570
Committee report adopted 601
Amendment adopted 602
Passed; ayes 33, nays 16 602
Concurred 634
Passed; ayes 33, nays 14 634
Reported enrolled 652
Signed by President 653
Sent to Governor 654
Signed by Governor 687

264 By Social Security. Relating to workmen's compensation so as to clarify the definition of "stepparent".
Introduced, placed on calendar .. 312
Steering recommends calendar .. 654
Passed; ayes 50, nays none 696
Concurred 1085
Passed; ayes 41, nays none 1085
Reported enrolled 1143
Signed by President 1144
Sent to Governor 1144
Signed by Governor 1200

265 By Schroeder. Relating to election of county supervisors; permitting counties having a special charter city of over 75,000 population to have two supervisors from the same township.
Introduced, passed on file 312
Referred 338
Recommended passage 477
Steering recommends calendar .. 654
Committee report adopted 692
Passed; ayes 49, nays none 727
Reported enrolled 773
Signed by President 773
Sent to Governor 773
Signed by Governor 803

266 By Stuart, Long, Fisher, Scott and Shaff. Relating to workmen's compensation to provide for a credit for medical, surgical, hospital and other benefits paid under group plans.
Introduced, passed on file 312
Referred 338

267 By Stuart, Long, Fisher, Scott and Shaff. Relating to workmen's compensation and to redefine and provide for payment of compensation in certain cases of hernia.
Introduced, passed on file 312
Referred 338

268 By Long, Fisher, Scott, Shaff and Stuart. Relating to workmen's compensation and to redefine "injury", "personal injury", and "accident".
Introduced, passed on file 312
Referred 338

269 By O'Malley, Stuart and Long. Relating to privileged

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communications; providing for a certain exception to the rule of evidence.
Introduced, passed on file 312
Referred 338
Recommended amendment, passage 738

270 By Gilmour and Wilson. Relating to regulating the strip mining of coal; requiring operator to refill any excavation and as nearly as possible replace the surface soil; and to post a bond.
Introduced, passed on file 313
Referred 338

271 By Hoxie and Hansen. Relating to a method for boundary changes between two or more contiguous community school districts.
Introduced, passed on file 313
Referred 338
Amendments filed 362, 363

272 By Putney. Relating to the disposition of unclaimed property; making "unclaimed funds" available to the state when the owner has exercised no dominion over such funds for a period of 20 years.
Introduced, passed on file 329
Referred 345

273 By Potter. Relating to implied warranties of titles; clarification of the status of persons assisting in the conduct of auctions.
Introduced, passed on file 329
Referred 345

274 By Phelps. Relating to congressional districts; dividing Iowa into seven congressional districts.
Introduced, passed on file 330
Referred 345

275 By Public Utilities. Relating to authorizing the state commerce commission to regulate the rates and services of public utilities, to define public utilities to include those engaged in the furnishing of electricity, gas, water or communications services to the public for compensation, and to provide for appeals from orders and decisions of the state commerce commission.
Introduced, placed on calendar .. 330
Amendments filed 406, 506, 560, 803, 804, 805, 815, 866, 882
Explanation of vote. 579
Steering recommends calendar .. 737
Committee of the whole 890
Amendments adopted 891, 892, 893, 894, 895
Amendments withdrawn 892, 894
Amendment adopted 909
Passed; ayes 35, nays 13 910
Motions filed to reconsider vote.. 911
Motions to reconsider vote withdrawn 918

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276 By Potter and Price. Relating to superior court judges; repealing duplicate section of the Code.
Introduced, passed on file 330
Referred 345
Recommended passage 590
Steering recommends calendar .. 654
Committee report adopted 693
Passed; ayes 50, nays none 693
Concurred 976
Passed; ayes 46, nays none 977
Reported enrolled 1018
Signed by President 1019
Sent to Governor 1019
Signed by Governor 1092

277 By Transportation and Highway Safety. Relating to commerce commission fees of motor vehicle common and contract carriers; prohibiting such vehicles from being operated on the highways unless the annual fee is paid.
Introduced, placed on calendar .. 330
Amendment filed 739
Withdrawn 931

278 By Transportation and Highway Safety. Relating to authorizing the treasurer of state to issue memoranda of credit and refunds of excess payments of motor vehicle fuel tax to operators of motor vehicles.
Introduced, placed on calendar .. 330
Amendment filed 363, 425
Steering recommends calendar .. 588
H. F. 330 substituted 681
Withdrawn 682

279 By Wolf and Putney. Relating to congressional districts; dividing Iowa into seven congressional districts.
Introduced, passed on file 330
Referred 345

280 By Long. Relating to increasing the amount of group credit life insurance on any debtor.
Introduced, passed on file 330
Referred 345
Amendment filed 437
Recommended amendment, passage 719

281 By O'Malley. Relating to workmen's compensation, so as to increase the weekly benefit amount payable during a healing period.
Introduced, passed on file 330
Referred 345

282 By Turner, Schroeder, O'Malley 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 330
Referred 345
Amendments filed 418, 560

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283 By Shoeman. Relating to hospitals; application for license before January 1, 1961.
Introduced, passed on file 341
Referred 360
Recommended passage 504
Amendments filed 520, 641, 971
Steering recommends calendar.. 737
Sifting recommends calendar 831
Committee report adopted 924
Amendment adopted 981
Amendments withdrawn 982
Passed; ayes 46, nays 2 982
Reported enrolled 1111
Signed by President 1111
Sent to Governor 1111
Signed by Governor 1145

284 By Hansen, Lucken, Hoschek and Flatt. Relating to the use of vending machines in the sale of cigarettes, providing for the licensing of such machines and providing a penalty for illegal operation thereof.
Introduced, passed on file 341
Referred 360
Sifting recommends calendar 788
Amendments filed ..805, 806, 832, 855
Amendment adopted 922
Amendments withdrawn 922
Passed; ayes 38, nays 9 922

285 By O'Malley. Relating to establishing fees, costs and expenses of bailiffs of municipal courts.
Introduced, passed on file 341
Referred 360

286 By Hoxie and Cowden. Relating to defining the legal right of way in traffic emerging from slow-moving lanes; vehicles moving in a lane designated for slow-moving traffic shall yield the right of way to vehicles moving in the same direction in a lane not so designated.
Introduced, passed on file 341
Referred 360
Withdrawn 931

287 By O'Malley and Flatt. Relating to providing a criminal penalty for failure to return leased or rented property, motor vehicles, trailers, or equipment, and providing for evidence of fraudulent intent.
Introduced, passed on file 341
Referred 360
Amendment filed 672

288 By Phelps and Vance. Relating to legalizing the proceedings of the board of directors of the Harmony Community School District, in the counties of Van Buren, Lee and Henry, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds.
Introduced, passed on file 350
Proof of publication certified .. 360
Referred 377
Recommended passage 408

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Committee report adopted 410
Passed; ayes 40, nays none 410
Reported enrolled 433
Signed by President 433
Sent to Governor 433
Signed by Governor 455

289 By Shaff. Relating to the assessment expense fund; permitting county treasurers to transfer remaining balance in "The City Assessment Expense Fund" to the county auditor.
Introduced, passed on file 350
Referred 377
Recommended passage 477
Committee report adopted 539
Passed; ayes 44, nays none 540
Reported enrolled 1065
Signed by President 1065
Sent to Governor 1065
Signed by Governor 1144

290 By O'Malley. Relating to erection of privately owned parking facilities upon public land in cities of 100,000 or more population; permitting shop, office space or space for other uses to be included.
Introduced, passed on file 350
Referred 377
Recommended passage 671
Steering recommends calendar .. 737
Committee report adopted 763
Amendment adopted 763
Passed; ayes 46, nays none 763
Reported enrolled 1111
Signed by President 1111
Sent to Governor 1111
Signed by Governor 1145

291 By Cowden. Relating to funeral expenses for old age assistance recipients; the funeral director shall be required to assume any liability for cemetery expenses or lot.
Introduced, passed on file 351
Referred 377

292 By Banks, Building and Loan. Relating to common trust funds and to make uniform the law with reference thereto.
Introduced, placed on calendar .. 351
Passed; ayes 48, nays none 611
Reported enrolled 736
Signed by President 736
Sent to Governor 736
Signed by Governor 774

293 By Van Eaton. Relating to the licensing of dogs in cities and towns; owners of dogs who are residents of cities or towns that provide for the licensing by ordinance shall not be required to purchase a county license.
Introduced, passed on file 351
Referred 377

294 By Schroeder, Van Eaton, O'Malley and Butler. Relating to the authorization of public corporations to retain and pay for the services of experienced

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personnel in financing or refinancing public operations or undertaking.
Introduced, passed on file 351
Referred 377
Reported without recommendation 477
Amendments filed 478, 521

295 By Brown. Relating to requiring that the tax assessor ask each person assessed if state and federal income tax reports were filed for the preceding year.
Introduced, passed on file 351
Referred 377

296 By Wiley, O'Malley and Price. Relating to parking meter revenue, permitting revenue to be used for construction and maintenance of streets within the district.
Introduced, passed on file 351
Referred 378

297 By Nolan and Turner. 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.
Introduced, passed on file 351
Referred 378
Recommended passage 491
Referred to appropriations 502
Recommended passage 720
Committee reports adopted 745
Passed; ayes 48, nays none 746
Concurred 963
Passed; ayes 46, nays none 963
Reported enrolled 988
Signed by President 988
Sent to Governor 988
Signed by Governor 1065

298 By Putney and Elvers. Relating to authorizing the county board of supervisors to fill vacancies in office for the remainder of the term.
Introduced, passed on file 351
Withdrawn 364

299 By Mincks, Stuart and Hoxie. Relating to bounties on wild animals.
Introduced, passed on file 352
Referred 378
Recommended amendment, passage 444
Amendment filed 560

300 By Price and Scott. Relating to providing for withholding of state income taxes on income earned in Iowa, and to provide for payment of estimated income tax by self-employed individuals having self-employment derived from sources within the state of Iowa.
Introduced, passed on file 352
Referred 378
Amendment filed 520

301 By Industrial Relations. Relating to passenger and freight elevators; requiring the commissioner of labor to enforce the regulations pertaining to such elevators.
Introduced, placed on calendar .. 352
Steering recommends calendar .. 737
Passed; ayes 42, nays none 761

302 By Flatt and Hansen. Relating to placing the adjutant general and the assistant adjutant general on active state service.
Introduced, passed on file 352
Referred 378

303 By Flatt and Hansen. Relating to the term of the adjutant general; increasing to six years.
Introduced, passed on file 352
Referred 378

304 By Schroeder. Relating to motor vehicles and the law of the road and at what age a person is to be granted an operator's license.
Introduced, passed on file 352
Referred 378

305 By Gray, Hoschek and Lynes. Relating to the capitol planning commission and appropriating a sum for the performance of the duties thereof.
Introduced, passed on file 352
Referred 378

306 By Eppers. Relating to a lien for care and storage of airplanes.
Introduced, passed on file 352
Referred 378
Recommended passage 456
Committee report adopted 612
Passed; ayes 48, nays none 612

307 By Hansen. Relating to the exemption from retail sales tax on fuel used in drying or processing of grain.
Introduced, passed on file 352
Referred 378

308 By Wiley. Relating to including the fleet reserve association in the group of organizations which act on memorial halls and monuments.
Introduced, passed on file 364
Referred 401

309 By Phelps. 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.
Introduced, passed on file 365
Referred 401

310 By Turner. Relating to use and inspection of investigation reports and case records in aid to dependent children

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cases; making available to the attorney general, the county attorney such reports and records.
Introduced, passed on file 365
Referred 401

311 By Turner. Relating to desertion and abandonment of children.
Introduced, passed on file 365
Referred 401
Recommended passage 589
Sifting recommends calendar ... 913
Committee report adopted 944
Passed; ayes 49, nays none 944

312 By Turner. Relating to cooperation of parent in legal actions, and efforts to obtain support money for children from persons legally responsible for their support.
Introduced, passed on file 365
Referred 401
Recommended passage 589

313 By Board of Control. Relating to application for release of criminal sexual psychopaths; requiring such person to be examined by three qualified psychiatrists before being released.
Introduced, placed on calendar .. 365
Steering recommends calendar .. 570
Amendments filed 606, 625
Amendment withdrawn 629
Amendment adopted 629
Passed; ayes 48, nays 1 629
Reported enrolled 881
Signed by President 881
Sent to Governor 881
Signed by Governor 933

314 By Board of Control. Relating to the employment and discharge money of prisoners in the men's reformatory and state penitentiary and to the visitor's admission fee.
Introduced, placed on calendar .. 365
Amendment filed 446
Steering recommends calendar .. 570
Amendment adopted 624
Passed; ayes 46, nays none 624
Reported enrolled 881
Signed by President 881
Sent to Governor 881
Signed by Governor 933

315 By Board of Control. Relating to the transfer of persons from one institution to other institutions.
Introduced, placed on calendar .. 365
Steering recommends calendar .. 654
Passed; ayes 49, nays none 731
Amendment adopted 1106
Concurred 1106
Passed; ayes 43, nays none 1106
Reported enrolled 1180
Signed by President 1180
Sent to Governor 1180
Signed by Governor 1200

316 By Board of Control. Relating to payment of consultants for the board of control of state institutions.
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Introduced, placed on calendar .. 365
Steering recommends calendar .. 654
Passed; ayes 50, nays none 691
Reported enrolled 1143
Signed by President 1144
Sent to Governor 1144
Signed by Governor 1200

317 By Turner. Relating to increasing salaries of county attorneys; in certain counties.
Introduced, passed on file 365
Referred 401

318 By Turner. Relating to investigation of aid to dependent children cases; requiring an unannounced visit to the home at least once a month.
Introduced, passed on file 366
Referred 401

319 By Appropriations. Relating to an appropriation of $40,000 from the general fund to the Iowa Civil War Centennial Commission to conduct appropriate programs in connection with the approaching Centennial of the many important events of the Civil War.
Introduced, placed on calendar .. 366
Passed; ayes 41, nays 7 599
Concurred 979
Passed; ayes 41, nays 4 979
Reported enrolled 1018
Signed by President 1019
Sent to Governor 1019
Signed by Governor 1093

320 By Putney and Buck. Relating to tax aid to county and district fairs.
Introduced, passed on file 366
Referred 401
Recommended passage 434
Committee report adopted 545
Passed; ayes 44, nays none 545
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1223

321 By Wiley. Relating to joint use of municipal sewers; permitting cities or towns to join together for use of sanitary sewage system or sewage disposal facilities.
Introduced, passed on file 366
Referred 401

322 By Rigler and Wiley. Relating to permitting fire insurance companies to write multiple peril insurance policies reasonably related to ownership; use or occupancy of a private dwelling or dwellings.
Introduced, passed on file 366
Referred 401

323 By Walker, Butler, Fisher, Schroeder and Coleman. Relating to the towing of four-wheel trailers and registration fees thereon.
Introduced, passed on file 366

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Referred 401
Withdrawn 1075

324 By Turner. Relating to suitable family homes in aid to dependent children cases; providing that if a recipient mother of one illegitimate child shall give birth to a second illegitimate child the home shall not be deemed suitable.
Introduced, passed on file 366
Referred 401

325 By Turner. Relating to investigation of applications in aid to dependent children cases; requiring county boards of social welfare to make available to county attorneys information concerning the whereabouts and earnings of a responsible relative.
Introduced, passed on file 366
Referred 401

326 By Putney, Prentis and Shoeman. Relating to poultry associations; repealing chapter 184 Code 1958.
Introduced, passed on file 366
Referred 401
Recommended passage 739
Sifting recommends calendar .. 814
Committee report adopted 839
Passed; ayes 39, nays none 839

327 By Public Health. Relating to municipal hospitals; nursing homes to be erected and operated in conjunction with such hospitals.
Introduced, placed on calendar .. 367
Amendment adopted 451
Passed; ayes 32, nays 16 451
Reported enrolled 718
Signed by President 718
Sent to Governor 718
Signed by Governor 774

328 By Cities and Towns. Relating to authorizing a revolving fund for the central purchasing of city and town stores, supplies, motor vehicles and other equipment; and turning any surplus over to the general fund.
Introduced, placed on calendar .. 367

329 By Flatt. Relating to reorganization of school districts; requiring the board of education of the district to which another area is attached to give consent to the attachment.
Introduced, passed on file 367
Referred 401

330 By Lynes and Shoeman. Relating to increasing the authorized strength of the highway patrol to 350 members.
Introduced, passed on file 367
Referred 401

331 By Lynes and Shoeman. Relating to motor vehicle operators' license fees; increasing such fee to four dollars.
Introduced, passed on file 367
Referred 401

332 By Lynes and Shoeman. Relating to an appropriation from the general fund for the biennium beginning July 1, 1961, and ending June 30, 1963, 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, as increased by the Fiftyninth General Assembly.
Introduced, passed on file 367
Referred 401

333 By Phelps. Relating to county insurance coverage; increasing the amount of liability insurance coverage for county vehicles and machinery.
Introduced, passed on file 367
Referred 401
Recommended passage 503
Steering recommends calendar .. 654
Committee report adopted 692
H. F. 415 substituted 692
Withdrawn 692

334 By Phelps. Relating to the buying and selling of eggs; fixing the license fee for dealers and processors at $10.
Introduced, passed on file 367
Referred 401

335 By Cities and Towns. Relating to defining trees infected with Dutch elm disease as a nuisance when located in cities and towns and to provide for the abatement of same.
Introduced, placed on calendar .. 368
Steering recommends calendar .. 654
Passed; ayes 47, nays 1 732
Concurred 776
Passed; ayes 44, nays none 776
Reported enrolled 802
Signed by President 802
Sent to Governor 803
Signed by Governor 865

336 By Mincks and Hoschek. Relating to the creation of an Iowa state labor relations board.
Introduced, passed on file 368
Referred 401

337 By Wolf. Relating to limiting injunctive powers.
Introduced, passed on file 368
Referred 401

338 By Gilmour, Hill, O'Malley, Elijah and Weber. Relating to alcoholics and alcoholism, providing for the creation of a state commission to study and disseminate information on alcoholism; to develop a program of prevention and rehabilitation through research, education and treatment in co-

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operation with existing agencies and facilities; and to provide for an appropriation of $50,000.
Introduced, passed on file 368
Referred 401

339 By Gilmour. Relating to legislative budget and financial control; increasing the number of committee members to 18 and changing the terms of office.
Introduced, passed on file 368
Referred 401

340 By Long, Prentis, Getting, Scott, Fisher, Shaff, Schroeder, Flatt, Van Eaton and Shoeman. Relating to the appointment of assistant attorneys to supervise and perform the legal work of the State, its departments, boards and commissions and to provide for the fixing of their compensation by the attorney general.
Introduced, passed on file 368
Referred 401
Amendment filed 425, 833, 855
Sifting recommends calendar .. 866

341 By Nolan. Relating to defining institutional roads.
Introduced, passed on file 369
Amendment filed 381
Referred 401
Recommended passage 491
Committee report adopted 540
Amendment adopted 540
Passed; ayes 42, nays none 540
Reported enrolled 1111
Signed by President 1111
Sent to Governor 1111
Signed by Governor 1145

342 By Rigler. Relating to allowing road authorities to take immediate possession of the land under the power of eminent domain.
Introduced, passed on file 369
Referred 401
Recommended amendment, passage 491
Sifting recommends calendar 886

343 By Wolf, Long, O'Malley, Shoeman and Turner. Relating to establishment of integrated health departments by the board of supervisors, and providing a levy therefor.
Introduced, passed on file 369
Referred 401

344 By Flatt, Turner and Wolf. Relating to arbitration of disputes between employers and employees of a county, city, town or boards and commissions thereof.
Introduced, passed on file 369
Referred 401

345 By Hoschek. Relating to entrance requirements for schools of chiropody; requiring for entrance, two years study in a recognized college.

