

corporation owned or controlled by the United States without notice by publication.

Provided, also, That in the discretion of such board of directors, such bonds or any of them may be issued as registered bonds; and bearer bonds may be registered as to principal in the holder's name on the books of the city, any such registration being noted on the bonds by the city controller or other designated officer. No transfer of a registered bond shall be valid unless made on the books of the city by the registered holder and similarly noted on the bond. Any bond so registered as to principal may be discharged from such registration by appropriate notation on the books of the city at the request of the registered holder, after which such bond shall be transferable by delivery but may again be registered as to principal as before. The registration of bonds as to the principal shall not restrain the negotiability of the coupons by delivery merely.

Emergency.

SEC. 2. Whereas an emergency exists for the immediate taking effect of this act, the same shall take effect and be in full force from and after its passage.

CHAPTER 312.

[H. 490. Approved March 13, 1935.]

AN ACT providing for the sexual sterilization of insane persons in certain cases, prescribing the powers of courts, and defining the duties of medical examiners and superintendents of institutions for the insane in relation thereto.

Institutions for the Insane—Application for Commitment—Examining Physicians Appointed by Court—Duties.

SECTION 1. *Be it enacted by the general assembly of the State of Indiana,* That whenever an application for the commitment of any person to an institution for the insane shall be filed in any court having competent jurisdiction, it shall be the duty of each of the examining physicians appointed by the court, as now provided by law, if he shall certify to the court that the person for whom such appli-

cation is made, is, in his opinion, afflicted with insanity, to further certify to the court whether, in his opinion, such person is the probable potential parent of mentally incompetent or socially inadequate offspring likewise afflicted.

Sexual Sterilization—Evidence Submitted—Powers of Court—Superintendent — Duties — Right of Appeal—By Whom.

SEC. 2. Upon the hearing of such application for commitment, evidence may be submitted as to whether the best interest of society and of such insane person will be served by his or her sexual sterilization; and if the court shall find that such person is insane and should be committed to the custody of such institution for the insane, it shall further find whether the welfare of society and of such insane person will be promoted by his or her sexual sterilization, the finding of the court being either that sexual sterilization is unnecessary or that the best interest of society and of such insane person will be served by his or her sexual sterilization. And if the court shall find that the best interests of society and of such insane person will be served by his or her sexual sterilization, the court, as a part of the judgment and decree committing such insane person to such institution, shall authorize the superintendent of the institution to which such insane person is committed to have performed upon such insane person the operation of vasectomy, if a male, and of salpingectomy, if a female, or any other more suitable operation or treatment having full sterilizing results, which authorization shall be set forth in the order of commitment, a copy of which, under the seal of the court, shall be forwarded to such superintendent along with other required papers in the case. Such insane person, by his or her guardian, parent or next friend, may, within thirty days after judgment, appeal as in other civil proceedings, from the finding and judgment of the court authorizing such operation of sterilization, and the pendency of such appeal shall stay the performance of such operation of sterilization until the appeal be determined. Upon the filing of notice of appeal, the clerk of the court in which

such notice is filed shall forthwith forward by mail to the superintendent of such institution, written information of the filing of such notice of appeal.

Superintendent—Duties.

SEC. 3. Whenever any insane person upon whom the operation of sexual sterilization shall have been authorized, as herein provided, shall have been admitted to an institution for the insane, the superintendent thereof, at such time as he may deem expedient and when in his judgment the general health of such insane person will not be affected thereby, and not less than thirty days after such insane person has been received at such institution, shall have performed upon such insane person, by a competent and licensed physician and surgeon, the operation of vasectomy, if a male, and salpingectomy, if a female, or any other more suitable operation or treatment having such sterilizing results.

Superintendent—Duties Continued.

SEC. 4. It shall be the duty of the superintendent of such institution for the insane, whenever an operation for the sexual sterilization of an insane person shall have been performed, under the provisions of this act, and within ten days thereafter, to make a report thereof to the secretary of the department of public welfare, or its successor, which report shall set forth the name and age of the person upon whom such operation was performed, the county from which such person was committed, the date of such commitment, the date of admission to the institution, and the date of such operation.

Persons in Charge—Non-Liability.

SEC. 5. Neither the superintendent, nor the attending physician or surgeon, nor any other person legally participating in the execution of the provisions of this act shall be liable civilly on account of such participation.

Construction of Act.

SEC. 6. The provisions of this act shall not be construed as conflicting with nor superceding the provisions of the

act approved March 11, 1927, entitled "An act to provide for the sexual sterilization of inmates of state institutions in certain cases," which act shall remain in full force and effect, but are intended as a separate and additional method of procedure.

CHAPTER 313.

[H. 524. Approved March 13, 1935.]

AN ACT authorizing the State of Indiana, and the several municipal and school corporations, and/or other taxing units within the state, to acquire property with deposits in closed banks, legalizing such transactions as have been heretofore made in that manner and declaring an emergency.

Authority of Taxing Units Within the State to Acquire Property—Funds on Deposit in Closed Banks—Transfer and Assignment.

SECTION 1. *Be it enacted by the general assembly of the State of Indiana*, That the State of Indiana or any municipal or school corporation, or any other taxing unit or municipally owned utility thereof, having funds on deposit in banks which are closed or which are in the process of liquidation, are hereby authorized and empowered to acquire any real or personal property for such lawful purposes as the proper authorities of the state or the municipal or school corporation, or other taxing unit or municipally owned utility may determine, and for the purchase price of such real or personal property are hereby authorized to transfer and assign all right, title and interest in and to such deposits or so much of such deposits in such closed banks or in banks in process of liquidation as may be required.

Assignment of Depository Funds—Payment in Full—Exception.

SEC. 2. The execution and delivery of such assignment of depository funds shall be payment in full for the real or personal property so acquired, except as hereinafter provided in section 3, and such assignment shall be made