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Introduced, passed on file 369
Referred 401
Recommended passage 571
Withdrawn. 843

346 By Hoschek. Relating to changing the name of chiropodist to podatrist and the name of chiropody to podiatry.
Introduced, passed on file 369
Referred 401
Recommended passage 571
Withdrawn 843

347 By Hoschek. Relating to participation of chiropodists in hospital and medical service plans.
Introduced, passed on file 369
Referred 401
Recommended passage 504

348 By Hoschek. Relating to the fee for renewal of license to practice chiropody; increasing fee to five dollars.
Introduced, passed on file 369
Referred 401
Recommended passage 504
Steering recommends calendar .. 654
Committee report adopted 693
H. F. 120 substituted 693
Withdrawn 694

349 By Weber, Eppers and Hoschek. Relating to levee and drainage districts; permitting a district to use land owned by the state, upon first obtaining permission to do so.
Introduced, passed on file 369
Referred 401
Steering recommends calendar .. 654
Recommended passage 655
Committee report adopted 694
Passed; ayes 50, nays none 694
Report enrolled 881
Signed by President 881
Sent to Governor 881
Signed by Goevrnor 933

350 By Lynes. Relating to changing the name of the Bureau of Labor to the Department of Labor and Industrial Safety.
Introduced, passed on file 370
Referred 401
Recommended passage 719

351 By Lynes. Relating to the budget and financial control Act; including the state highway commission under such act with exception for certain funds.
Introduced, passed on file 370
Referred 401
Recommended passage 492
Sifting recommends calendar ... 831
Committee report adopted 929
Passed; ayes 43, nays none 930
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1223

352 By Dykhouse. Relating to primary highways; providing for a 600 motor vehicle count

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per day before existing primary highways are turned back to counties; removing 25 percent limitation for expenditures of primary road fund in cities and towns.
Introduced, passed on file 370
Referred 401

353 By Vance. Relating to controlled access highways; providing that legal acquisition of property and property rights procedures must be followed by the highway commission before owners of property have their right of access restricted.
Introduced, passed on file 370
Referred 401
Recommended amendment, passage 492
Sifting recommends calendar 788
Committee report adopted 830
Amendment adopted 856
Amendment filed 896
Amendment adopted 955
Passed; ayes 37, nays 9 956
Reported enrolled 1199
Signed by President 1198
Sent to Governor 1199
Vetoed by Governor 1224

354 By Wolf. Relating to a plan for elimination of the need for viaducts and underpasses through relocating, depressing, elevating or consolidating main line and belt line railroad trackage in cities having a population of 50,000 or more; providing for the allocation and assessment of the cost thereof as between the city and the railroad or railroads involved after hearing; providing for the levy of a tax by the city or cities affected.
Introduced, passed on file 370
Referred 401

355 By Eppers, Hoschek and Weber. Relating to voting by agents in drainage or levee districts by providing a method of voting by absentee ballot.
Introduced, passed on file 370
Referred 401
Recommended passage 503
Committee report adopted 541
Passed; ayes 44, nays none 541
Reported enrolled 1065
Signed by President 1065
Sent to Governor 1065
Signed by Governor 1144

356 By Moore. Relating to legalizing the proceedings of the board of directors of the Woodbine Community School District, in the counties of Harrison and Monona, authorizing the issuance of school building bonds and for the levy of taxes for the payment of said bonds.
Introduced, passed on file 382
Referred 401
Recommended passage 444

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Proof of publication certified 461
Committee report adopted 475
Amendment adopted 475
Passed; ayes 46, nays none 476
Reported enrolled 517
Signed by President 518
Sent to Governor 518
Signed by Governor 529

357 By Wiley. Relating to joint use of municipal sewers; authorizing the governing bodies of cities and towns to contract with each other for the joint use of municipal sewers.
Introduced, passed on file 382
Referred 401
Recommended passage 435
Amendment filed 446
Committee report adopted 470
Amendment adopted 470
Passed; ayes 47, nays none 470
Reported enrolled 670
Signed by President 670
Sent to Governor 670
Signed by Governor 718

358 By Lucken, Walker, Potter, Hansen, Gray and Turner. 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.
Introduced, passed on file 382
Referred 401

359 By Agriculture. Relating to the protection of the public health and the prevention of fraud and deception py prohibiting the manufacture, sale, offering for sale or exposing for sale, or having in possession with intent to sell, meat and meat products that are adulterated or deleterious or not in compliance with the act; regulating labeling and advertising; and prescribing penalties for violations of this Act.
Introduced, placed on calendar .. 383

360 By Hoschek and Eppers. Relating to levee and drainage districts and improvements on petition or by mutual agreement.
Introduced, passed on file 383
Referred 401
Steering recommends calendar .. 654
Recommended passage 655
Committee report adopted 694
Passed; ayes 50, nays none 695
Reported enrolled 881
Signed by President 881
Sent to Goveror 881
Signed by Governor 933

361 By Gilmour, Wolf and Coleman. Relating to the display of discriminating signs in certain establishments.
Introduced, passed on file 383
Referred 402

362 By Long, Shaff, Schroeder

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and Wolf. Relating to the exemption from taxation of property in the possession of an Iowa bank or trust company pursuant to certain pension, profit sharing, unemployment compensation, stock bonus or other retirement, deferred benefit or employees welfare plans.
Introduced, passed on file 383
Referred 402
Recommended passage 558
Steering recommends calendar .. 654
Amendment filed 708
Committee report adopted 748
Amendment adopted 748
Passed; ayes 47, nays none 749
Reported enrolled 788
Signed by President 788
Sent to Governor 788
Signed by Governor 831

363 By Putney. Relating to the maximum millage levy by counties for ordinary county revenue.
Introduced, passed on file 383
Referred 402

364 By O'Malley. Relating to contribution by public employees to nonprofit corporations conducting a nonprofit appeal for support of health, welfare and recreation agencies.
Introduced, passed on file 383
Referred 402

365 By Shaff and Stuart. Relating to not for profit corporations and the formation, merger, consolidation, dissolution, liquidation, admission to do business in the state and withdrawal therefrom, authority, powers and rights thereof, and requirements therefor, and the regulation and conduct of affairs thereof.
Introduced, passed on file 383
Referred 402

366 By Price. Relating to the control of motor vehicle truck operators by the commerce commission; eliminating the filing of reports with the commission by truck operators operating not more than five motor vehicles.
Introduced, passed on file 384
Referred 402
Recommended passage 404
Amendments filed 446, 520, 560
Committee report adopted 415
Passed; ayes 42, nays none 415
Motions filed to reconsider vote.. .....422, 423
Motion withdrawn 553
Vote reconsidered 553
Re-referred to transportation and highway safety 553
Amendment withdrawn 575
Amendment adopted 575
Passed; ayes 29, nays 19 575
Amendments filed 896
Amendment adopted 964
Point or order raised 964
Refused to concur 964

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Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1144

367 By Shaff. Relating to retail sales tax and to redefine personal property sold for processing.
Introduced, passed on file 384
Referred 416
Withdrawn 1120

368 By Butler and O'Malley. Relating to the use of vending machines in the sale of cigarettes.
Introduced, passed on file 384
Referred 416

369 By Schroeder. Relating to increasing the compensation of mayors in cities under special charter.
Introduced, passed on file 384
Referred 416
Recommended passage 435
Committee report adopted 619
Passed; ayes 47, nays none 619
Reported enrolled 881
Signed by President 881
Sent to Governor 881
Signed by Governor 933

370 By Schroeder. Relating to granting to the city of Davenport, title to the bed and banks of the Mississippi river and islands and made lands therein, from the old city limits to the now existing city limits.
Introduced, passed on file 384
Referred 416
Recommended passage 444
Amendment filed 507
Committee report adopted 619
Amendment adopted 620
Passed; ayes 48, nays none 620
Reported enrolled 881
Signed by President 881
Sent to Governor 881
Signed by Governor 933

371 By Judiciary 1. Relating to mileage of inheritance tax appraisers; increasing to seven cents per mile.
Introduced, placed on calendar .. 384
Passed; ayes 43, nays none 541

372 By Judiciary 1. Relating to inheritance tax and which will make the Iowa rule and the federal rule the same and will elliminate the present conflict that now exists and will make for better administration of inheritance tax.
Introduced, placed on calendar .. 384
Passed; ayes 43, nays none 542

373 By Judiciary 1. Relating to inheritance tax deduction of debts; clarifying the deduction of federal tax owing by the decedent or the estate.
Introduced, placed on calendar .. 385
Passed; ayes 41, nays none 542

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374 By Social Security. Relating to workmen's compensation to provide for a hearing and determination in cases of refusal of employees to sign waivers because of certain physical defects; when such defects increase the risk of injury.
Introduced, placed on calendar .. 385

375 By Buck, Hill and Frommelt. Relating ot the definition of "total and partial unemployment".
Introduced, passed on file 385
Referred 416
Recommended passage 589

376 By Price and O'Malley. Relating to collection of sales tax only on the cash difference in sales of farm equipment where a trade-in is involved.
Introduced, passed on file 385
Referred 416
Amendments filed 478, 896, 897, 933, 989
Recommended passage 504
Sifting recommends calendar 814
Committee report adopted 923
Re-referred to tax revision 982

377 By Gilmour and Wearin. Relating to limitation on charitable bequests; increasing the limitation to one-half of the testator's estate; and making the statute inapplicable if the testator executed his will at least 180 days before his death.
Introduced, passed on file 385
Referred 416

378 By Mincks. Relating to an extension of duration of employment security benefits.
Introduced, passed on file 385
Referred 416

379 By Vance, Coleman, Dykhouse, Brown and Hansen. Relating to prohibiting the obtaining of telecommunications service fraudulently, and providing a penalty therefor.
Introduced, passed on file 385
Referred 416

380 By Hill and Gilmour. Relating to an appropriation of $103,400.00 to Rock Creek Lake, Jasper County.
Introduced, passed on file 386
Referred 416
Reported without recommendation 672
Referred to appropriations 687

381 By Getting, Butler and Walker. Relating to increasing penalties for certain violations by staffs in banks and for the making of false statements or entries or diversion of funds.
Introduced, passed on file 386
Referred 416

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Recommended amendment, passage 423
Committee report adopted 471
Amendment adopted 471
Amendment filed 494
Referred to judiciary 1 498

382 By Potter and Turner. Relating to adult probation officers and presentence investigation.
Introduced, passed on file 386
Referred 416
Amendment filed 522

383 By O'Malley. Relating to the Iowa Public Employees' Retirement System; permitting a beneficiary in case of death of a member, to receive the accumulated contributions of the member and his employer.
Introduced, passed on file 386
Referred 416

384 By O'Malley. Relating to urban renewal; permitting municipalities to enter into certain agreements regarding real property acquired for urban renewal.
Introduced, passed on file 386
Referred 416
Recommended passage 571
Steering recommends calendar .. 588
Amendment filed 655
Committee report adopted 682
Amendment adopted 683
Passed; ayes 48, nays none 683

385 By Long, Prentis, Lynes, Getting, Scott, Price, Nolan, Gray, Fisher, Phelps, Wilson, Elijah, Vance, Stuart, Dykhouse, Weber, Butler, Buck, Nystrom and Flatt. Relating to creating a school property tax replacement fund, to provide for the revenue for its establishment and to prescribe the method for making distributions from such fund.
Introduced, passed on file 396
Referred 417
Amendment filed 521
Amendments filed 708

386 By Lynes. Relating to the giving of bond by the commissioner of public safety.
Introduced, placed on file 396
Referred 417

387 By Hoxie and Shoeman. Relating to congressional districts; organizing and dividing the state into seven districts.
Introduced, passed on file 396
Referred 417

388 By Scott, Wiley, Long, Putney, Fisher and Prentis. Relating to redistricting the state into seven congressional districts.
Introduced, passed on file 396
Referred 417

389 By O'Malley. Relating to providing for the reservation

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of right-of-way for future streets in cities and towns and providing for relief in case of undue hardships caused by right-of-way reservation.
Introduced, passed on file 396
Referred 417

390 By Schroeder and Long. Relating to employment security, the determination and payment compensation benefits, disqualification for benefits, joint employers' accounts, and the definition of terms.
Introduced, passed on file 396
Referred 417
Recommended passage 530
Amendment filed 833

391 By Potter. Relating to the right of change of venue.
Introduced, passed on file 396
Referred 417

392 By Flatt, Vance, Walker, Coleman and Frommelt. Relating to the powers of the bureau of labor to make safety regulations; providing penalties for violation of such regulations.
Introduced, passed on file 397
Referred 417

393 By Flatt. Realting to levying and for collection of a severance tax on certain natural mineral products and to allocate the tax so collected.
Introduced, passed on file 397
Referred 417

394 By Buck, Rigler, Nolan and Shaff. Relating to the power of cities and counties to jointly undertake the erection of government buildings and to lease a portion thereof to the general public and to finance such undertaking by the issuance of revenue bonds.
Introduced, passed on file 397
Referred 417
Recommended passage 719
Withdrawn 841

395 By Gilmour and Mincks. Relating to compelling all persons who charge interest to provide an itemized list of all interest, charges, or other fees.
Introduced, passed on file 397
Referred 417

396 By O'Malley. Relating to the power of Boards of Supervisors to adopt electrical codes and to regulate and inspect electrical installations.
Introduced, passed on file 397
Referred 417

397 By Hoschek. Relating to compiling and promulgation of prevailing wage rates for public contracts.
Introduced, passed on file 397
Referred 417

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398 By Elijah and Weber. Relating to the sale of checks, money orders, and other written instruments for the transmission or payment of money.
Introduced, passed on file 397
Referred 417
Amendments filed 425, 492
Recommended amendment, passage 491
Withdrawn 796

399 By Buck, Walker, Flatt, Price and Fisher. Relating to residents in an institution under old-age assistance; a patient in a private medical institution for tuberculosis or mental diseases is not eligible to receive assistance.
Introduced, passed on file 397
Referred 417
Amendment filed 509
Recommended passage 590
Steering recommends calendar .. 737
Committee report adopted 767
Amendment adopted 767
Passed; ayes 45, nays none 767
Reported enrolled 881
Signed by President 881
Sent to Governor 881
Signed by Governor 933

400 By Putney. Relating to the cost of tiling across public highways; providing one-half of the expense to be paid by the owner of the land.
Introduced, passed on file 398
Referred 417

401 By Frommelt and Schroeder. 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 398
Referred 417

402 By Schroeder and Shaff. Relating to any release of liability for personal injury which is obtained while the injured party is confined in a hospital shall be void.
Introduced, passed on file 398
Referred 417

403 By Nolan, Dykhouse, Buck, O'Malley, Van Eaton, Shaff and Frommelt. Relating to revenue for highway construction.
Introduced, passed on file 398
Referred 417
Amendments filed 591-596, 722
Recommended amendment, passage 671

404 By Schroeder. Relating to proposed expenditures of county funds by county conservation boards.
Introduced, passed on file 398
Referred 417

405 By Lucken, Lynes, Shaff, Gilmour and Coleman. Relat-

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ing to the election of the members of the budget and financial control committee by the members of the House of Representatives and the Senate.
Introduced, passed on file 398
Referred 417

406 By Lucken, Lynes, Shaff, Gilmour and Coleman. Relating to committees in the House and Senate to judge all election contests.
Introduced, passed on file 398
Referred 417

407 By Shaff. Relating to territory annexed by a city at the request of the owner.
Introduced, passed on file 398
Referred 417

408 By Turner, Lucken, Nolan, Shoeman, Nystrom, Vance and Butler. Relating to the licensing, registration and identification of mobile homes, and providing for an increase in the monthly fees thereon.
Introduced, passed on file 398
Referred 417
Amendment filed 672-673

409 By Mincks. Relating to waivers of workmen's compensation; no waiver to have validity if executed because of a physical defect as a result of an injury which may have arisen out of and in the course of the employment of the present employer.
Introduced, passed on file 399
Referred 417

410 By Buck, Elijah and Long. Relating to liens on personal property.
Introduced, passed on file 399
Referred 417

411 By Shaff and Stuart. Relating to corporations for profit; simplification and greater clarification of the Iowa Business Corporation Act.
Introduced, passed on file 399
Referred 417
Recommended passage 531
Steering recommends calendar .. 654
Committee report adopted 778
Amendments filed 789
Amendment adopted 793
Passed; ayes 45, nays none 793
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1223

412 By Coleman. Relating to creating a teacher tenure law and an Iowa teacher tenure board.
Introduced, passed on file 399
Referred 417

413 By Hoxie, Coleman and Moore. Relating to creating a state agricultural products utilization committee and to make an appropriation of $100,000 to the Iowa Development Commission.
Introduced, passed on file 399
Referred 417
Amendment filed 866

414 By Hoxie. Relating to an appropriation to the members of the Iowa-Nebraska boundary study committee, namely: Frank M. Hoxie, J. T. Dykhouse, Robert G. Moore, William E. Darrington, Lester L. Kluever, Willard M. Freed and Fred M. Jarvis.
Introduced, passed on file 399
Referred 417
Amendment filed 550
Recommended passage 720
Committee report adopted 746
Amendment withdrawn 746
Passed; ayes 46, nays none 746
Reported enrolled 970
Signed by President 970
Sent to Governor 970
Signed by Governor 1019

415 By Stuart and Shaff. Relating to the term of office of supreme and district court judges.
Introduced, passed on file 399
Referred 417
Recommended passage 456
Steering recommends calendar .. 654
Committee report adopted 695
Passed; ayes 40, nays 8 695
Reported enrolled 1111
Signed by President 1111
Sent to Governor 1111
Signed by Governor 1145

416 By Hoxie. Relating to the reorganization of school districts; providing for the merger of a district operating a high school of less than 100 high school pupils with a larger district.
Introduced, passed on file 399
Referred 417

417 By Hoxie and Wolf. Relating to corporations; authorizing the secretary of state to waive all penalty payments for failure of said corporation to renew charter when notice has been received.
Introduced, passed on file 400
Referred 417
Amendment filed 425

418 By Prentis. Relating to the inclusion of retail sales tax in the retail sales price.
Introduced, passed on file 400
Referred 417

419 By Board of Control. Relating to commitment and discharge of neglected, dependent, and delinquent children.
Introduced, placed on calendar .. 428

420 By Board of Control. Relating to the powers and duties of the director of industries

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under the board of control; eliminating the necessity for notorization of voucher claims.
Introduced, placed on calendar .. 428
Steering recommends calendar .. 588
Passed; ayes 48, nays none 622
Reported enrolled 881
Signed by President 881
Sent to Governor 881
Signed by Governor 933

421 By Schools and Educational Institutions. Relating to school taxes; increasing the amount of per pupil tax for school corporations.
Introduced, placed on calendar .. 428
Amendment filed 479

422 By Social Security. Relating to guardianship under aid to the blind.
Introduced, placed on calendar .. 428

423 By Social Security. Relating to procedure on reports and records of recipients receiving assistance under aid for the blind.
Introduced, placed on calendar .. 428

424 By Social Security. Relating to application forms for aid to the blind; eliminating the need for applicant to make a statement concerning the property he has or the amount of his income.
Introduced, placed on calendar .. 428

425 By Social Security. Relating to applications for asistance for aid to dependent children; providing for application for aid to be made in the county in which the child resides.
Introduced, placed on calendar .. 428
Amendment filed 457

426 By Social Security. Relating to reports of recipients of aid to dependent children; providing for the state board to furnish each county board with a monthly report showing the names of recipients receiving assistance.
Introduced, placed on calendar .. 429

427 By Printing. Relating to proceedings of Iowa academy of science; eliminating the publishing of such document.
Introduced, placed on calendar .. 438

428 By Water Rights. Relating to establishing the boundary line between Iowa and Nebraska by agreement; to cede to Nebraska and to relinquish jurisdiction over lands now in Iowa but lying westerly of said boundary line and contiguous to lands in Nebraska.
Introduced, placed on calendar .. 438
Amendment filed 507-509
Steering recommends calendar .. 588
Amendment filed 656
Made special order 733
Committee of the whole 798

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Amendment adopted 798
Amendment withdrawn 799
Passed; ayes 40, nays 5 799
Reported enrolled 895
Signed by President 895
Sent to Governor 895
Signed by Governor 933

429 By Social Security. Relating to granting of assistance and the amount thereof for aid to dependent children; eliminating the limitation amount of $175 a month in aid to a family.
Introduced, placed on calendar .. 439

430 By Social Security. Relating to the procedure for reimbursement to the state from the fund for aid to dependent children.
Introduced, placed on calendar .. 439

431 By Social Security. Relating to the removal from the county of recipients of aid to dependent children; providing for a transfer of financial responsibility to another county when the child had resided there six months.
Introduced, placed on calendar .. 439
Amendment filed 687

432 By Board of Control. Relating to the industry revolving funds at the state penitentiary and the men's reformatory.
Introduced, placed on calendar .. 447

433 By Board of Control. Relating to the board of control of state institutions; authorizing the board to employ such assistants as needed and pay necessary traveling expenses.
Introduced, placed on calendar .. 447

434 By Judiciary 2. Relating to legalizing the proceedings of the Board of Directors of the Lewis Consolidated School District, in the county of Cass, authorizing the issuance of school building bonds and for the levy of taxes for the payment of said bonds.
Introduced, placed on calendar .. 447
Proof of publication certified 462
Passed; ayes 45, nays none 474
Reported enrolled 502
Signed by President 502
Sent to Governor 502
Signed by Governor 518

435 By Judiciary 2. Relating to legalizing the proceedings for the organization and establishment of the Community School District of Atlantic in the counties of Cass, Pottawattamie and Audubon, and fixing the boundaries thereof.
Introduced, placed on calendar .. 448
Amendment filed 492
Proof of publication certified 518
Amendment adopted 543
Passed; ayes 42, nays none 543
Reported enrolled 569

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Signed by President 570
Sent to Governor 570
Signed by Governor 588

436 By Social Security. Relating to the rate of contributions by employers and providing penalties for failure to timely pay contributions and to make certain reports.
Introduced, placed on calendar .. 448
Amendment filed 521
Steering recommends calendar .. 570
Amendment adopted 635
Passed; ayes 48, nays none 635
Reported enrolled 1111
Signed by President 1111
Sent to Governor 1111
Signed by Governor 1145

437 By Social Security. Relating to workmen's compensation to provide for a hearing and determination in cases of refusal of employees to sign waivers because of certain physical defects.
Introduced, placed on calendar .. 448
438 By Judiciary 1. Relating to recovery for injury or death of husband.
Introduced, placed on calendar .. 448
Steering recommends calendar .. 654
Passed; ayes 44, nays none 768
439 By Governmental Affairs. Relating to establishing a state employees' incentive award program.
Introduced, placed on calendar .. 461

440 By Banks, Building and Loan. Relating to raising the amount of an unsecured loan on which the superintendent of banking may require a financial statement.
Introduced, placed on calendar .. 497
Passed; ayes 44, nays none 546
Reported enrolled 813
Signed by President 813
Sent to Governor 813
Signed by Governor 865

441 By Schools and Educational Institutions. Relating to the reorganization of certain school districts; defining inadequate twelve-grade population as areas who have less than 700 persons of school age.
Introduced, placed on calendar .. 497
Amendment filed ...560, 656, 708, 739
Steering recommends calendar .. 654
Amendments withdrawn 747
Amendments adopted 748
Passed; ayes 45, nays none 748
Concurred 848
Passed; ayes 37, nays 2 848
Reported enrolled 864
Signed by President 864
Sent to Governor 865
Vetoed by Governor 912

442 By Board of Control. Relating to cooperative efforts of various state departments.
Introduced, placed on calendar .. 497
Steering recommends calendar .. 654
Passed; ayes 42, nays none 771
Reported enrolled 1199

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Signed by President 1199
Sent to Governor 1200
Signed by Governor 1223

443 By Insurance. Relating to deposits required to be made with the commissioner of insurance by alien insurers.
Introduced, placed on calendar .. 512

444 By Insurance. Relating to atomic energy hazards in relation to the statutory standard fire policy.
Introduced, placed on calendar .. 512
Withdrawn 1086

445 By Appropriations. Relating to appropriating funds to the employment security commission as a proportionate share in the cost of erecting an administrative building for the use of the commission.
Introduced, placed on calendar .. 512
Amendment filed 560
Amendment adopted 648
Passed; ayes 41, nays 7 648
Reported enrolled 802
Signed by President 802
Sent to Governor 803
Signed by Governor 865

446 By Appropriations. Relating to appropriating funds from the Iowa Public Employee's Retirement Fund to the employment security commission as a proportionate share in the cost of erecting an administrative building for the use of the commission.
Introduced, placed on calendar .. 512
Amendments filed 561, 606
Amendment adopted 648
Amendment withdrawn 648
Passed; ayes 44, nays 5 648
Reported enrolled 802
Signed by President 802
Sent to Governor 803
Signed by Governor 865

447 By Appropriations. Relating to appropriating money credited to the account of the state in the unemployment trust fund for the purpose of acquiring land and erecting a building for the use of the Iowa employment security commission.
Introduced, placed on calendar .. 512
Amendment filed 561
Amendment adopted 649
Passed; a yes 40, nays 6 649
Reported enrolled 802
Signed by President 802
Sent to Governor 803
Signed by Governor 865

448 By Manufacturing, Commerce and Trade. Relating to the marketing of certain dairy products and imitations thereof; creating a milk and ice cream commission, defining powers and duties.
Introduced, placed on calendar .. 513
Steering recommends calendar .. 737

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Amendments filed. S. J. 789, 807-809, 866

449 By Cities and Towns. Relating to the annexation of adjoining land by certain sanitary sewer districts.
Introduced, placed on calendar .. 513
Steering recommends calendar .. 654
Passed; ayes 50, nays none 696

450 By Judiciary 1. Relating to permitting mortgagors and mortgagees of real property of less than 10 acres in size to reduce the period of redemption after foreclosure sale by agreement and by waiver of deficiency judgment.
Introduced, placed on calendar .. 523
Steering recommends calendar .. 570
Passed; ayes 35, nays 11 637
Reported enrolled 773
Signed by President 773
Sent to Governor 773
Signed by Governor 803

451 By Conservation. Relating to boat registration, navigation regulations and water safety.
Introduced, placed on calendar .. 524
Amendments filed 606, 740, 756
Steering recommends calendar .. 654
Amendment adopted 733
Amendments adopted 769, 770
Passed; ayes 46, nays none 770
Concurred 948
Passed; ayes 49, nays none 948
Reported enrolled 988
Signed by President 988
Sent to Governor 988
Signed by Governor 1066

452 By Judiciary 1. Relating to the Rules of Civil Procedure, to changes therein reported by the Supreme Court of Iowa and amending Rules thereof.
Introduced, placed on calendar .. 524
Sifting recommends calendar 788
Amendments filed 790, 809, 866
Record expunged 919
Amendments adopted 998
Amendments withdrawn 998
Passed; ayes 46, nays 1 998
Concurred 1192
Passed; ayes 44, nays none 1192
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Vetoed by Governor 1224

453 By Iowa Development. Relating to planning assistance for cities, towns, counties, regional and metropolitan areas.
Introduced, placed on calendar .. 533
Passed; ayes 48, nays none 613
Reported enrolled 813
Signed by President 813
Sent to Governor 813
Signed by Governor 865

454 By Appropriations. Relating to an appropriation to members of the committee on highway study, namely: D. C. Nolan, Merle Hagedorn, James R. Dougherty, Gene L. Hoffman, Russell Eldred, Carroll McCurdy, Neal Pierce, Kenneth Robinson, Charles F. Iles and Miles P. Sutera.
Introduced, placed on calendar .. 534
Passed; ayes 49, nays none 600
Concurred 792
Passed; ayes 47, nays none 792
Reported enrolled 813
Signed by President 813
Sent to Governor 813
Signed by Governor 865

455 By Social Security. Relating to appointment of guardian under old-age assistance; all guardianship proceedings to be instituted by the county attorney.
Introduced, placed on calendar .. 534

456 By Judiciary 2. Relating to legalizing the proceedings of the town council of the town of Buffalo, in Scott County, authorizing the issuance, sale and delivery of sewer revenue bonds.
Introduced, placed on calendar .. 563
Proof of publication certified ... 570
Passed; ayes 48, nays none 616
Reported enrolled 686
Signed by President 686
Sent to Governor 687
Signed by Governor 718

457 By Judiciary 2. Relating to appointment of chief of police from other than active members of the department.
Introduced, placed on calendar .. 563

458 By Judiciary 2. Relating to legalizing the proceedings of the town council of the town of Buffalo, in Scott County, authorizing and providing for the issuance, sale and delivery of sewer bonds and for the levy of taxes for the payment of said bonds.
Introduced, placed on calendar .. 564
Proof of publication certified .. 570
Passed; ayes 48, nays none 617
Reported enrolled 686
Signed by President 686
Sent to Governor 687
Signed by Governor 718

459 By Judiciary 2. Relating to basic science, increasing compensation of members of the board of examiners, fixing fees for examination of applicants and fees charged in matters of reciprocity.
Introduced, placed on calendar .. 564
Steering recommends calendar .. 588
Passed; ayes 48, nays none 680
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1223

460 By Iowa Development. Relating to the governing bodies of the cities and counties of Iowa and adjoining states; authorizing them to create regional or metropolitan plan-

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ning commissions, and for school districts and other such bodies to participate in such commissions.
Introduced, placed on calendar .. 564
Passed; ayes 48, nays none 613

461 By Schools and Educational Institutions. Relating to the policy of the state that the county school system shall be eliminated.
Introduced, placed on calendar .. 564
Steering recommends calendar .. 588
Motion filed to substitute contents of H. F. 443 653
Amendments adopted 712
Passed; ayes 27, nays 22 712
Motions filed to reconsider vote . 717

462 By Schools and Educational Institutions. Relating to investment of funds in preferred or common stocks by the state by the state board of regents.
Introduced, placed on calendar .. 564
Steering recommends calendar .. 654
Amendment filed 709
Amendment adopted 726
Passed; ayes 44, nays 2 726

463 By Highways. Relating to street improvements; permitting cities of less than 5,000 population to contract with adjoining cities for street construction and maintenance.
Introduced, placed on calendar .. 564
Steering recommends calendar .. 588
Passed; ayes 48, nays none 638
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1223

464 By Highways. Relating to the establishment of highways; providing that all road plans, plats and field notes for rural subdivisions shall be filed with and recorded by the county auditor and approved by the board of supervisors and the county engineer before the subdivision is laid out and platted.
Introduced, placed on calendar .. 564
Steering recommends calendar .. 588
Passed; ayes 48, nays 1 638
Reported enrolled 1111
Signed by President 1111
Sent to Governor 1111
Signed by Governor 1145

465 By Highways. Relating to the disposition of the proceeds of the road use tax fund; apportioning among cities and towns, during July 1, 1961, through December 31, 1961 two percent of the total road use tax fund before any other apportionment is made.
Introduced, placed on calendar .. 564
Steering recommends calendar .. 588
Amendment filed 641
Amendment adopted 666
Passed; ayes 45, nays none 667
Reported enrolled 1199
Signed by President 1199

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Sent to Governor 1200
Signed by Governor 1223

466 By Highways. Relating to allocations from the road use tax fund and to the apportionment thereof among the counties, cities and towns.
Introduced, placed on calendar .. 565
Steering recommends calendar .. 588
Amendments filed 606, 641, 642, 708, 720, 721, 739, 740, 757, 758, 790, 815
Made special order 645
Committee of the whole 729
Call of the Senate 737
Amendments adopted 751, 752, 785, 786, 822, 823
Call of the Senate 751
Amendments withdrawn 786, 822
Point of order raised 787
Motion withdrawn 820
Amendments adopted 822, 823
Passed; ayes 41, nays 8 823
Explanation of votes 823, 824
Senate refused to concur 1129
Conference committee appointed.1143
Conference committee report adopted 1170
Amendments adopted 1170
Passed; ayes 44, nays 1 1171
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1223

467 By Highways. Relating to continuing and making permanent the present motor vehicle fuel taxes after July 1, 1961; the net proceeds of two cents per gallon credited to the primary road fund for construction of primary roads, and for widening and modernizing highways and bridges.
Introduced, placed on calendar .. 565
Steering recommends calendar .. 588
Amendments filed 641, 642, 674
Amendments adopted 668
Committee report adopted 682
H. F. 613 substituted 682
Withdrawn 705

468 By Highways. Relating to the classification of roads and streets within cities and towns.
Introduced, placed on calendar .. 565
Steering recommends calendar .. 588
Amendment filed 674
Amendment adopted 677
Passed; ayes 48, nays none 677

469 By Schools and Educational Institutions. Relating to school districts; permitting changes in boundary lines by action of the boards of directors.
Introduced, placed on calendar .. 565
Steering recommends calendar .. 654
Amendment filed 656
Amendment adopted 731
Passed; ayes 49, nays none 731
Concurred 938
Passed; ayes 48, nays 1 938
Reported enrolled 970
Signed by President 970
Sent to Governor 970
Signed by Governor 1019

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470 By Schools and Educational Institutions. Relating to permitting tuition students to attend school districts which have an area vocational technical high school or program.
Introduced, placed on calendar .. 565
Steering recommends calendar .. 588
Amendment filed 642
Amendment adopted 683
Passed; ayes 48, nays none 690
Concurred 1105
Passed; ayes 49, nays none 1106
Reported enrolled 1143
Signed by President 1144
Sent to Governor 1144
Signed by Governor 1200

471 By Insurance. Relating to the sale of securities; exempting the sale of securities by the issurer to not more than 15 persons annually if no commission is paid.
Introduced, placed on calendar .. 574
Steering recommends calendar .. 737
Passed; ayes 48, nays none 795

472 By Insurance. Relating to the powers and duties of the commissioner of insurance.
Introduced, placed on calendar .. 574
Steering recommends calndar .. 737
Passed; ayes 47, nays 2 795

473 By Insurance. Relating to the regulation of securities dealers; increasing the bond of dealers to $10,000.
Introduced, placed on calendar .. 574
Steering recommends calendar .. 737
Amendment filed 809

474 By Public Health. Relating to medical assistance for the aged; an enabling act to establish a program of assistance for aged individuals who are not recipients of old age assistance.
Introduced, placed on calendar .. 574
Withdrawn 1040

475 By Insurance. Relating to annual reports of certain corporations; requiring such reports to contain a brief description of the qualities and classes of any securities issued.
Introduced, placed on calendar .. 574
Sifting recommends calendar 788
Amendment adopted 920
Passed; ayes 45, nays none 920

476 By Insurance. Relating to annual reports of domestic and foreign corporations; requiring such reports to contain a brief description of the qualities and classes of any securities issued by the corporation.
Introduced, placed on calendar .. 574

477 By Judiciary 2. Relating to legalizing the proceedings of the city council of the city of Burlington, in Des Moines County, authorizing the issuance, sale and delivery of parking revenue bonds of said city or refund outstanding bonds and defray the cost of acquiring additional off-street motor vehicle parking facilities.
Introduced, placed on calendar .. 598
Proof of publication certified 605
Steering recommends calendar .. 654
Passed; ayes 50, nays none 697
Reported enrolled 813
Signed by President 813
Sent to Governor 813
Signed by Governor 865

478 By Board of Control. Relating to the officers, employees and members of the Iowa Soldiers' Home; authorizing the board of control to designate the manner to which payments for maintenance and support of members shall first be made and method of collecting such payments.
Introduced, placed on calendar .. 598
Steering recommends calendar .. 654
Steering recommends calendar .. 737
Passed; ayes 42, nays none 761
Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1144

479 By Agriculture. Relating to increasing certain license and permit fees collected by the Iowa department of agriculture.
Introduced, placed on calendar .. 598
Steering recommends calendar .. 737
Passed; ayes 48, nays none 795

480 By Legislative Redistricting. Relating to redistricting the state into seven congressional districts.
Introduced, placed on calendar .. 609
Made special order 609
Amendments filed 642, 643, 656
Passed; ayes 32, nays 15 663
Refused to concur 1035
Conference committee appointed 1041
Conference committee report 1064
Explanation 1066
Conference committee report adopted 1072
Amendments adopted 1073
Passed; ayes 31, nays 18 1073
Reported enrolled 1130
Signed by President 1130
Sent to Governor 1130
Signed by Governor 1200

481 By Judiciary 2. Relating to permitting persons and organizations to incorporate, Corporations Not for Pecuniary Profit, for the purpose of promoting industrial development and expansion in Iowa communities; to authorize and encourage such corporations to cooperate with similar corporations in adjoining states; and, when the Iowa and foreign corporations have identical names and purposes, to permit the same to function as one corporation in Iowa upon certain conditions.

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Introduced, placed on calendar .. 645
Steering recommends calendar .. 737
Passed; ayes 46, nays none 766
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1223

482 By Highways. Relating to the improvement of primary roads; permitting the construction of diagonal highways.
Introduced, placed on calendar .. 658

488 By Highways. Relating to fire protection for highway commission property.
Introduced, placed on calendar .. 658
Sifting recommends calendar 988
Passed; ayes 49, nays none 1103

484 By Highways. Relating to assistance and advice by the state highway commission to cities and towns with respect to road and street traffic problems.
Introduced, placed on calendar .. 658

485 By Cities and Towns. Relating to retirement systems for policemen and firemen.
Introduced, placed on calendar .. 675
Steering recommends calendar .. 737
Amendment filed 757
Amendment adopted 762
Passed; ayes 42, nays 2 777
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1224

486 By Social Security. Relating to adoptions to provide that the court may, in its discretion, order the agency placing the child for adoption to make the investigation.
Introduced, placed on calendar .. 675

487 By Social Security. Relating to the determination of eligibility and amount of assistance of aid to the blind.
Introduced, placed on calendar .. 675

488 By Social Security. Relating to property exclusions under old age assistance.
Introduced, placed on calendar .. 676

489 By Public Health. Relating to supplemental aid to recipients of old-age assistance.
Introduced, placed on calendar .. 724
Sifting recommends calendar 788
Amendments filed 790, 809
Amendments adopted 827
Passed; ayes 46, nays 2 827
Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1144

490 By Cities and Towns. Relating to authorizing the incurring of indebtedness and issuances of bonds by cities for the purpose of acquiring sites for and constructing parking lots in conjunction with hospitals.
Introduced, placed on calendar .. 724

491 By Agriculture. Relating to increasing the license fees paid by bonded warehousemen.
Introduced, placed on calendar .. 724
Sifting recommends calendar 814
Passed; ayes 43, nays none 876
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1223

492 By Judiciary 2 .Relating to legalizing the proceedings of the board of directors of the Nashua Community School District in the counties of Bremer, Butler, Chickasaw and Floyd, authorizing and providing for the issuance of school building bonds.
Introduced, placed on calendar .. 741
Proof of publication certified ... 755
Passed; ayes 41, nays none 760
Reported enrolled 788
Signed by President 788
Sent to Governor 788
Signed by Governor 831

493 By Transportation and Highway Safety. Relating to gasoline receptacles.
Introduced, placed on calendar .. 742

494 By Transportation and Highway Safety. Relating to excluding liquid commercial fertilizer equipment from the definition of "implement of husbandry."
Introduced, placed on calendar .. 742

495 By Board of Control. Relating to the commitment and discharge of mentally ill persons.
Introduced, placed on calendar .. 742

496 By Social Security. Relating to revising the child labor laws; permitting a child to work until 8 p.m. during the school term and 9 p.m. during the summer months; requiring a work permit for all children under 16 years of age and listing hazardous occupations in which persons under 16 may not be employed.
Introduced, placed on calendar .. 760

497 By Governmental Affairs. Relating to legalizing the corporate acts and proceedings in connection with the renewal of the corporate existence and the adoption of the amended and renewed articles of incorporation of Fertile Cooperative Dairy Association and to provide for the renewal of the charter of said company.
Introduced, placed on calendar .. 775
Sifting recommends calendar 814
Paseed; ayes 48, nays none 859

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Proof of publication certified 865
Reported enrolled 970
Signed by President 970
Sent to Governor 970
Signed by Governor 1019

498 By Judiciary 2. Relating to ratifying the sale of certain real estate owned by the Finchford Consolidated School District, in the counties of Butler, Black Hawk and Bremer, and to legalize and validate the contract executed by its board of directors.
Introduced, placed on calendar .. 812
Sifting recommends calendar 814
Proof of publication certified 814
Passed; ayes 47, nays none 818
Reported enrolled 864
Signed by President 864
Sent to Governor 865
Signed by Governor 896

499 By Appropriations. Relating to appropriations to members of the committee on interstate cooperation, namely: Edward J. McManus, David O. Shaff, Robert R. Rigler, W. C. Stuart, John Gray, Charles F. Eppers, Katherine M. (Mrs.) Falvey, Peter F. Hansen, Howard C. Reppert and Neil E. Johns.
Introduced, placed on calendar .. 816
Amendment adopted 872
Passed; ayes 42, nays none 872
Reported enrolled 970
Signed by President 970
Sent to Governor 970
Signed by Governor 1019

500 By Governmental Affairs. Relating to the office of Comptroller, providing for designation by the Governor of an Assistant Comptroller to perform the duty of signing warrants in the absence, disability or incapacity of the Comptroller.
Introduced, placed on calendar .. 817

501 By Military Affairs. Relating to the assistant adjutant general.
Introduced, referred 837

502 By Board of Control. Relating to the costs of commitment of mentally ill persons who have no legal settlement in this state or whose legal settlement is unknown.
Introduced, referred 868
Sifting recommends calendar ..1100
Passed; ayes 49, nays none 1103
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1199
Signed by Governor 1223

503 By Judiciary 2. Relating to the rules and regulations promulgated by the various state agencies.
Introduced, referred to sifting .. 868
Sifting recommends calendar ... 881
Passed; ayes 41, nays 5 901
Reported enrolled 932

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Signed by President 932
Sent to Governor 932
Signed by Governor 957

504 By Legislative Redistricting. Relating to the state senatorial districts.
Introduced, placed on calendar .. 868
Made special order 985
Amendments filed 989-992
Committee of the whole 1002
Amendment adopted 1002
Passed; ayes 38, nays 10 1007
Explanation of votes 1017, 1018
Explanation of motion to table ..1018
Reported enrolled 1180
Signed by President 1180
Sent to Governor 1180
Signed by Governor 1200

505 By Appropriations. Relating to an appropriation from the general fund of the state $17,933,000, for the biennium beginning July 1, 1961, and ending June 30, 1963, ot the social welfare department for the purpose of aid to the blind fund, aid to dependent children fund, child welfare fund, emergency relief fund, old-age assistance fund, aid to the disabled fund, and support for Indian residing on a reservation.
Introduced, placed on calendar .. 869
Amendments filed 897
Amendment adopted 902
Amendment withdrawn 903
Passed; ayes 38, nays 6 903
Explanation of votes 904
Reported enrolled 1018
Signed by President 1019
Sent to Governor 1019
Signed by Governor 1093

506 By Judiciary 2. Relating to motor carrier charges.
Introduced, referred 885

507 By Judiciary 2. Relating to legalizing the proceedings of the town council of the town of Central City, in the county of Linn, in the calling of a special election of the proposition of constructing a fire station in said town and contracting indebtedness for such purpose.
Introduced, referred 885
Proof of publication certified 957
Withdrawn 1132

508 By Appropriations. Relating to an appropriation from the general fund of the state for the biennium to the board of control for salaries, support, maintenance, repairs, replacements, alterations or equipment of institutions, under said board of control.
Introduced, placed on calendar .. 885
Passed; ayes 47, nays none 907
Reported enrolled 1043
Signed by President 1043
Sent to Governor 1043
Signed by Governor 1093

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509 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 under said state board of regents.
Introduced, placed on calendar .. 885
Call of the Senate 949
Amendment filed 958
Amendments adopted 965, 967
Passed; ayes 37, nays 12 967
Explanation of vote 971
Refused to concur 1057
Conference committee appointed.1091
Conference committee report adopted 1168
Amendments adopted 1168
Passed; ayes 35, nays 8 1168
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1223

510 By Judiciary 2. Relating to authorizing a corrective patent for a parcel of land in Cedar County, Iowa.
Introduced, referred 886
Amendment filed 1094
Sifting recommends calendar 1100
Amendment adopted 1101
Passed; ayes 49, nays none 1101
Reported enrolled 1180
Signed by President 1180
Sent to Governor 1180
Signed by Governor 1200

511 By Claims. Relating to an appropriation to certain named persons in settlement of tractor permit claims made against the state.
Introduced, referred 899
Reported with recommendation . 913
Committee report adopted 924
Passed; ayes 42, nays none 924
Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1144

512 By Claims. Relating to an appropriation from the motor vehicle reimbursement fund to certain named persons in settlement of claims made against the state.
Introduced, referred 900
Reported without recommendation 913
Committee report adopted 925
Passed; ayes 44, nays none 925
Reported enrolled 1043
Signed by President 1043
Sent to Governor 1043
Signed by Governor 1093

513 By Claims. Relating to an appropriation from the old age assistance fund to certain named persons in settlement of claims made against the state.
Introduced, referred 900
Reported without recommendation 913
Committee report adopted 925
Passed; ayes 47, nays none 925
Concurred 1053
Passed; ayes 49, nays none 1053
Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1144

514 By Claims. Relating to an appropriation to certain named persons in settlement of claims made against the state.
Introduced, referred 900
Reported without recommendation 913
Committee report adopted 926
Passed; ayes 48, nays none 926
Reported enrolled 1043
Signed by President 1043
Sent to Governor 1043
Signed by Governor 1093

515 By Claims. Relating to an appropriation to certain named persons in settlement of sales and use tax refund claims made against the state.
Introduced, referred 900
Reported without recommendation 913
Committee report adopted 927
Passed; ayes 48, nays none 927
Reported enrolled 1065
Signed by President 1065
Sent to Governor 1065
Signed by Governor 1144

516 By Claims. Relating to an appropriation to certain named persons in settlement of miscellaneous claims against the state.
Introduced, referred 900
Reported without recommendation 914
Committee report adopted 927
Passed; ayes 48, nays none 927
Reported enrolled 1180
Signed by President 1180
Sent to Governor 1180
Signed by Governor 1200

517 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.
Introduced, referred 900
Reported without recommendation 914
Committee report adopted 928
Passed; ayes 47, nays none 928
Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1144

518 By Claims. Relating to an appropriation from the gas tax refund to certain named persons in settlement of claims against the state.
Introduced, referred 900

S. F. Page
Reported without recommendation 914
Committee report adopted 928
Passed; ayes 46, nays none 928
Reported enrolled 1065
Signed by President 1065
Sent to Governor 1065
Signed by Governor 1144

519 By Appropriations. Relating to an appropriation from the general fund of the state for the biennium to the state printing board for printing and binding.
Introduced, placed on calendar .. 916
Passed; ayes 49, nays none 939
Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1144

520 By Appropriations. Relating to an appropriation from the general fund of the state to the state soil conservation committee the sum of $1,100,000.00 to carry on soil conservation work in soil conservation work in soil conservation districts.
Introduced, placed on calendar .. 916
Passed; ayes 49, nays none 940
Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1144

521 By Appropriations. Relating to an appropriation from the general fund of the state for the biennium to the state fair board for the purpose of state aid to agricultural societies.
Introduced, placed on calendar .. 917
Passed; ayes 49, nays none 940
Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1144

522 By Appropriations. Relating to an appropriation from the Iowa public employees retirement system fund $490,200.00 to the employment security commission for the costs of the administration of chapter 97B, Code 1958.
Introduced, placed on calendar .. 917
Passed; ayes 48, nays none 941
Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1144

523 By Appropriations. Relating to an appropriation from the general fund of the state to the national guard and state guard for the purpose of various capital improvements, and repairs, replacements, alterations, equipment, and rehabilitation.
Introduced, placed on calendar .. 917
Amendment adopted 943
Passed; ayes 47, nays none 943
Reported enrolled 1092
Signed by President 1092

S. F. Page
Sent to Governor 1092
Signed by Governor 1144

524 By Appropriations. Relating to an appropriation from the primary road fund to the industrial commission for payment of workmen's compensation claims of employers of the state highway commission.
Introduced, placed on calendar .. 917
Passed; ayes 49, nays none 942
Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1144

525 By Appropriations. Relating to an appropriation to the state comptroller from the motor vehicle fuel tax fund.
Introduced, placed on calendar .. 917
Passed; ayes 49, nays none 942
Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1145

526 By Conservation. Relating to the acquisition of real estate along the Missouri river for conservation purposes.
Introduced, referred 917

527 By Transportation and Highway Safety. Relating to the regulating or prohibiting, by local authorities, of the turning of motor vehicles at places upon the public highways other than intersections.
Introduced, referred 937
Sifting recommends calendar .. 988

528 By Judiciary 2. Relating to legalizing the proceedings of the board of directors of the Lamont Community School District, in the counties of Buchanan, Fayette and Delaware, authorizing and providing for the issuance of school building bonds.
Introduced, referred 937
Proof of publication certified 957
Sifting recommends calendar .. 970
Passed; ayes 47, nays none 996
Reported enrolled 1092
Signed by President 1092
Sent to Governor 1092
Signed by Governor 1145

529 By Appropriations. Relating to duties of the executive council and to make an appropriation therefor.
Introduced, placed on calendar .. 962
Passed; ayes 41, nays 6 1009

530 By Judiciary 2. Relating to legalizing the proceedings for the creation, establishment and organization of the county conservation board in the county of Mitchell and declaring said board to be a duly and legally organized board as provided by law.
Introduced, referred to sifting .. 974
Proof of publication certified ..1066

S. F. Page
Sifting recommends calendar ..1100
Passed; ayes 48, nays none 1101
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1224

531 By Judiciary 2. Relating to legalizing recording fees charged in certain counties; amending S. F. 42, Acts of the Fifty-ninth General Assembly.
Introduced, passed on file 974
Rule suspended 984
Passed; ayes 45, nays none 984
Reported enrolled 1018
Signed by President 1019
Sent to Governor 1019
Signed by Governor 1093

532 By Highways. Relating to the investment of public funds not needed for current operating expense and to authorize the investment of certain trust funds in the purchase of property and to provide for the repurchase of such property by the highway commission for highway rights-of-way.
Introduced, referred 974

533 By Appropriations. Relating to an appropriation from the general fund of the state to the department of public instruction $10,000.00 for use as a revolving fund for the Veterans Administration, and $5,000.00 for the school lunch program and $15,000.00 for mentally retarded children and students who fail to complete their high school education.
Introduced, placed on calendar .. 995
Amendment filed 1069
Amendments adopted 1081, 1082
Pased; ayes 47, nays none 1082
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1199
Signed by Governor 1223

534 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 1958.
Introduced, placed on calendar .. 995
Pasesd; ayes 48, nays 1 1054
Explanation of vote 1066
Concurred 1142
Passed; ayes 48, nays none 1142
Reported enrolled 1180
Signed by President 1180
Sent to Governor 1180
Signed by Governor 1200

535 By Appropriations. Relating to an appropriation from the general fund of the state for $8,000,000.00 to the department of public instruction for state aid for transportation.
Introduced, placed on calendar .. 995
Passed; ayes 47, nays none 1054
Reported enrolled 1180
Signed by President 1180

S. F. Page
Sent to Governor 1180
Signed by Governor 1200

536 By Appropriations. Relating to an appropriation from the general fund of the state for $8,000,000.00 to the department of public instruction for supplemental aid to certain school districts of the state.
Introduced, placed on calendar .. 995
Passed; ayes 49, nays none 1056
Reported enrolled 1180
Signed by President 1180
Sent to Governor 1180
Signed by Governor 1200

537 By Appropriations. Relating to an appropriation from the general fund of the state to the department of public instruction for specified school aid.
Introduced, placed on calendar .. 995
Amendment adopted 1057
Passed; ayes 49, nays none 1058
Concurred 1142
Passed; ayes 48, nays none 1142
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1199
Signed by Governor 1223

538 By Appropriations. Relating to an appropriation of $39,259,560.00 from the general fund of the state to the department of public instruction for general state aid for school districts.
Introduced, placed on calendar .. 995
Amendments filed 1043, 1066
Amendments adopted 1076, 1080
Amendments withdrawn ..1079, 1080
Passed; ayes 45, nays 2 1080
Explanation of vote 1091
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1199
Signed by Governor 1223

539 By Cities and Towns. Relating to municipal buildings and property; permitting municipal corporations of 50,000 population or more to lease a building and grounds for a municipal auditorium on the vote of three-fourths majority of the council.
Introduced, referred 1046
Sifting recommends calendar ..1100
Passed; ayes 49, nays none 1102
Reported enrolled 1180
Signed by President 1180
Sent to Governor 1180
Signed by Governor 1200

540 By Judiciary 2. Relating to legalizing the appointments of certain public officials by the governor which have been confirmed by the senate.
Introduced, referred 1071
Sifting recommends calendar 1100
Passed; ayes 49, nays none 1102
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1224

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541 By Appropriations. Relating to authorizing expenditure by state highway commission from the primary road fund for the biennium beginning July 1, 1961, and ending June 30, 1963, and relating to salaries of highway commission members.
Introduced, placed on calendar ..1096
Pased; ayes 45, nays none 1114
Concurred 1172
Passed; ayes 44, nays none 1172
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1224

542 By Appropriations. Relating to an appropriation from the general fund of the state for capital improvements for buildings and grounds under the superintendent of public buildings and grounds.
Introduced, placed on calendar ..1096
Passed; ayes 46, nays none 1115
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1199
Signed by Governor 1223

543 By Appropriations. Relating to an appropriation from the general fund of the state for capital improvements to the state fair board.
Introduced, placed on calendar ..1096
Passed; ayes 46, nays none 1115

544 By Appropriations. Relating to the capitol planning commission and appropriating a sum for the performance of the duties thereof.
Introduced, placed on calendar ..1097
Passed; ayes 47, nays none 1115

545 By Appropriations. Relating to creating the general contingent fund of the state for the biennium beginning July 1, 1961 and ending June 30, 1963, and appropriating thereto the sum of $1,000,000.00 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.
Introduced, placed on calendar ..1113
Withdrawn 1166

546 By Appropriations. Relating to an appropriation for payment of miscellaneous expense incurred or authorized by the Fifty-ninth General Assembly.
Introduced, placed on calendar ..1150
Passed; ayes 44, nays none 1183
Reported enrolled 1199
Signed by President 1199
Sent to Governor 1200
Signed by Governor 1224

RECORD OF HOUSE BILLS IN SENATE

HOUSE JOINT RESOLUTIONS AND HOUSE FILES PASSED AND APPROVED — 221

H. J. R. 10.
H. F.
2, 3, 6, 8, 9, 16, 17, 18, 19, 23, 24, 30, 31, 40, 43, 49, 50, 52, 54, 61, 63, 65, 66, 67, 69, 70, 73, 75, 79, 82, 87, 90, 91, 92, 93, 95, 96, 97, 98, 100, 104, 109, 112, 120, 121, 127, 134, 138, 144, 146, 148, 149, 150, 156, 158, 159, 169, 181, 187, 203, 210, 212, 213, 216, 222, 223, 227, 228, 231, 234, 235, 236, 237, 238, 240, 241, 243, 244, 252, 260, 264, 265, 268, 269, 271, 276, 288, 291, 292, 300, 304, 305, 330, 332, 333, 339, 345, 347, 357, 380, 381, 398, 402, 403, 408, 415, 420, 427, 434, 435, 437, 440, 446, 452, 461, 470, 473, 482, 484, 486, 492, 502, 526, 536, 537, 544, 565, 576, 579, 584, 596, 597, 601, 613, 617, 621, 622, 626, 628, 629, 633, 642, 644, 649, 656, 657, 676, 684, 691, 692, 701, 702, 703, 704, 705, 708, 709, 710, 713, 714, 716, 717.

PASSED BOTH HOUSES, VETOED BY GOVERNOR — H. F. 397, 574, 711

BECAME LAW WITHOUT GOVERNOR'S SIGNATURE — H. F. 185

SENT TO SECRETARY OF STATE — H. J. R. 5

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5 By Goode, Lisle, Rockwell, Walter and Wier. Relating to a proposed amendment to the constitution; requiring that the results of a constitutional convention be submitted to the people for approval.
Received, passed on file 317
Referred 339
Amendment filed 339
Sifting recommends calendar 814
Amendment filed 867
Amendment adopted 977
Amendment withdrawn 977
Passed; ayes 48, nays none 977
Insisted 1083
Conference committee appointed S. J. 1091
Conference report adopted 1178
Amendments adopted 1178
Passed; ayes 45, nays none 1178
Reported enrolled 1199
Signed by President 1199
Sent to Secretary of State.

10 By Hagen. Relating to a resolution to designate "The Oak" as the official state tree.
Received, passed on file 187
Referred 214
Recommended passage 403
Committee report adopted 471
Passed; ayes 47, nays none 472
Reported enrolled 490
Signed by President 490
Signed by Governor.

11 By Lynes. Relating to creating a special committee to make a study of the feasibility of conducting tests and locating existing underground water supplies, and to make an appropriation therefor.
Received, passed on file 371

H. J. R. — Page

Referred 401
Recommended amendment, passage 434
Referred to appropriations 444

12 By Chalupa, Swisher, Mensing, Johannes, Freed, Sersland, Loss, Naden, Falvey, Smith of O'Brien, Baumhover, Darrington, Maule, Pierce, Dunton, Halling, Coffman, Sickels, Grassley, Wier, Hirsch, Hagen, McCracken, Scherle, Gittins, Stageman, Knowles and Riley. Relating to creation of a joint, bipartisan committee to study the public school system and laws in Iowa, and to make a report to the sixtieth general assembly, and to make an appropriation therefor.
Received, passed on file 388
Referred 417

15 By Briles. Relating to creation of a special committee with power to investigate as to rulings, regulations and policies any offices, departments, agencies, boards, bureaus and commissions of the state government.
Received, passed on file 653
Referred 671

20 By Reapportionment and Congressional Redistricting. Relating to an amendment to the Constitution of the state of Iowa regarding the composition of the general assembly; the senate to consist of 56 members and the house of representatives to consist of 99 members.

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Received, passed on file 299
Referred 319

22 By Constitutional Amendments. Relating to a proposed amendment to the constitution to provide for an annual session of the general assembly.
Received, passed on file 787

26 By Mensing. Relating to a constitutional amendment regarding the effective date of laws of the General Assembly passed at a general session.
Received, passed on file 549
Referred 558
Recommended passage 738

35 By Kluever, Stanley, Prine and Edgington. Relating to a constitutional amendment to increase the term of office of county attorneys to four years.
Received, referred 906

38 By Appropriations. Relating to directing the legislative research committee and the legislative research bureau to study mental retardation in Iowa.
Received, referred 1135

H. F. Page
1 By Fisher of Greene. Relating to compensation for members of the state soil conservation committee. Increasing to $25 a day.
Received, passed on file 157
Referred 182
Amendment filed 183

2 By Fisher of Green. Relating to the appointment of members of the state soil conservation committee. Beginning July 1, 1961, two to be appointed for four year terms and two for six year terms.
Received, passed on file 211
Referred 221
Recommended passage 379
Committee report adopted 472
Passed; ayes 47, nays none 472
Reported enrolled 490
Signed by President 490
Signed by Governor.

3 By Fisher of Greene. Relating to an alternate method of taxation of land owners within subdistricts for the purpose of carrying out watershed protection and flood prevention programs.
Received, passed on file 211
Referred 221
Recommended passage 361
Amendment filed 656
Referred to agriculture 687
Steering recommends calendar .. 737
Committee report adopted 780
Amendment adopted 780
Passed; ayes 46, nays none 780
Reported enrolled 813
Signed by President 813
Signed by Governor.

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6 By Fisher of Greene, Mensing, Walter, Hanrahan and Denman. Relating to permitting the county board of supervisors to establish, under certain circumstances, public disposal grounds and to operate and maintain them from fees collected or a general tax levy or both.
Received, passed on file 477
Substituted for S. F. 4 482
Point of order raised 482
Failed to pass; ayes 16, nays 31. 483
Motion filed to reconsider vote .. 490
Amendment filed 509
Amendment filed 550
Vote reconsidered 553
Amendment withdrawn 553
Amendment adopted 554
Amendment filed 561
Vote reconsidered 565
Amendments adopted 566
Amendment filed 572
Amendments adopted 577
Amendments withdrawn 577
Passed; ayes 37, nays 10 577
Insisted 659
Conference committee appointed. 659
Conference report 801
Conference report adopted 857
Amendment adopted 857
Passed; ayes 26, nays 21 858
Reported enrolled 988
Signed by President 988
Signed by Governor.

8 By Eveland. Relating to agricultural seed testing. Authorizing Iowa State University to determine its own charges for seed testing.
Received, passed on file 665
Referred 687
Recommended passage 739
Sifting recommends calendar ... 814
Passed; ayes 42, nays none 841
Committee report adopted 841
Reported enrolled 864
Signed by President 864
Signed by Governor.

9 By Swisher and Naden. Relating to the Iowa Commission for the Blind. Authorizing the director of the commission to employ personnel to maintain and operate center or centers for the blind.
Received, passed on file 157
Referred 182
Recommended amendment, passage 456
Steering recommends calendar .. 588
Committee report adopted 620
Amendment adopted 620
Passed; ayes 48, nays none 620
Reported enrolled 640
Signed by President 640
Signed by Governor.

11 By Lynes and Swisher. Relating to registration as a professional engineer and land surveyor; providing a uniform method for qualified persons who are entitled to be registered.
Received, passed on file 148
Referred 159

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Recommended amendment, passage 403
Sifting recommends calendar ... 970
Amendment filed 993
Committee report adopted 1088
Amendment adopted 1088
Amendment withdrawn 1088
Passed; ayes 48, nays none 1088
Reported enrolled 1180
Signed by President 1180
Signed by Governor.

14 By Briles. Relating to hunting and fishing upon cultivated or inclosed lands and waters. Increasing the fine for each offense to $100.
Received, passed on file 148
Referred 159
Recommended passage 380
Amendment filed 834
Sifting recommends calendar 913

16 By Rapson. Relating to legalizing proceedings in establishment of the Marcus Community School District, in the counties of Cherokee and Plymouth.
Received, passed on file 83
Proof of publication certified 84
Referred 96
Recommended passage 113
Committee report adopted 115
Passed; ayes 50, nays none 115
Reported enrolled 142
Signed by President 142
Signed by Governor.

17 By Rapson. Relating to legalizing the proceedings of the board of directors of the Marcus Community School District in the counties of Cherokee and Plymouth, authorizing the issuance of school building bonds.
Received, passed on file 83
Proof of publication certified 84
Referred 96
Recommended passage 114
Committee report adopted 115
Passed; ayes 50, nays none 116
Reported enrolled 142
Signed by President 142
Signed by Governor.

18 By Appropriations. Relating to an appropriation for legislative printing, removing the limitations.
Received, passed on file 78
Referred 85
Recommended passage 108
Referred to appropriations 117
Recommended passage 234
Committee reports adopted 303
Passed; ayes 46, nays none 303
Reported enrolled 338
Signed by President 338
Signed by Governor.

19 By Hanson of Lyon, Hakes, Falvey, Eldred and Loss. Relating to the age of children starting to school.
Received, passed on file 157
Referred 182

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Recommended passage 223
Committee report adopted 285
Passed; ayes 44, nays 4 285
Reported enrolled 304
Signed by President 304
Signed by Governor.

20 By Knock. Relating to compensation of cemetery trustees in cities and towns.
Received, passed on file 219
Referred 232

23 By O'Toole and Fuelling. Relating to the use, operation or maintenance of watercraft in the waters of the state by nonresidents.
Received, passed on file 632
Referred 654
Sifting recommends calendar 988
Passed; ayes 44, nays none 1108
Reported enrolled 1143
Signed by President 1143
Signed by Governor.

24 By Carstensen. Relating to notice of termination of farm tenancies.
Received, passed on file 112
Referred 124
Recommended amendment, passage 233
Committee report adopted 451
Amendment adopted 524
Passed; ayes 48, nays none 525
Reported enrolled 588
Signed by President 588
Signed by Governor.

25 By Camp, Sersland and Carstensen. Relating to place-name signs on primary roads, permitting signs to be erected at entrances to villages.
Received, passed on file 148
Referred 159

30 By Van Alstine. Relating to the joint ownership, operation and leasing of radio transmitting equipment by towns, cities and counties.
Received, passed on file 355
Referred 378
Recommended passage 519
Committee report adopted 546
Passed; ayes 44, nays none 546
Reported enrolled 557
Signed by President 557
Signed by Governor.

31 By Mensing, Hanson of Lyon, Ware, Cunningham, Paul, Duffy and Maule. 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 408
Referred 434
Sifting recommends calendar 881
Passed; ayes 45, nays none 901
Reported enrolled 932
Signed by President 932
Signed by Governor.

32 By Smith of O'Brien, Edgington, Stokes, Den Herder

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and Loss. Relating to a rural residence numbering system, and to define the duties of the state highway commission in relation thereto; and authorizing counties to erect rural residence number signs.
Received, passed on file 337
Referred 345

35 By Dodds. Relating to compensation of appraisers of estates; increasing the compensation.
Received, passed on file 164
Referred 196

38 By Walter, Paul, Dietz and Eldred. Relating to an appropriation to the board of regents for construction, materials and equipment necessary for a fire protection education building to be located on the campus of the Iowa State University.
Received, referred 1176

40 By Appropriations. Relating to a deficiency appropriation of $70,000 for salaries, support and maintenance of the Fort Madison state penitentiary.
Received, passed on file 83
Referred 96
Recommended passage 158
Committee report adopted 208
Passed; ayes 46, nays none 208
Reported enrolled 220
Signed by President 221
Signed by Governor.

41 By Chalupa, Darrington, Hagen, Robinson, Briles, and Fischer of Grundy. Relating to a requirement for the successful completion of a driver education course before a license to operate a motor vehicle may be issued to any person under 18 years of age.
Received, passed on file 248
Referred 261

43 By Naden. Relating to an increase in the maximum cost of markers on graves of war veterans.
Received, passed on file 165
Referred 196
Recommended passage 249
Committee report adopted 473
Passed; ayes 46, nays none 473
Reported enrolled 490
Signed by President 490
Signed by Governor.

48 By Walter, Stephens, Edgington, Smith of O'Brien and Peterson of Woodbury. Relating to the eradication of bovine brucellosis.
Received, passed on file 248
Referred 261
Recommended passage 291
Amendment filed 495
Amendment filed 532

49 By Darrington, Rapson, McElroy and Loss. Relating to

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the definition of "person" as defined in chapter 543, Code 1958, relating to bonded warehouses for agricultural products.
Received, passed on file 187
Referred 214
Recommended passage 249
Committee report adopted 269
Passed; ayes 47, nays none 269
Reported enrolled 279
Signed by President 280
Recalled from House 313
Amendment filed 339
Amendment filed 381
Reconsideration of vote 387
Amendment adopted 387
Amendment withdrawn 387
Passed; ayes 47, nays 1 388
Reported enrolled 423
Signed by President 423
Signed by Governor.

50 By Hanson of Lyon, Stephens, Den Herder and Hanson of Mitchell. Relating to benefited fire districts, townships and cities and towns; allowing them to provide for or furnish services outside of the territorial jurisdiction and boundary limits of the state.
Received, passed on file 422
Referred 434
Recommended passage 519
Steering recommends calendar .. 570
Committee report adopted 623
Passed; ayes 48, nays none 623
Reported enrolled 640
Signed by President 640
Signed by Governor.

52 By Kluever, Welchman, Darrington, Grassley, Knowles, Fuelling, Rapson, Lange, Hagie, Falvey, Eichenlaub, Fisher of Greene, Sersland and Riley. Relating to larceny, creating and defining the offense of shoplifting, providing penalties for such offense.
Received, passed on file 165
Amendment filed 183
Amendment filed 203
Substituted for S. F. 26 217
Point of order raised 218
Passed; ayes 33, nays 16 229
Reported enrolled 248
Signed by President 248
Signed by Governor.

54 By Fisher of Greene, Parker, Eveland, Ossian and Wier. Relating to the use of the revolving fund of cooperative associations; permitting cooperatives to pay deferred patronage dividends without regard to priority.
Received, passed on file 148
Referred 159
Withdrawn from agriculture .. 258
Substituted for S. F. 54 258
Amendment adopted 258
Passed; ayes 43, nays 5 258
Passed; ayes 45, nays 1 1034
Reported enrolled 1065
Signed by President 1065
Signed by Governor.

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58 By Fisher of Greene, Parker, Eveland, Ossian and Wier. Relating to membership in nonstock associations; to permit any individual, partnership, private or public corporation, or public body to be eligible for membership.
Received, passed on file 148
Referred 159

61 By Denman and Hanrahan. Relating to county boards of health; providing more representation in counties having a population in excess of 150,000 inhabitants.
Received, passed on file 165
Referred 196
Recommended passage 505
Sifting recommends calendar 814
Committee report adopted 841
Passed; ayes 38, nays 2 842
Reported enrolled 864
Signed by President 864
Signed by Governor.

63 By Judiciary 2. Relating to legalizing proceedings for the organization, reorganization, enlargement, or change in the boundaries of school corporations, taken prior to July 2, 1960.
Received, passed on file 83
Referred 96
Recommended passage 114
Committee report adopted 114
Passed; ayes 50, nays none 114
Reported enrolled 142
Signed by President 142
Sent to Governor.
Signed by Governor.

65 By Appropriations. Relating to teachers' retirement allowance; removing the limitation on the appropriation for payment of such allowance.
Received, passed on file 84
Referred 100
Amendment filed 108
Recommended amendment, passage 292
Amendment filed 349
Committee report adopted 580
Amendment withdrawn 580
Amendment adopted 580
Passed; ayes 49, nays none ... 580
Reported enrolled 625
Signed by President 625
Signed by Governor.

66 By Hensley, Cunningham, Smith of O'Brien, Stephens, Hagedorn and Maule. Relating to the auditing of school districts; making uniform the requirement for auditing of districts.
Received, passed on file 148
Referred 159
Recommended passage 347
Amendment filed 446
Steering recommends calendar .. 654
Steering recommends calendar .. 737
Sifting recommends calendar 831
Committee report adopted 929
Amendment adopted 985
Passed; ayes 41, nays 1 985

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Reported enrolled 1092
Signed by President 1092
Signed by Governor.

67 By Knock, Falvey and Kreager. Relating to bonds required for bank examiners; the amount of the surety bond to be determined by the banking board.
Received, passed on file 337
Referred 345
Recommended passage 346
Steering recommends calendar .. 654
Committee report adopted 698
Passed; ayes 50, nays none 698
Reported enrolled 718
Signed by President 718
Signed by Governor.

69 By Hirsch, Dietz and Vermeer. Relating to trust reports to the superintendent of banking; the requirement thatt rust companies must file such reports to be eliminated.
Received, passed on file..... 337
Referred 345
Recommended passage 346
Steering recommends calendar .. 737
Committee report adopted 768
Passed; ayes 45, nays none 768
Reported enrolled 788
Signed by President 788
Signed by Governor.

70 By Nielsen. Relating to entrance requirements for schools of chiropody; requiring for entrance, two years study in a recognized college.
Received, passed on file 165
Referred 196
Sifting recommends calendar ... 814
Amendment adopted 842
Passed; ayes 39, nays none 842
Reported enrolled 895
Signed by President 895
Signed by Governor.

71 By Coffman, Eichenlaub, Pierce, Briles and Shaw. Relating to the time polls are to to be open for school elections; requiring the polls to be open from 7 a.m. to 7 p.m. for all school districts.
Received, passed on file 356
Referred 378

72 By Rockwell. Relating to increasing the compensation of registers and officials of election boards.
Received, passed on file 219
Referred 232

73 By Sersland, Messerly, Olson, Hagen and Fuelling. Relating to domesticated furbearing animals; removing all authority for the protection and regulation of such animals from the conservation commission.
Received, passed on file 211
Referred 221
Recommended passage 307
Steering recommends calendar .. 654
Committee report adopted 697

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Passed; ayes 50, nays none 697
Reported enrolled 718
Signed by President 718
Signed by Governor

75 By Johannes. Relating to bond of the deputy superintendent and other banking department employees; the state banking board to determine the amount of the surety bond needed.
Received, passed on file 337
Referred 345
Recommended passage 346
Steering recommends calendar .. 654
Committee report adopted 699
Passed; ayes 50, nays none 699
Reported enrolled 718
Signed by President 718
Signed by Governor.

76 By Eldred, Walter, Mensing, Rapson, Naden, Hirsch and Olson. Relating to the possession of beer, malt liquor, or alcoholic liquor by persons under 21 years of age.
Received, passed on file 260
Referred 530
Amendment filed 591

79 By Cunningham, Smith of O'Brien, Dunton, Duffy and Naden. Relating to authorizing financial assistance for the construction of school facilities in certain areas where there is a considerable portion of tax-free state owned land.
Received, referred 1171, 1173
Amendments filed 320, 321, 339
Recommended amendment, passage 1181
Committee report adopted 1187
Amendment adopted 1187
Passed; ayes 43, nays 2 1187
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

82 By Pierce and Dunton. Relating to permitting the voters in an existing school district or in a proposed reorganized district to enlarge the board of directors to seven members and the establishment or change of boundaries of director districts.
Received, passed on file 148
Referred 159
Recommended passage 223
Committee report adopted 286
Passed; ayes 46, nays 1 286
Reported enrolled 304
Signed by Speaker 304
Signed by Governor.

87 By Lange. Relating to raising the maximum tax for repairs and furnishing of township buildings.
Received, passed on file 350
Referred 378
Recommended amendment, passage 655
Steering recommends calendar .. 737
Committee report adopted 762
Amendment adopted 762
Passed; ayes 41, nays 1 762

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Reported enrolled 788
Signed by President 788
Signed by Governor.

90 By Judiciary 2. Relating to the time of election and term of school boards; correction of errors.
Received, passed on file 112
Referred 124
Recommended passage 558
Steering recommends calendar .. 654
Committee report adopted 701
Reported enrolled 736
Signed by President 736
Signed by Governor.

91 By Judiciary 2. Relating to certain erroneous references to municipal corporations having a population in excess of 2,000 as "town".
Received, passed on file 113
Referred 124
Recommended passage 222
Committee report adopted 287
Passed; ayes 48, nays none 287
Reported enrolled 304
Signed by President 304
Signed by Governor.

92 By Judiciary 2. Relating to the definition of a state in the employment security law; to include Alaska and Hawaii as states.
Received, passed on file 113
Referred 124
Recommended passage 641
Steering recommends calendar .. 654
Committee report adopted 702
Passed; ayes 50, nays none 702
Reported enrolled 736
Signed by President 736
Signed by Governor.

93 By Judiciary 2. Relating to the county conservation boards; correcting reference to read state department of public instruction.
Received, passed on file 113
Referred 124
Recommended passage 222
Committee report adopted 287
Passed; ayes 48, nays none 287
Reported enrolled 304
Signed by President 304
Signed by Governor.

94 By Judiciary 2. Relating to mental health terminology in the statutes; references to insane changed to mentally ill.
Received, referred 863

95 By Judiciary 2. Relating to tax assessment of platted lots; eliminating references to repealed chapter of the Code.
Received, passed on file 113
Referred 124
Recommended passage 222
Committee report adopted 288
Passed; ayes 48, nays none 288
Reported enrolled 304
Signed by President 304
Signed by Governor.

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96 By Judiciary 2. Relating to county medical examiners; correcting references to coroner which office was abolished.
Received, passed on file 113
Referred 125
Recommended passage 222
Committee report adopted 295
Passed; ayes 47, nays none 295
Reported enrolled 318
Signed by President 318
Signed by Governor.

97 By Judiciary 2. Relating to a reference to a repealed section in the school reorganization law; eliminating such reference.
Received, passed on file 113
Referred 125
Recommended passage 641
Steering recommends calendar .. 654
Committee report adopted 702
Passed; ayes 50, nays none 702
Reported enrolled 736
Signed by President 736
Signed by Governor.

98 By Judiciary 2. Relating to noxious weeds in secondary roads; correcting reference to type of roads that have been renamed.
Received, passed on file 113
Referred 125
Recommended passage 223
Committee report adopted 296
Passed; ayes 41, nays 3 296
Reported enrolled 318
Signed by President 318
Signed by Governor.

100 By Judiciary 2. Relating to drainage bonds; eliminating obsolete reference.
Received, passed on file 113
Referred 125
Recommended passage 223
Committee report adopted 296
Passed; ayes 47, nays none 296
Reported enrolled 318
Signed by President 318
Signed by Governor.

104 By Mueller. Relating to changing the date of the annual meeting of school boards, and changing the date for publication of the annual financial statement of the school.
Received, passed on file 211
Referred 221
Recommended passage 347
Committee report adopted 544
Passed; ayes 43, nays none 544
Reported enrolled 557
Signed by President 557
Signed by Governor.

106 By Pierce. Relating to the highway grade crossing safety fund; making permanent the allocation from the road tax use fund.
Received, passed on file 356
Referred 378

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108 By Grassley, Edgington, Steenhusen, Fisher of Greene, Stanley, Main, Stephens, Prine, Kluever, Rockwell, Patton, Kreager, Nielsen and Bock. Relating to the operation of a motor vehicle while intoxicated; providing for the taking and testing of body substances to determine whether or not a person is intoxicated while operating a motor vehicle.
Received, passed on file 502
Referred 518
Amendment filed 520

109 By Chalupa, Kluever, Baringer and Stanley. Relating to the filing and recording of plats for the laying out or subdividing of tracts of land within cities having a city plan commission.
Received, passed on file 220
Referred 233
Recommended passage 262
Committee report adopted 335
Passed; ayes 44, nays none 335
Reported enrolled 344
Signed by President 344
Signed by Governor.

111 By Walter, Darrington, Naden and Eldred. Relating to increasing the portion of vehicle registration fees retained by county treasurers.
Received, passed on file 260
Referred 274

112 By Eveland, Edgington, Grassley and Stephens. Relating to powers of the state tax commission to adopt rules on standards of value for assessment purposes.
Received, passed on file 556
Referred 570
Sifting recommends calendar 788
Passed; ayes 43, nays none 875
Reported enrolled 911
Signed by President 911
Signed by Governor.

113 By Carstensen and Stanley. Relating to a parent designating a guardian for his children by will.
Received, passed on file 212
Referred 221
Amendment filed 250
Recommended amendment, passage 530
Steering recommends calendar .. 654

115 By Carstensen, Kluever and Messerly. Relating to the terms of county supervisors; changing to a four year term.
Received, referred 861

120 By Nielsen. Relating to the fee for renewal of license to practice chiropody; increasing fee to five dollars.
Received, passed on file 485
Substituted for S. F. 348 693
Passed; ayes 50, nays none 693
Reported enrolled 718

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Signed by President 718
Signed by Governor.

121 By Nielsen. Relating to changing the name of chiropodist to podiatrist and the name of chiropody to podiatry.
Received, passed on file 485
Referred 502
Sifting recommends calendar 814
Passed; ayes 35, nays 2 843
Reported enrolled 864
Signed by President 864
Signed by Governor.

123 By Coffman, Briles and Carstensen. Relating to a lien for services of bulls and also a lien for services by artificial insemination.
Received, passed on file 187
Referred 214

127 By Coffman. Relating to the Amana Colonies; legalizing all payments prior to July 4, 1961, from the road use tax fund.
Received, passed on file 485
Substituted for S. F. 135 536
Passed; ayes 46, nays none 536
Reported enrolled 557
Signed by President 557
Signed by Governor.

133 By Johannes. Relating to increasing liquor permit fees.
Received, passed on file 716
Referred 737

134 By Stanley, Andersen, Carstensen, Denman, Dietz, Grassley, Maule and Peterson of Woodbury. Relating to amounts of indemnification of drivers of emergency vehicles.
Received, passed on file 289
Amendment filed 446
Substituted for S. F. 122 525
Amendment adopted 525
Passed; ayes 47, nays none 526
Reported enrolled 569
Signed by President 570
Signed by Governor.

137 By Den Herder, Paul, Eveland, Stanley, Johannes, Olson, Briles, Parker, Hagen and Dodds. Relating to co-operative associations; moderizing the present law and defining "person" as an individual, partnership, corporation or body politic.
Received, passed on file 801

138 By Hanrahan and Denman. Relating to blanket bonds for city and town employees; broadening the coverage of such bond to include failure to faithfully perform duties and dishonesty.
Received, referred 861
Sifting recommends calendar 913
Passed; ayes 49, nays none 944
Reported enrolled 988
Signed by President 988
Signed by Governor.

142 By Hanrahan and Denman. Relating to the arrangement of candidates' names on ballots at municipal primary and municipal elections.
Received, passed on file 356
Referred 378

144 By Nielsen. Relating to a requirement for death notices to be sent to the county auditor.
Received, passed on file 289
Referred 304
Sifting recommends calendar ..1100
Passed; ayes 46, nays none 1123
Reported enrolled 1180
Signed by President 1180
Signed by Governor.

145 By Carstensen, Mensing, Kluever, Stageman and Loss. Relating to an increase in the compensation of shorthand reporters of the district and municipal courts; and providing district court shorthand reporters with an expense allowance.
Received, passed on file 477
Referred 502

146 By Hanrahan and Denman. Relating to an increase in the salary of the clerk of the grand jury in counties having a population of over 150,000.
Received, passed on file 220
Referred 233
Sifting recommends calendar ... 814
Amendment filed 834
Amendments adopted 846, 847
Passed; ayes 41, nays none 847
Reported enrolled 881
Signed by President 881
Signed by Governor.

147 By Camp. Relating to creeper lanes on certain roads.
Received, passed on file 388
Referred 417
Recommended amendment, passage 671
Sifting recommends calendar ... 831
Amendment filed 882
Committee report adopted 929
Amendment adopted 986
Amendment withdrawn 986
Failed to pass; ayes 17, nays 29 . 986

148 By Judiciary 2. Relating to the issuance of joint municipal sewer bonds; rectifying an erroneous reference.
Received, passed on file 148
Referred 159
Recommended passage 361
Committee report adopted 413
Passed; ayes 42, nays none 413
Reported enrolled 423
Signed by President 423
Signed by Governor.

149 By Judiciary 2. Relating to the limit of campaign expense of a member of the General Assembly.
Received, passed on file 149
Referred 159
Recommended passage 291
Committee report adopted 473
Passed; ayes 45, nays none 473

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Reported enrolled 490
Signed by President 490
Signed by Governor.

150 By Judiciary 2. Relating to the statement and remittance of state funds by county treasurers; correction of repealed section of the Code.
Received, passed on file 149
Referred 159
Recommended passage 223
Committee report adopted 297
Passed; ayes 47, nays none 297
Reported enrolled 318
Signed by President 318
Signed by Governor .....

152 By Nielsen. Relating to permitting cities and towns to incur indebtedness to enlarge or repair existing improvements or public utilities.
Received, referred 1030

156 By Hanrahan and Denman. Relating to civil service preferred lists in cities of one hundred thousand or more population; authorizing preparation of a second list to be held in reserve and to be used when the demand for personnel makes it necessary.
Received, passed on file 260
Referred 274
Recommended passage 378
Steering recommends calendar .. 654
Steering recommends calendar .. 737
Committee report adopted 764
Passed; ayes 45, nays none 764
Reported enrolled 788
Signed by President 788
Signed by Governor .....

157 By Loss, Paul, Edgington and Naden. Relating to limitation on amounts to be raised by taxation for the general fund of school corporations; additional amounts above the maximum statutory allowance to be allowed upon the approval of the county board of education and the county board of supervisors.
Received, passed on file 356
Referred 378

158 By Hougen. Relating to the population consolidated cities or towns for the purpose of distribution of funds.
Received, passed on file 371
Referred 401
Recommended pasage 519
Committee report adopted 621
Amendment adopted 622
Passed; ayes 47, nays 1 622
Reported enrolled 686
Signed by President 686
Signed by Governor.

159 By Hanrahan and Denman. Relating to the special assessment of public improvements in cities of one hundred twenty-five thousand or more population.
Received, referred 864

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Sifting recommends calendar 970
Passed; ayes 48, nays none 1089
Reported enrolled 1143
Signed by President 1143
Signed by Governor.

161 By Johannes. Relating to water navigation and the regulation of speed limits of boats.
Received, passed on file 432
Referred 444

162 By Stanley, Mensing Dunton, Sersland, Messerly and Loss. Relating to the practice of barbering; requiring applicant to have completed the tenth grade of school; increasing the course of barber school to nine months.
Received, passed on file 289
Referred 304

165 By Swisher, Riley, Stageman, Dietz, Eldred, Freed and Fuelling. Relating to paroles by courts; and changing the terminology of "bench parole" to the term "probation."
Received, passed on file 787
Amendment filed 815

166 By Smith of O'Brien, Hakes, Edgington and Knowles. Relating to millage limitation on school bonded indebtedness; increasing to ten mills the limitation on taxation to meet payment and principal on bonds.
Received, referred 948

169 By Briles. Relating to legalizing the proceedings of the organization and establishment of the Corning Community School District in the Counties of Adams and Taylor.
Received, passed on file 485
Proof of publication certified 490
Referred 502
Recommended passage 558
Committee report adopted 618
Passed; ayes 48, nays none 618
Report enrolled 640
Signed by President 640
Signed by Governor.

171 By Goode. Relating to the continuity of the state legislature; repealing chapter 89 of the Acts of the Fifty-eighth General Assembly.
Received, referred 969

173 By Duffy. Relating to desecration of Decoration Day.
Received, passed on file 289
Referred 304

181 By Judiciary 2. Relating to the terms of municipal officers in newly incorporated towns; changing the time of election to January.
Received, passed on file 187
Referred 214
Recommended passage 361
Committee report adopted 614

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Passed; ayes 48, nays none 614
Reported enrolled 640
Signed by President 640
Signed by Governor.

182 By Compensation of Public Officers and Employees. Relating to the per diem salary of county, municipal, and school examiners; increasing to twenty-four dollars per diem.
Received, passed on file 165
Referred 196

185 By Institutions of Higher Learning. Relating to the Iowa State Teachers College changing its name to State College of Iowa.
Received, passed on file 165
Referred 196
Recommended passage 224
Committee report adopted 298
Passed; ayes 30, nays 15 298
Reported enrolled 338
Signed by President 338
Became law without Governor's signature.

187 By Denman, Duffy, Ely, Stanley, Peterson of Woodbury, Riley and Andersen. Relating to low-rent housing; permitting cities and towns to issue bonds, and operate housing projects.
Received, passed on file 676
Referred 706
Sifting recommends calendar 866
Amendment filed 914
Amendments filed 958
Amendment filed 971
Amendment adopted 1014
Record expunged 1036
Amendment adopted 1037
Passed; ayes 44, nays 4 1037
Reported enrolled 1143
Signed by President 1143
Signed by Governor.

192 By Mensing, Jarvis, Kreager and Ware. Relating to county appropriations and reimbursement to the state from fund for aid to the blind.
Received, passed on file 853

194 By Mensing, Jarvis, Kreager and Ware. Relating to appointment of guardian under old-age assistance.
Received, passed on file 665

201 By Mensing, Jarvis, Kreager and Ware. Relating to increasing compensation of members of the county board of social welfare.
Received, referred 874

203 By Mensing, Jarvis, Kreager and Ware. Relating to the determination of eligibility and amount of assistance of aid to the blind.
Received, referred 1017
Sifting recommends calendar 1100
Passed; ayes 48, nays none 1123
Reported enrolled 1180
Signed by President 1180
Signed by Governor.

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204 By Mensing, Jarvis, Kraeger and Ware. Relating to the procedure for reimbursement to the state from the fund for aid to dependent children.
Received, passed on file 556

208 By Mensing, Jarvis, Kreager and Ware. Relating to guardianship under aid to the blind.
Received, passed on file 622
Referred 654
Recommended passage 738

210 By Baumhover. Relating to the purchase of voting machines; requiring a simple majority of the board of supervisors or the council of a city or town to authorize purchase of voting machines.
Received, passed on file 632
Referred 654
Sifting recommends calendar .. 866
Passed; ayes 40, nays none 932
Reported enrolled 970
Signed by President 970
Signed by Governor.

212 By Banks, Building and Loan. Relating to the negotiable instruments law affecting inland and foreign bills of exchange.
Received, passed on file 165
Referred 196
Recommended passage 233
Committee report adopted 336
Passed; ayes 43, nays none 336
Reported enrolled 344
Signed by President 344
Signed by Governor.

213 By Banks, Building and Loan. Relating to real estate loans by banks and fiduciaries and permitting certain loans to be made in amounts up to three-fourths of appraised value.
Received, passed on file 165
Substituted for S. F. 145 220
Passed; ayes 48, nays 1 220
Report enrolled 260
Signed by President 261
Signed by Governor.

216 By Briles. Relating to the definition of fireworks; sparklers and toy snakes not defined as fireworks.
Received, passed on file 477
Referred 502
Recommended passage 707
Sifting recommends calendar .. 814
Committee report adopted 842
Passed; ayes 38, nays 3 862
Reported enrolled 895
Signed by President 895
Signed by Governor.

218 By Duffy. Relating to tips and tipping; legalizing the giving of tips.
Received, passed on file 447
Referred 502

222 By Cunningham, Duffy and Ware. Relating to a revolving fund for the central purchas-

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ing of city and town stores, supplies, motor vehicles and other equipment.
Received, passed on file 773
Sifting recommends calendar ... 970
Passed; ayes 48, nays none 1090
Reported enrolled 1143
Signed by President 1143
Signed by Governor.

223 By Edgington, Olson, Mueller, Bock and Hanson of Mitchell. Relating to requirements for issuance of marriage licenses; requiring a three day waiting period after application for a license.
Received, passed on file 782
Sifting recommends calendar ... 970
Amendment filed 1070
Amendment adopted 1090
Amendment adopted 1098
Passed; ayes 34, nays 12 1098
Motions filed to reconsider vote .1110
Vote reconsidered 1118
Passed; ayes 45, nays 2 1118
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

226 By Agriculture 2. Relating to the state entomologist; creating within the department of agriculture the office of state entomologist.
Received, passed on file 187
Referred 214

227 By Agriculture 2. Relating to cheeses and cheese products; specifications and standards amended to conform to the federal standards.
Received, passed on file 187
Substituted for S. F. 158 210
Passed; ayes 45, nays none 210
Reported enrolled 220
Signed by President 221
Signed by Governor.

228 By Agriculture 2. Relating to creating the office of the state apiarist.
Received, passed on file 187
Referred 214
Recommended passage 379
Sifting recommends calendar ... 814
Committee report adopted 844
Passed; ayes 41, nays none 844
Reported enrolled 864
Signed by President 864
Signed by Governor.

231 By Institutions of Higher Learning. Relating to the education program of the Iowa State Teachers College; permitting the college to offer programs of instruction in liberal and vocational arts.
Received, passed on file 187
Referred 214
Recommended passage 224
Committee report adopted 297
Passed; ayes 41, nays 6 298
Reported enrolled 318
Signed by President 318
Signed by Governor.

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233 By Conservation. Relating to control of sewage disposal from boats and watercraft operated upon the state-owned waters of this state.
Received, passed on file 337
Referred 345
Recommended passage 445

234 By Judiciary 1. Relating to legalizing judgments and decrees.
Received, passed on file 220
Referred 233
Recommended passage 233
Committee report adopted 421
Passed; ayes 46, nays none 421
Reported enrolled 443
Signed by President 443
Signed by Governor.

235 By Judiciary 1. Relating to special limitations of actions in regard to the recovery of interests in real estate.
Received, passed on file 220
Referred 233
Recommended passage 234
Amendment filed 425
Committee report adopted 452
Amendment adopted 452
Passed; ayes 48, nays none 452
Reported enrolled 490
Signed by President 490
Signed by Governor.

236 By Judiciary 1. Relating to "wills—legalizing acts"; bringing up to date the sections of the law according to the policy of re-enactment every ten years.
Received, passed on file 220
Referred 233
Recommended passage 234
Committee report adopted 413
Passed; ayes 42, nays none 413
Reported enrolled 423
Signed by President 423
Signed by Governor.

237 By Judiciary 1. Relating to the legalizing acts of notaries public and acnowledgments; bringing up to date the section of the law according to the policy of re-enactment every ten years.
Received, passed on file 220
Referred 233
Recommended passage 234
Committee report adopted 414
Passed; ayes 42, nays none 414
Reported enrolled 423
Signed by President 423
Signed by Governor.

238 By Judiciary 1. Relating to the special fund on fees for admission to practice law; changing the date when the Clerk of the Supreme Court is required to turn over any surplus to the state treasury and retaining a reserve in the special fund.
Received, passed on file 220
Referred 233
Recommended passage 234

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Committee report adopted 414
Passed; ayes 42, nays none 414
Reported enrolled 423
Signed by President 423
Signed by Governor.

239 By Judiciary 1. Relating to a provision that in a criminal trial the fact that a defendant does not become a witness shall not have any weight against him and if such fact is referred to it shall be cause for a new trial.
Received, passed on file 260
Referred 274

240 By Mines and Mining. Relating to mines and mining; establishing a mines and minerals department.
Received, passed on file 260
Referred 274
Recommended passage 417
Amendment filed 757
Sifting recommends calendar ... 788
Committee report adopted 797
Amendments adopted 797
Amendment filed 809
Amendment adopted 828
Passed; ayes 47, nays none 828
Reported enrolled 881
Signed by President 881
Signed by Governor.

241 By Dietz and Knowles. Relating to the terms of office of bridge commissioners; providing the term of office for bridge commissioners shall be staggered.
Received, passed on file 422
Referred 434
Recommended passage 572
Steering recommends calendar .. 654
Committee report adopted 703
Passed; ayes 50, nays none 703
Reported enrolled 736
Signed by President 736
Signed by Governor.

243 By Fischer of Grundy. Relating to legalizing the proceedings of the board of directors of the Reinbeck Community School District, in the Counties of Grundy, Black Hawk and Tama, for the issuance of school building bonds and for the levy of taxes for the payment of said bonds.
Received, passed on file 318
Proof of publication certified .. 319
Referred 339
Recommended passage 403
Committee report adopted 410
Passed; ayes 42, nays none 410
Reported enrolled 423
Signed by President 423
Signed by Governor.

244 By Fisher of Grundy. Relating to legalizing the proceedings for the organization and establishment of the boundaries of the Reinbeck Community School District, in the Counties of Grundy, Black Hawk and Tama, and declaring said district a duly and legally organized corporate body.
Received, passed on file 318
Proof of publication certified 319
Referred 339
Recommended passage 404
Committee report adopted 474
Passed; ayes 45, nays none 474
Reported enrolled 490
Signed by President 490
Signed by Governor.

245 By Fish and Game. Relating to including sucker, gizzard shad, and redhorse fish in permit list of spear fishing.
Received, passed on file 289
Referred 304
Recommended passage 307

248 By Mensing. Relating to supervisor districts in counties; extending districting privilege to all counties regardless of the number of townships.
Received, passed on file 556
Referred 570

252 By Fish and Game. Relating to restricting commercial fishing within three hundred yards of the farthest projection of any dam in the Mississippi River and Missouri River.
Received, passed on file 289
Substituted for S. F. 220 566
Passed; ayes 42, nays 6 627
Reported enrolled 653
Signed by President 653
Signed by Governor.

253 By Riley. Relating to fixing speed limits for motor vehicles on bridges of elevated structures where not sign-posted as provided by law.
Received, passed on file 632
Referred 654

260 By Hanrahan and Denman. Relating to the frequency of publication of city ordinances in the form of a Municipal Code in cities of one hundred thousand or more population.
Received, referred 878
Sifting recommends calendar ... 970
Amendment filed 1044
Amendment adopted 1121
Passed; ayes 49, nays none 1121
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

261 By Nielsen, Grassley, Steenhusen, Ely, Hagen, Robinson, Peterson of Woodbury, Mueller, Cunningham and Mensing. 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 percent alcohol by weight that such members or guests bring

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upon the premises of such club or association.
Received, passed on file 581
Referred 605
Amendment filed 656

262 By Lisle, Ossian, Mensing and Bock. Relating to authorizing counties, cities and towns to purchase, erect, own, operate or lease nursing homes and custodial homes.
Received, passed on file 549
Referred 558

264 By Fisher of Greene, Naden, Hagie, Rapson and Eveland. Relating to supplemental returns and listings by owners of property subject to taxation in this state, and providing for the manner of use of such supplemental returns by assessors in the preparation of assessment rolls.
Received, passed on file 714
Referred 737
Recommended passage 803
Sifting recommends calendar 814
Committee report adopted 844
Passed; ayes 36, nays 1 844
Reported enrolled 864
Signed by President 864
Signed by Governor.

265 By Goode, Swisher, Mowry, Paul and Fischer of Grundy. Relating to life insurance policies; permitting life insurance companies to handle pension plan funds as trusts.
Received, passed on file 632
Referred 654
Recommended passage 719
Steering recommends calendar .. 737
Sifting recommends calendar ... 970
Committee report adopted 1084
Passed; ayes 39, nays none 1085
Reported enrolled 1143
Signed by President 1143
Signed by Governor.

268 By Tax Revision. Relating to inheritance tax on the value of certain installment annuity payments; the installments paid to a beneficiary from a qualified employee's retirement or pension plan to be taxed as income.
Received, passed on file 356
Referred 378
Recommended passage 530
Committee report adopted 614
Passed; ayes 48, nays none 614
Reported enrolled 640
Signed by President 640
Signed by Governor.

269 By Dietz and Knowles. Relating to the minimum age of marriage; increasing to 16 the minimum age for a female and to 18 the minimum age for a male.
Received, passed on file 701
Referred 706
Recommended passage 738
Sifting recommends calendar 970

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Committee report adopted 1088
Passed; ayes 48, nays none 1088
Reported enrolled 1142
Signed by President 1143
Signed by Governor.

271 By Dietz and Knowles. Relating to marriage licenses for minors who have no living parents or guardians; providing that after hearing, upon proper cause the minor may obtain from the judge of district court a certificate of consent.
Received, referred 874
Sifting recommends calendar ... 988
Amendment filed 1019
Amendment withdrawn 1109
Passed; ayes 43, nays none 1109
Motion filed to reconsider vote ..1110
Amendment filed 1112
Vote reconsidered 1119
Amendment adopted 1119
Passed; ayes 49, nays none 1119
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

272 By Mensing. Relating to confinement of juvenile offenders; clarification of law keeping juveniles separate from where adult prisoners are confined.
Received, passed on file 665
Referred 687

276 By Knowles, Andersen, Olson, Dietz and Messerly. Relating to the use of separate ballots for constitutional amendments and other public measures.
Received, passed on file 853
Sifting recommends calendar 988
Passed; ayes 39, nays 2 1109
Reported enrolled 1143
Signed by President 1143
Signed by Governor.

278 By Swisher, Welchman, Stageman and Gittins. 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.
Received, passed on file 486
Referred 503

288 By Ely, Hanson of Lyon, Van Alstine, Mensing, Falvey, Hakes, Riley, Swisher, Denman, Dietz, Andersen, Kluever, Stanley, Freed, Casey and Dunton. Relating to alcoholics and alcoholism, providing for the creation of a state commission to study and disseminate information on alcoholism; to develop and program of prevention and rehabilitation through research, education and treatment in cooperation with existing agencies and facilities; and to provide for an appropriation of $50,000.

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Received, referred 1183
Passed; ayes 27, nays 12 1194
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

289 By Edgington, Kluever, Baringer and Nielsen. Relating to speed limits on secondary roads; specifying more clearly that the daytime and nighttime speed limits be enforced even though not posted.
Received, passed on file 838

291 By Ware and Carnahan. Relating to the publication of notices of school elections; eliminating the requirement of posting notices of school elections in each precinct of our larger school districts.
Received, passed on file..... 665
Referred 687
Sifting recommends calendar .. 814
Passed; ayes 39, nays none 845
Reported enrolled 864
Signed by President 864
Signed by Governor.

292 By McCracken. Relating to legalizing the issuance of warrants issued by the Nashua Community School District due to the failure of said school district to levy a sufficient amount of taxes to raise sufficient funds to meet the proposed expenditures approved in the proposed budget for the fiscal years of 1958-1959 and 1959-1960 and to legalize the payment of said warrants by the school treasurer.
Received, passed on file 356
Substituted for S. F. 188 357
Passed; ayes 50, nays none 358
Reported enrolled 400
Signed by President 400
Signed by Governor.

294 By Judiciary 1. Relating to criminal indictments being brought within 60 days when a person is held to answer for a public offense and also that he must be brought to trial within 60 days after the indictment.
Received, passed on file 714
Referred 737

300 By Hagedorn. Relating to the boiler laws of the state; exempting certain unified steam pressure vessels from being reported to the bureau of labor.
Received, passed on file 486
Substituted for S. F. 240 489
Steering recommends calendar .. 588
Passed; ayes 47, nays none 682
Reported enrolled 718
Signed by President 718
Signed by Governor.

302 By Eldred, Dietz, Riley, Loss and Johannes. Relating to fee for permit to carry weapons.
Received, passed on file 755

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304 By Appropriations. Relating to an appropriation from the primary road fund to the state highway commission for the construction of the Strange institutional road underpass of the Chicago and North Western Railway on the campus of the Iowa state university of science and technology at Ames, Iowa.
Received, passed on file 300
Referred 319
Recommended amendment, passage 531
Amendment filed 591
Committee report adopted 1162
Amendment withdrawn 1162
Amendment adopted 1162
Passed; ayes 29, nays 14 1162
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

305 By Appropriations. Relating to the income, corporation and sales tax including the distribution thereof and making a transfer of $350,000 to the board of control for the manufacture of registration plates for motor vehicles.
Received, passed on file 300
Referred 319
Recommended passage 434
Committee report adopted 580
Amendment filed 596
Amendment filed 606
Amendment adopted 651
Amendment withdrawn 652
Passed; ayes 46, nays 1 652
Explanation of vote 652
Reported enrolled 736
Signed by President 736
Signed by Governor.

306 By Kibbie, Smith of Dickinson, Loss, Duffy, Hanrahan, Freed, Pierce, Vermeer, Hagedorn, Hakes, Knock, Halling, Hagen, Sickels, Lutz, Robinson, Shaw, Scherle, Rockwell, Nielsen, Grassley, Prine, Gittins, McElroy, Weichman, Fischer of Grundy and Eichenlaub. Relating to extending to December 31, 1962, the date for filing for Korean Service Compensation.
Received, passed on file 556
Referred 570
Recommended amendment, passage 756
Amendment filed 810
Amendment filed 1066

307 By Shaw, Briles, Fischer of Grundy, Coffman, Nielsen, Johannes and Scherle. Relating to regulation of trading stamps; giving the purchaser a choice between acceptance of the stamps or receipt of the actual cash value as a cash discount.
Received, passed on file 773

308 By Mensing, Paul and Goode. Relating to funeral expenses for old age assist-

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ance recipients; the funeral director shall not be required to assume any liability for cemetery expenses or lot.
Received, passed on file 632
Referred 654
Amendment filed 883

317 By Fish and Game. Relating to the exemption of hunting, fishing and trapping licenses to children under twenty-one years of age.
Received, passed on file 632
Referred 654

322 By Fish and Game. Relating to the transportation of game birds; requiring that if game birds are dressed the head and feet must remain attached for identification purposes.
Received, passed on file 714
Referred 737

323 By Fish and Game. Relating to the use of throw lines and trot lines in the Missouri River; limiting the number of lines used by one person to five having a total aggregate of not over 25 hooks.
Received, passed on file 633
Referred 654

330 By Motor Vehicles, Commerce and Trade. Relating to authorizing the treasurer of state to issue memoranda of credit and refunds of excess payments of motor vehicle fuel tax to operators of motor vehicles.
Received, passed on file 486
Substituted for S. F. 278 681
Passed; ayes 46, nays none 681
Reported enrolled 718
Signed by President 718
Signed by Governor.

332 By Banks, Building and Loan. Relating to savings and loan associations; permitting the state chartered associations to compete with the federally chartered associations by the use of bonus or incentive accounts.
Received, passed on file 517
Amendment filed 561
Substituted for S. F. 241 567
Passed; ayes 44, nays 3 568
Reported enrolled 605
Signed by President 605
Signed by Governor.

333 By Public Health and Pharmacy. Relating to the fee for the renewal of license to practice optometry; increasing fee to five dollars.
Received, referred 864
Sifting recommends calendar .. 970
Passed; ayes 46, nays none 1122
Reported enrolled 1180
Signed by President 1180
Signed by Governor.

339 By Camp. Relating to transmission to the state tax commission of the abstract of assessments of property by the assessor.
Received, passed on file 677
Referred 706
Sifting recommends calendar .. 988
Passed; ayes 47, nays none 1132
Reported enrolled 1180
Signed by President 1180
Signed by Governor.

345 By Dietz. Relating to legalizing the sale of lots one four, five, eight and nine in block two in the original town of Walcott, Scott County.
Received, passed on file 408
Proof of publication certified .. 408
Passed; ayes 37, nays none 409
Reported enrolled 423
Signed by President 423
Signed by Governor.

346 By Lisle, Swisher, Baringer, Dodds, Kluever, Knowles, Duffy, Rapson, Fuelling, Dietz, Scherle, Stanley, Paul, O'Toole, Hagedorn, Olson, Johannes and Loss. Relating to use-tax exemptions; permitting the transportation and communication industries to bring personal property purchased to be used in interstate transportation or commerce into the state and store it temporarily.
Received, passed on file 486
Referred 503
Recommended passage 504
Amendment filed 897

347 By Vermeer. Relating to nursery stock; authorizing the state entomologist to check and verify the quality of nursery stock being sold.
Received, passed on file 853
Sifting recommends calendar .. 866
Passed; ayes 49, nays none 1011
Reported enrolled 1043
Signed by President 1043
Signed by Governor.

348 By Mowry, Swisher, Fischer of Grundy, Paul and Goode. Relating to life insurance companies; authorizing the type of insurance that may be sold by such companies.
Received, passed on file 782

357 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, and other state-owned waters, in Dickinson County.
Received, referred 1164
Recommended passage 1181
Committee report adopted 1190
Passed; ayes 44, nays none 1190

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Reported enrolled 1199
Signed by President 1199
Signed by Governor.

360 By Safety and Law Enforcement. Relating to the examination of operators of motor vehicles holding operators' or chauffeurs' licenses; permitting the department of public safety to suspend the person's license for failure to appear for an examination.
Received, passed on file 750

369 By Safety and Law Enforcement. Relating to the unlawful use of an operators' or a chauffeur's license; making it unlawful for any person to have in his possession an altered drivers license.
Received, referred 1017

371 By Mensing. Relating to privileges and benefits of members of the Iowa public employees retirement system after termination of employment; permitting a member to receive a refund of his contributions immediately upon terminating of his employment, yet preserving for him his membership rights for three months if he prefers not to receive refund of his contributions.
Received, passed on file 714
Referred 737

372 By Cities and Towns. Relating to defining the phrase "qualified voter."
Received, passed on file 486
Referred 503

373 By Briles. Relating to implied warranties of titles; clarification of the status of persons assisting in the conduct of auctions.
Received, passed on file 486
Referred 503

376 By Agriculture 1. Relating to establishment of agriculture producer associations and for voluntary deductions, on the part of the agricultural producer, to be used in the promotion of the state's agricultural products.
Received, passed on file 529
Referred 558
Reported without recommendation 589
Amendment filed 757

379 By Insurance. Relating to retaliatory taxes, fees, charges and other impositions to be imposed against foreign insurance companies.
Received, referred 874

380 By Appropriations. Relating to an appropriation from the general fund of the state to the state board of regents for equipment and moving expense for the law center at the State University of Iowa.
Received, passed on file 371
Referred 401
Recommended passage 504
Committee report adopted 599
Passed; ayes 50, nays none 599
Reported enrolled 625
Signed by President 625
Signed by Governor.

381 By Scherle, Camp, McElroy, Stageman and Gittins. Relating to defining the legal right of way in traffic emerging from slow-moving lanes; vehicles moving in a lane designated for slow-moving traffic shall yield the right of way to vehicles moving in the same direction in a lane not so designated.
Received, passed on file 633
Referred 654
Sifting recommends calendar ... 831
Passed; ayes 42, nays none 931
Reported enrolled 970
Signed by President 970
Signed by Governor.

390 By Judiciary 2. Relating to the powers and duties of the real estate commission.
Received, passed on file 486
Referred 503

392 By Institutions of Higher Learning. Relating to authorizing the board of regents to establish and administer a sabbatical-leave program for college professors.
Received, passed on file 633
Referred 654

393 By Cities and Towns. Relating to parking meter revenue; permitting cities over 10,000 to use up to 50 percent of revenue to maintain parking meters.
Received, passed on file 853

397 By County and Township Affairs. Relating to exempting county homes from nursing-home licensing.
Received, passed on file 716
Referred 737
Sifting recommends calendar ... 866
Passed; ayes 33, nays 15 1013
Reported enrolled 1043
Signed by President 1043
Vetoed by Governor.

398 By County and Township Affairs. Relating to the maximum millage levy by counties for ordinary county revenue; permitting the board of supervisors to levy an additional tax not to exceed two mills for additional county revenue for the years 1961 and 1962,
Received, passed on file 633
Referred 654
Sifting recommends calendar ...1100
Passed; ayes 50, nays none 1125

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Reported enrolled 1180
Signed by President 1180
Signed by Governor.

401 By Mowry. Relating to the disposition of unclaimed property; making "unclaimed funds" available to the state when the owner has exercised no dominion over such funds for a period of 20 years.
Received, passed on file 549
Referred 558

402 By Gittins, Briles, Loss, Darrington, Kluever and Mensing. Relating to increasing fees on mobile homes.
Received, passed on file 633
Referred 654
Recommended passage 719
Steering recommends calendar .. 737
Committee report adopted 778
Amendment adopted 779
Passed; ayes 42, nays 2 780
Reported enrolled 813
Signed by President 813
Signed by Governor.

403 By Grassley and Fischer of Grundy. Relating to bid bonds issued in connection with any public or private contract; eliminating the requirement for countersignatures on bid bonds.
Received, passed on file 665
Referred 687
Recommended passage 738
Sifting recommends calendar .. 913
Committee report adopted 945
Passed; ayes 49, nays none 945
Reported enrolled 988
Signed by President 988
Signed by Governor.

408 By Stanley. Relating to assistant county attorneys in certain river counties of 33,000 to 36,000; permitting employment of an assistant county attorney.
Received, passed on file 486
Referred 503
Recommended passage 738
Sifting recommends calendar ... 988
Committee report adopted 1130
Passed; ayes 49, nays none 1130
Reported enrolled 1180
Signed by President 1180
Signed by Governor.

415 By Chalupa. Relating to county insurance coverage; increasing the amount of liability insurance coverage for county vehicles and machinery.
Received, passed on file 665
Substituted for S. F. 333 692
Passed; ayes 50, nays none 692
Reported enrolled 718
Signed by President 718
Signed by Governor.

420 By Appropriations. Relating to an appropriation to members of the committee on public assistance study, namely: Jake B. Mincks, Jack Schroeder, Walter Edelen, Guy G. Butler, J. Louis Fisher, George E. O'Malley, Riley Dietz, Robert Fulton, Kenneth Owen, Hillman H. Sersland, A. L. Mensing and Robert Dodds.
Received, passed on file 432
Referred 444
Recommended passage 531
Committee report adopted 600
Passed; ayes 45, nays none 600
Reported enrolled 625
Signed by President 625
Signed by Governor.

422 By Safety and Law Enforcement. Relating to the application of any person under the age of eighteen years for a license to operate a motor vehicle; permitting only one parent or responsible person over 25 years of age to sign application.
Received, passed on file 556
Referred 570

427 By Elections, Political and Judicial Districts. Relating to assistance to blind voters in the polling place; permitting them to have the assistance of any person they may select.
Received, passed on file 556
Referred 570
Recommended passage 590
Committee report adopted 621
Passed; ayes 48, nays none 621
Reported enrolled 640
Signed by President 640
Signed by Governor.

434 By Reapportionment and Congressional Redistricting. Relating to state representative districts; giving Johnson county two representatives in the house of representatives.
Received, referred 801
Recommended amendment, passage 832
Committee report adopted 851
Amendment adopted 851
Passed; ayes 38, nays 1 852
Reported enrolled 895
Signed by President 895
Signed by Governor.

435 By Dietz and Knowles. Relating to removal of members of county conservation boards.
Received, referred 874
Sifting recommends calendar ... 988
Amendment filed 1094
Amendment filed 1145
Amendment adopted 1163
Passed; ayes 37, nays 3 1163
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

437 By Vermeer, Johannes, Stephens, Edgington, Tabor, Den Herder, Graham and Dunton. Relating to the agricultural land tax credit and to make an appropriation therefor; increasing the millage used to determine the credit claims to 17 mills.

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Received, referred 1173
Recommended passage 1181
Committee report adopted 1190
Passed; ayes 39, nays 4 1191
Explanation of vote 1191
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

440 By Dietz, Robinson, Weichman, Grassley, Denman, Hanrahan, Messerly and Duffy. Relating to justices of the peace; requiring them to attend a conference or school of instruction.
Received, passed on file 716
Referred 737
Sifting recommends calendar ... 913
Passed; ayes 49, nays none 945
Reported enrolled 988
Signed by President 988
Signed by Governor.

441 By Board of Control. Relating to the attendance at public schools of children who are residents of charitable institutions; providing for tuition and transportation for children at any state institution.
Received, referred 1079

443 By Dunton, Bock, Cunningham and Stanley. Relating to establishment of intermediate school districts of education and the manner of establishing same; to provide for an intermediate board of education and an intermediate superintendent and assistants in each such school districts and to prescribe their duties and powers.
Motion filed to substitute contents for S. F. 461 653

446 By Fish and Game. Relating to a special license to fish for trout and prescribing the fee therefor.
Received, passed on file 486
Amendment filed 493
Substituted for S. F. 218 526
Amendment adopted 526
Passed; ayes 44, nays 2 526
Reported enrolled 569
Signed by President 570
Signed by Governor.

447 By Fish and Game. Relating to reciprocal charges for hunting and fishing licenses for nonresidents of Iowa.
Received, referred 874

448 By Fish and Game. Relating to increasing trapping license fees to three dollars.
Received, referred 874

452 By Darrington, Briles, Dietz and Hagedorn. Relating to the towing of four-wheel trailers and registration fees thereon.
Received, passed on file 839
Sifting recommends calendar .. 866
Amendment filed 1019
Amendment filed 1067-1069

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Amendment adopted 1075
Point of order raised 1075
Passed; ayes 26, nays 19 1075
Motion filed to reconsider vote ..1091
Reported enrolled 1180
Signed by President 1180
Signed by Governor.

458 By Paul, Den Herder, Loss, Smith of O'Brien and Pierce. Relating to the maximum length of vehicle transports.
Received, passed on file 665
Referred 687

459 By Reapportionment and Congressional Redistricting. Relating to congressional districts; dividing Iowa into seven congressional districts.
Received, passed on file 477
Amendment filed 493
Referred 503

460 By Board of Control. Relating to reimbursement of tuition and transportation costs for children residing on lands owned by the state or federal government.
Received, referred 1017

461 By Compensation of Public Officers and Employees. Relating to increasing the compensation of county officers.
Received, passed on file 782
Sifting recommends calendar .. 866
Amendment filed 898
Amendments filed 914, 915
Amendments filed 933, 934
Amendments filed 959-961
Amendment filed 1020
Amendments filed 1044
Amendments withdrawn ..1058, 1062
Amendments adopted 1059, 1060, 1061, 1062
Points of order raised 1059, 1060, 1061
Vote reconsidered 1060
Passed; ayes 48, nays 1 1062
Returned to House 1117
Reported enrolled 1199
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

466 By Fischer of Grundy. Relating to approval by the commissioner of public safety of mufflers for motor vehicles.
Received, referred 874

467 By Insurance. Relating to the service of notice on the commissioner of insurance in legal actions involving insurance companies; charging a fee of two dollars per copy on notices served.
Received, referred 878

470 By Public Health and Pharmacy. Relating to medical assistance for the aged; an enabling act to establish a program of assistance for aged individuals who are not recipients of old age assistance.

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Received, passed on file 633
Amendment filed 855
Sifting recommends calendar .. 866
Amendment filed 883
Amendments adopted 1038, 1039
Point of order raised 1039
Passed; ayes 42, nays 5 1040
Reported enrolled 1180
Signed by President 1180
Signed by Governor.

473 By Tabor. Relating to authorization for the issuance of a patent to certain real estate to John N. Schuster by the governor and secretary of state.
Received, passed on file 517
Referred 518
Recommended passage 555
Committee report adopted 616
Passed; ayes 48, nays none 616
Reported enrolled 640
Signed by President 640
Signed by Governor.

482 By Insurance. Relating to atomic energy hazards in relation to the statutory fire policy; authorizing insurers to include a written statement that a standard policy does not cover loss or damage caused by nuclear reaction or nuclear radiation.
Received, referred 878
Sifting recommends calendar .. 970
Passed; ayes 42, nays none 1086
Reported enrolled 1143
Signed by President 1143
Signed by Governor .....

484 By O'Toole and Duffy. Relating to the computation of net income for Iowa income tax purposes and authorizing the deduction of certain installment annuity payments when the commuted value of such payments has been taxed for Iowa inheritance tax purposes.
Received, referred 1031
Passed; ayes 44, nays none 1196
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

486 By Mowry. Relating to the power of cities and counties to jointly undertake the erection of government buildings and to lease a portion thereof to the general public and to finance such undertaking by the issuance of revenue bonds.
Received, passed on file 716
Referred 737
Sifting recommends calendar .. 814
Passed; ayes 42, nays none 840
Reported enrolled 864
Signed by President 864
Signed by Governor.

490 By Military and Veterans Affairs. Relating to the buying of United States flags to be placed on veterans graves on Decoration Day.
Received, passed on file 556

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Referred 570
Recommended passage 756

492 By Riley and Ely. Relating to transferring jurisdiction to the Cedar Rapids Community School District of certain land known as Noelridge Park in Cedar Rapids, Linn County.
Received, passed on file 839
Sifting recommends calendar ..1100
Passed; ayes 44, nays none 1122
Reported enrolled 1143
Signed by President 1143
Signed by Governor.

501 By Carstensen. Relating to public libraries; clarifying the power to contract between library boards and providing that all cities and towns can hold and dispose of devises and bequests.
Received, referred 1078

502 By Briles. Relating to allowance or disallowance by the board of supervisors of claims for military service tax exemption.
Received, passed on file 802
Sifting recommends calendar .. 814
Passed; ayes 40, nays none 846
Reported enrolled 864
Signed by President 864
Signed by Governor.

509 By Agriculture 1. Relating to creating a state agricultural products utilization committee and to make an appropriation therefor.
Received, referred 1176

511 By Stanley. Relating to residence requirements for electors; permitting a voter who has moved to continue to vote where he lived until he meets the residence requirement for his new location.
Received, passed on file 750

519 By Lisle and Gittins. Relating to the enforcement of collections for the support and treatment charges for the mentally ill and mentally retarded.
Received, passed on file 716
Referred 737

520 By Lisle and Gittins. Relating to the payment of support and treatment charges for the mentally ill; imposing a charge of 100 percent of the total cost for six months, 75 percent for the following six months and thereafter fifty percent of the total cost.
Received, referred 1031

526 By Kluever. Relating to ratifying a certification of a tax by the C and M Community School District in Cass County to the county board; legalizing the tax levy.

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Received, passed on file 633
Passed; ayes 49, nays none ... 639
Proof of publication certified .. 640
Reported enrolled 670
Signed by President 670
Signed by Governor.

527 By Smith of O'Brien, Hagie and Baumhover. Relating to erecting, rebuilding or repairing of fences.
Received, passed on file 802

528 By Carstensen. Relating to the performance of the duties of sheriff when he is a party to an action, absent or disqualified.
Received, referred 1031

536 By Mensing. Relating to the sale of checks, money orders, and other written instruments for the transmission or payment of money.
Received, passed on file 782
Sifting recommends calendar ... 788
Passed; ayes 47, nays 1 796
Reported enrolled 813
Signed by President 813
Signed by Governor.

537 By Denman. Relating to financing of parking facilities in cities and towns.
Received, passed on file 825
Sifting recommends calendar ... 831
Amendment filed 883
Amendment adopted 923
Passed; ayes 48, nays none 923
Reported enrolled 988
Signed by President 988
Signed by Governor.

541 By Chalupa. Relating to the operation of school busses; providing when there is more than one bus in a line of traffic and the preceding bus stops the following busses shall turn on the flashing stop warning.
Received, passed on file..... 802

544 By Mensing, Hirsch and Maule. Relating to authorizing and directing the governor to enter into the interstate compact on juveniles and grant the juvenile courts of the state jurisdiction to carry out its provisions.
Received, passed on file 728
Sifting recommends calendar 788
Passed; ayes 48, nays none 830
Reported enrolled 864
Signed by President 864
Signed by Governor.

548 By Denman. Relating to legalizing an ordinance passed by the West Des Moines city council, establishing a system of sewer rentals in accordance with a certain written agreement made between the city of Des Moines, and the city of West Des Moines.
Received, referred 1052

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557 By McElroy and Freed. Relating to the reorganization of school districts; providing for the merger of a district operating a high school of less than 100 high school pupils with a larger district.
Received, passed on file 825

559 By Public Health and Pharmacy. Relating to increasing the penalties for narcotic violations and to authorize the state chemists to analyze drugs and devices.
Received, passed on file 556

565 By Motor Vehicles, Commerce and Trade. Relating to commerce commission fees of motor vehicle common and contract carriers; prohibiting such vehicles from being operated on the highways unless the annual fee is paid.
Received, passed on file 825
Sifting recommends calendar ... 831
Amendment filed 834
Amendment adopted 930
Passed; ayes 39, nays 1 930
Senate insists 978
Conference committee appointed. 978
Conference committee report 1091, 1134
Conference committee report adopted 1140
Amendment adopted 1140
Passed; ayes 46, nays 2 1140
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

567 By Goode. Relating to leave of absence and vacation periods for county road employees.
Received, passed on file 782
Amendment filed 835

574 By Camp, Carstensen, Dietz and Knowles. Relating to retail sales tax and to redefine personal property sold for processing.
Received, referred 969
Sifting recommends calendar .. 970
Amendment filed 1020
Amendments adopted 1104, 1105
Returned to House for correction 1110
Amendment adopted 1120
Passed; ayes 34, nays 13 1120
Reported enrolled 1199
Signed by President 1199
Vetoed by Governor.

576 By Judiciary 2. Relating to service of process on foreign corporations; providing that the secretary of state would be the agent upon whom service of notice can be made to secure jurisdiction over foreign corporations.
Received, referred 1031
Sifting recommends calendar ..1100
Passed; ayes 49, nays none 1132
Reported enrolled 1180
Signed by President 1180
Signed by Governor.

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579 By Edgington, Vermeer, Naden and Smith of O'Brien. Relating to the budget and financial control committee, creating therein the office of legislative fiscal director, prescribing his compensation, and fixing his duties.
Received, passed on file 665
Referred 687
Recommended passage 882
Point of order raised 905
Passed; ayes 27, nays 20 905
Motions filed to reconsider vote 911
Amendment filed 934
Motion to reconsider vote withdrawn 979
Reported enrolled 1018
Signed by President 1019
Signed by Governor.

582 By Rapson. Relating to notation and release of liens on motor vehicles.
Received, referred 1017

584 By Hirsch, Walter, Hagedorn, Loss and Smith of O'Brien. Relating to the control of brucellosis in swine.
Received, referred 864
Amendment filed 883
Sifting recommends calendar .. 970
Amendments filed 1021-1023
Point of order raised 1083
Amendments adopted 1083, 1084
Passed; ayes 48, nays none 1084
Reported enrolled 1180
Signed by President 1180
Signed by Governor.

596 By Elections, Political and Judicial Districts. Relating to the selection of members of election boards.
Received, passed on file 716
Referred 737
Sifting recommends calendar 814
Amendment filed 835
Amendment adopted 847
Passed; ayes 41, nays none 847
Reported enrolled 895
Signed by President 895
Signed by Governor.

597 By Board of Control. Relating to the acquisition and sale of real estate by the board of control.
Received, referred 878
Sifting recommends calendar 913
Passed; ayes 48, nays 1 946
Motion filed to reconsider vote... 957
Amendment filed 959
Vote reconsidered 997
Amendment adopted 997
Passed; ayes 48, nays none 997
Reported enrolled 1092
Signed by President 1092
Signed by Governor.

601 By Fish and Game. Relating to increasing resident fishing and hunting license fees.
Received, passed on file 666
Referred 671
Recommended passage 672
Steering recommends calendar .. 677
Committee report adopted 678

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Passed; ayes 48, nays none 678
Reported enrolled 686
Signed by President 686
Signed by Governor.

602 By Cities and Towns. Relating to providing that city and town wards may be made equal in population.
Received, passed on file 714
Referred 737

603 By Social Security. Relating to payment of dividends based on excess interest on the retirement fund to active and retired members of the Iowa public employees retirement system and to maintain the actuarial reserves.
Received, passed on file 729

604 By Roads and Highways. Relating to abolishing the position of auditor for the highway commission.
Received, referred 1017

606 By Judiciary 1. Relating to making it a misdemeanor to obtain or attempt to obtain goods, property or service by false or fraudulent use of credit cards or other false or fraudulent means, and providing penalties therefor.
Received, referred 1031

608 By Insurance. Relating to increasing the cost of licensing agents for domestic insurance companies.
Received, referred 1135

611 By County and Township Affairs. Relating to the improvement of roads whereon school buses travel; providing for surfacing of a road when 75 percent of the property owners petition for such surfacing.
Received, passed on file 729

613 Roads and Highways. Relating to continuing and making permanent the present motor vehicle fuel tax after July 1, 1961.
Received, passed on file 677
Substituted for S. F. 467 682
Amendment filed 688
Amendments adopted 705
Passed; ayes 50, nays none 705
Reported enrolled 755
Signed by President 755
Signed by Governor.

615 By Roads and Highways. Relating to retention from payments on certain public improvement construction contracts.
Received, referred 1052

617 By Ware. Relating to legalizing the proceedings of the board of directors of the Blakesburg Community School

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District, in the counties of Wapello, Monroe and Davis, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds.
Received, passed on file 714
Proof of publication certified ... 718
Referred 737
Sifting recommends calendar ... 814
Passed; ayes 41, nays none 849
Reported enrolled 864
Signed by President 864
Signed by Governor.

621 By Camp and Carstensen. Relating to legalizing the incorporation and reincorporation of the Grand Mound Co-operative Telephone Association and to legalize and validate the sale of certain real estate, owned by it, to Arnold N. Schmidt.
Received, passed on file 729
Sifting recommends calendar ... 814
Passed; ayes 41, nays none 849
Reported enrolled 864
Signed by President 864
Signed by Governor.

622 By Agriculture 1. Relating to importation of swine into Iowa.
Received, passed on file 874
Substituted for S. F. 185 875
Passed; ayes 43, nays none 875
Reported enrolled 911
Signed by President 911
Signed by Governor.

625 By Roads and Highways. Relating to the use of amber-colored lights on vehicles used by the state and the political subdivisions of the state.
Received, referred 1017

626 By Darrington. Relating to legalizing the proceedings of the town council of the town of Woodbine in Harrison county, authorizing the issuance of swimming pool bonds and for the levy of taxes for the payment of said bonds.
Received, passed on file 825
Proof of publication certified ... 831
Sifting recommends calendar ... 831
Passed; ayes 41, nays none 850
Reported enrolled 864
Signed by President 864
Signed by Governor.

628 By Schools, Libraries, State Educational Institutions. Relating to legalizing the proceedings for the organization and establishment of the boundaries of the Glidden-Ralston Community School District, in the Counties of Carroll and Greene.
Received, passed on file 633
Proof of publication certified ... 640
Referred 654
Recommended passage 707
Steering recommends calendar .. 737

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Committee report adopted 765
Passed; ayes 46, nays none 766
Reported enrolled 788
Signed by President 788
Signed by Governor.

629 By Schools, Libraries, State Educational Institutions. Relating to legalizing the proceedings of the board of directors of the Glidden-Ralston Community School District, in the counties of Carroll and Greene, authorizing the issuance of school building bonds and for the levy of taxes for the payment of said bonds.
Received, passed on file 633
Proof of publication certified ... 641
Referred 654
Recommended passage 707
Steering recommends calendar... 737
Committee report adopted 765
Passed; ayes 46, nays none 765
Reported enrolled 788
Signed by President 788
Signed by Governor.

632 By Conservation. Relating to a county conservation board paying for use of county-owned equipment and materials used on county conservation projects.
Received, referred 906

633 By Judiciary 2. Relating to legalizing all instruments, deeds, or releases affecting real estate which are now filed or recorded, and which were signed by the secretary of the state board of social welfare or the state department of social welfare.
Received, passed on file 755
Sifting recommends calendar ... 913
Passed; ayes 48, nays none 1000
Reported enrolled 1043
Signed by President 1043
Signed by Governor.

634 By Insurance. Relating to requiring newly organized and newly admitted insurance companies to file quarterly reports with the insurance commissioner during the first two years they do business in the state.
Received, referred 1053

637 By Public Health and Pharmacy. Relating to radiation protection, delegating authority for a radiation control program to the state department of health, and prescribing functions, powers and duties relating to prevention and prohibition of excessive radiation.
Recieved, referred 957

638 By Schools, Libraries and State Educational Institutions. Relating to abolishing the teachers' minimum wage law.
Received, referred 1031

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642 By Conservation. Relating to the executive council to conveying certain lands to cities, towns or counties for park purposes.
Received, passed on file 853
Sifting recommends calendar ... 970
Passed; ayes 43, nays none 1087
Reported enrolled 1143
Signed by President 1143
Signed by Governor.

644 By Board of Control. Relating to the management, control and government of institutions under the board of control.
Received, referred 864
Sifting recommends calendar 913
Amendment filed 959
Amendments adopted 1001
Passed; ayes 45, nays none 1001
Reported enrolled 1092
Signed by President 1092
Signed by Governor.

646 By Board of Control. Relating to the training school for boys and the training school for girls; permitting the transfer of boys from the training school to the men's reformatory and for the transfer of girls from the training school to the women's reformatory.
Received, referred 1031

649 By Sersland. Relating to legalizing the action of the board of directors of the North Winneshiek Community School District, Winneshiek County, in calling a special election on the matter of the issuance of $400,000 of school bonds.
Received, passed on file 802
Sifting recommends calendar ... 814
Passed; ayes 49, nays none 818
Reported enrolled 853
Signed by President 853
Signed by Governor.

656 By Judiciary 2. Relating to legalizing the special election of the Lake Township School District, Pottawattamie County, held on June 8, 1960, for the issuance of $49,000 of school bonds.
Received, passed on file 666
Proof of publication certified ... 671
Referred 687
Recommended passage 707
Steering recommends calendar .. 737
Committee report adopted 764
Passed; ayes 46, nays none 764
Reported enrolled 788
Signed by President 788
Signed by Governor.

657 By Appropriations. Relating to an appropriation of $7,080 to members of the legislative research committee and legislative advisory committees.
Received, passed on file 666
Recommended passage 720
Committee report adopted 743

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Passed; ayes 36, nays none 748
Reported enrolled 773
Signed by President 773
Signed by Governor.

660 By Conservation. Relating to establishing an annual license fee for boats and boat motors.
Received, referred 918

664 By Roads and Highways. Relating to increasing the primary contingent fund to $750,000.
Received, passed on file 839

665 By Roads and Highways. Relating to certain types of lighting or advertising devices visible from the public highways, and declaring same to be nuisances.
Received, referred 1031

666 By Roads and Highways. Relating to competitive bidding for the purchase of certain equipment and materials used for maintenance work on secondary roads.
Received, referred 1053

667 By Roads and Highways. Relating to bids on farm-to-market and primary road construction projects.
Received, referred 1079

669 By Roads and Highways. Relating to the recording of private tile lines that connect with drainage facilities in highways.
Received, referred 1032

670 By Roads and Highways. Relating to clarifying the definition of an implement of husbandry.
Received, referred 1079

672 By Agriculture 1. Relating to an appropriation from the general fund of the state to the department of agriculture for the replacement and repair of scale trucks.
Received, referred 948

673 By County and Township Affairs. Relating to enabling the establishment of multi-county benefited fire districts.
Received, referred 1053

674 By County and Township Affairs. Relating to benefited fire districts; boundaries and levies by township trustees.
Received, referred 1053

676 By Appropriations. Relating to transferring funds from the old-age assistance fund of the social security department to the emergency relief fund of the social welfare department.
Received, passed on file 701
Referred 706

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Withdrawn from appropriations.. 747
Committee report adopted 747
Passed; ayes 45, nays none 747
Reported enrolled 773
Signed by President 773
Signed by Governor.

680 By Insurance. Relating to insurance unfair trade practices and relating to insurance provided by means of mechanical devices.
Received, passed on file 802

682 By Roads and Highways. Relating to rural subdivisions; providing for a county plan commission, and the submitting of plans for subdivision to such commission.
Received, referred 1079

684 By Appropriations. Relating to an appropriation to ex-officio members of the advisory investment board of the Iowa public employees' retirement system, namely: Howard Buck and A. L. Mensing.
Received, passed on file 773
Recommended passage 1145
Committee report adopted 1139
Passed; ayes 48, nays none 1139
Reported enrolled 1180
Signed by President 1180
Signed by Governor.

686 By Schools, Libraries, State Educational Institutions. Relating to high-school graduation requirements, classification of schools, and courses of study to be offered.
Received, referred 918

689 By Motor Vehicles, Commerce and Trade. Relating to the disposal of a certificate of convenience and necessity to transport liquid.
Received, referred 970

691 By O'Toole and Duffy. Relating to legalizing the proceedings for the organization, the enlargement and the establishment of the boundaries of the Western Dubuque County Community School District, in the counties of Dubuque, Jackson, Jones and Delaware.
Received, passed on file 839
Passed; ayes 41, nays none 850
Proof of publication certified ... 855
Reported enrolled 881
Signed by President 881
Signed by Governor.

692 By Walter. Relating to legalizing the proceedings for the organization and the establishment of boundaries of the Ackley-Geneva Community School District in the counties of Hardin, Franklin, Butler and Grundy.
Received, referred 861
Proof of publication certified ... 865

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Sifting recommends calendar ... 913
Amendment filed 1023
Amendment adopted 1034
Passed; ayes 49, nays none 1035
Reported enrolled 1092
Signed by President 1092
Signed by Governor.

695 By Schools, Libraries, State Educational Institutions. Relating to establishing an Iowa fire safety council and setting forth the powers of the council.
Received, referred 948

698 By Schools, Libraries, State Educational Institutions. Relating to the budget procedure of school districts; making it mandatory that each district formulate its budget on or before January 15 of each year for the ensuing fiscal year.
Received, referred 970

700 By Judiciary 2. Relating to cities, towns and counties to contract for ambulance service.
Received, referred 1064

701 By Riley and Ely. Relating to legalizing the proceedings of the town council of the town of Central City, in the county of Linn, in the calling of a special election on the proposition of constructing a fire station in said town and contracting indebtedness for such purpose.
Received, referred 1064
Sifting recommends calendar ...1100
Passed; ayes 49, nays none 1131
Reported enrolled 1180
Signed by President 1180
Signed by Governor.

702 By Appropriations. Relating to an appropriation from the general fund of the state 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.
Received, referred 988
Recommended passage 1111
Committee report adopted 1107
Passed; ayes 43, nays none.....1107
Reported enrolled 1143
Signed by President 1143
Signed by Governor.

703 By Judiciary 2. Relating to county hospitals in counties having a population of less than 150,000 so as to authorize and provide for the issuance of general obligation bonds of such counties to pay the cost of enlarging and improving such county hospitals.

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Received, passed on file 1032
Passed; ayes 49, nays none 1032
Reported enrolled 1065
Signed by President 1065
Signed by Governor.

704 By Tax Revision. Relating to the allocation of taxable income to Iowa and doing away with reciprocity and establishing a tax credit for income taxes paid to another state.
Received, referred 984
Recommended passage 989
Committee report adopted 1012
Passed; ayes 49, nays none 1012
Reported enrolled 1043
Signed by President 1043
Signed by Governor.

705 By Judiciary 2. Relating to dissolving the Linn Grove Cemetery Association; and transferring the funds to the church building fund.
Received, referred 1064
Sifting recommends calendar 1100
Passed; ayes 44, nays none 1133
Reported enrolled 1180
Signed by President 1180
Signed by Governor.

708 By Appropriations. Relating to an appropriation from the general fund of the state for the biennium for various departments and various divisions thereof, for the purposes provided by law, and relating to the judicial and peace officers' retirement systems, and to salaries of various statutory positions.
Received, referred 1135
Recommended amendment, passage 1145
Amendments filed 1146, 1147-1149
Committee report adopted 1154
Amendments adopted 1154, 1155, 1156, 1157, 1159, 1160
Vote reconsidered 1155
Committee of the whole 1160
Passed; ayes 46, nays none 1160
Statement of intent 1160
Concurred 1177
Passed; ayes 45, nays none 1177
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

709 By Appropriations. Relating to an appropriation from the general fund of the state to the state board of regents for capital improvements, repairs, replacements, alterations and equipment.
Received, referred 1175
Recommended passage 1182
Committee report adopted 1186
Passed; ayes 44, nays none 1186
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

710 By Appropriations. Relating to an appropriation from the general fund of the state to the state board of regents for the purpose of repairing the damage to the buildings, grounds and equipment of the Iowa braille and sight-saving school at Vinton.
Received, referred 1100
Recommended passage 1112
Committee report adopted 1116
Passed; ayes 47, nays none 1116
Reported enrolled 1180
Signed by President 1180
Signed by Governor.

711 By Judiciary 2 Relating to the state central committees of political parties.
Received, passed on file 1190
Passed; ayes 44, nays none 1195
Reported enrolled 1199
Signed by President 1199
Vetoed by Governor.

713 By Appropriations. Relating to creating the contingent fund for the biennium beginning July 1, 1961 and ending June 30, 1963, and appropriating thereto $1,500,000.00 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 1135
Amendment filed 1149
Recommended amendment, passage 1163
Committee report adopted 1164
Amendments withdrawn 1165
Amendments adopted 1165
Passed; ayes 43, nays none 1166
Insisted 1192
Conference committee appointed 1192
Conference report adopted 1197
Amendments adopted 1197
Passed; ayes 44, nays none 1197
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

714 By Appropriations. Relating to funds for the manufacture of motor vehicle registration plates; amending House File 305, Acts of the Fifty-ninth General Assembly.
Received, preferred 1129
Recommended passage 1174
Committee report adopted 1185
Passed; ayes 35, nays 6 ..... .1185
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

716 By Appropriations. Relating to an appropriation from the general fund of the state to the fair board for capital improvements.
Received, referred 1164
Recommended passage 1174
Committee report adopted 1185
Passed; ayes 44, nays none 1186
Reported enrolled 1199
Signed by President 1199
Signed by Governor.

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717 By Appropriations. Relating to an appropriation fund from the general fund of the state to the conservation commission for construction, replacement, repairs, acquisition of land, development, forestry, watershed area improvements, siltation and boundary surveys and dredging.	

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Amendment filed	1180
Recommended amendment, passage	1182
Committee report adopted	1187
Amendments adopted	1188
Passed; ayes 42, nays 1	1188
Reported enrolled	1199
Signed by President	1199
Signed by Governor.	

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2—Senate and House members, office staff of Senate, Secretary and Chief Clerk, press to be furnished 1958 Codes and Session Laws by Superintendent of Printing 6
3—County auditors to be furnished journals, bills and binders by Superintendent of Printing 7
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5—Public Assistance Study Committee as created by the Fifty-eighth General Assembly be continued for twenty days 72, 77
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7—Joint convention; program by Pioneer Lawmaker Association, March 23 .....100, 111
8—Joint convention; speaker Major General Grant III, Civil War Centennial 105, 122
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10—Joint convention; Governor's budget message, February 135, 149
11—Good Friday recess 12 noon to 3 p. m., March 31 .....231, 276
12—Final date of February 24 fixed for filing of all claims 231, 268
13—Professor Ralph K. Bliss recommended to fill vacancy on Agricultural Hall of Fame Association 248, 252
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16—Commemorating the one hundredth anniversary of the establishment of the land-grant system in support of colleges and universities 432, 515
17—Memorializing Congress to enact legislation to grant pensions to veterans of World War I 454
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20—Legislative members be permitted to deduct expenses from income tax 639, 659
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23—Soil Conservation Society of America commended for selecting Iowa as its permanent home 812, 819
24—Secretary of the Senate and Chief Clerk of the House authorized to attend the National Association of Legislative Agencies 878, 887
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26—Senator Scott to be presented with chair 879, 887
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31—Joint advisory committee of legislators to conduct a study of the trade practices of the dairy industry 1110, 1151

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2—Senate Banking and Insurance committees to make inquiry of the State Department of Banking and the Commissioner of Insurance, regarding the Sheldon National Bank and Northern Biochemical Corporation 99, 122

3—Senate Insurance Committee to make inquiry of the office of Commissioner of Insurance regarding sale of Stock of the Northern Biochemical Corporation 104, 122, 669

4—Appropriations Committee to prepare a bill to transfer funds from the Old Age Assistance fund to the Aid to Dependent Children fund 670, 689

5—Cliff Millen honored 886

6—Bipartisan committee created to investigate Iowa Liquor Control Commission 1038

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1—Joint convention; Governor Loveless' message; canvass of votes 8

2—Joint committee to select additional employees for House and Senate 8

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4—Study of uniform agricultural legislation meeting, committee appointed to attend 65, 66, 67

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WEBER, GEORGE W.—Senator Twentieth District.
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