

CHAPTER 111.

ELECTION OF NATIONAL DELEGATES AND ALTERNATES AND PREFERENTIAL
VOTE FOR PRESIDENT AND VICE PRESIDENT.

S. F. 233.

AN ACT to provide for the election of delegates and alternate delegates to national conventions of political parties, for the election of party national committeemen, and delegates to county conventions, and for a preferential vote on president and vice-president of the United States (additional to chapter two-a, title six, supplement to the code, 1907) relating to primary elections, and for submitting to the voters of the several parties the question: "Shall the vote of the state at large or the vote of the congressional district control?"

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Election of delegates—national committeeman. That from and after the passage of this act in the years in which a president and vice-president of the United States are to be elected, there shall be held a primary election for the election of delegates and alternate delegates to the national conventions of all political parties at which candidates for president and vice-president are to be nominated, for the election of a party national committeeman for each party, and for the election of delegates to county conventions, which shall choose delegates to the state convention.

SEC. 2. Number of delegates and alternates. The number of delegates to national conventions to be elected under the provisions of this act for each party shall be the number of delegates for each congressional district, and the number of delegates at large to which each party is entitled as set forth in the call for the national convention by the national committee for each party and certified to the secretary of state by the state chairman of each of the different parties. There shall also be elected one alternate delegate for each district delegate and one alternate for each delegate at large.

SEC. 3. Primary election. The primary election herein provided for shall consist of an election by all political parties and shall be held at the usual voting places of the several precincts on the second Monday in April in the year 1916, and quadrennially thereafter for the election of officers provided in section one of this act, and for the purpose of ascertaining the sentiment of the voters of the state in the respective parties as to candidates for president and vice-president of the United States.

SEC. 4. Candidate—nomination papers—affidavit. No candidate for district delegate or alternate or delegates at large or alternate at large to the national convention of any political party, and no candidate for national committeeman shall have his name printed upon the official ballot of his party to be used at the primary election herein provided, unless at least thirty days prior to the day fixed for holding such primary election, a nomination paper shall have been filed in his behalf in the office of the secretary of state in the form and manner provided in section ten hundred eighty-seven-a-ten (1087-a-10), supplement to the code, 1907, and the number of signers of such nomination paper for district delegates and alternate delegates shall be equal to one half the number as is in said section provided for representatives in congress, and the number of signers of such nomination paper for delegates at large and alternate delegates at large and for the office of party national committeeman shall be equal to one half the number as in said section provided for senators in the congress of the United States, and each candidate shall take the oath as provided in said section.

Candidates for delegates to the county conventions shall be elected in the same manner as provided in section ten hundred eighty-seven-a twenty-five (1087-a-25), supplement to the code, 1907, as amended by chapter sixty-nine (69) of the acts of the thirty third general assembly.

No candidate for nomination to the office of president or vice-president of the United States shall have his name printed upon the official ballot of his party as herein provided for, unless at least thirty days prior to the day fixed for holding the primary election herein provided for, he shall cause to be filed in the office of the secretary of state his affidavit that he is eligible to the office for which he is a candidate, and that he is a bona fide candidate for such office, and that he will, in good faith, submit his candidacy to the national convention of his political party. Such affidavit shall be in form and substance as follows:

I,being duly sworn, say that I reside in the city of county of and state of.....; that I am eligible to the office for which I am a candidate, and that the political party with which I affiliate is the..... party; that I am a bona fide candidate for the office of..... and that I shall in good faith submit my candidacy to the national convention of my political party in the year.....and I hereby request that my name be printed upon the official primary ballot as provided by law as a candidate of the.....party. I furthermore declare that if I am nominated and elected, I will qualify as such officer.

Signed.....

Subscribed in my presence and sworn to (or affirmed) before me by..... this.....day of.....19....

Title of officer.

SEC. 5. Ballot form. The official primary election ballot herein provided for shall be prepared, arranged and printed substantially in the following form:

Primary election ballot.

(Name of party)

of

.....township, or precinct,ward, city or town of county of, state of Iowa.

Primary election held on the.....day of April, 19.....

For president of the United States.

- John B. Sullivan
- Henry Smith
-

For vice president of the United States.

- Thomas H. Stevens
- Christopher Swanson
-

For party national committeeman.

Theodore Thompson

.....

For delegates at large to national convention.

.....

.....

.....

.....

For district delegates to national convention.

.....

.....

.....

For alternate delegates at large to national convention.

.....

.....

.....

.....

For alternate district delegates to national convention.

.....

.....

.....

For delegates to county convention.

.....

.....

.....

Shall the district delegates to the national convention be instructed by the vote of the state at large?

Yes

No

Shall the district delegates to the national convention be instructed by the vote of the congressional district?

Yes

No

SEC. 6. **Nominations certified to county auditor—notice published.** At least twenty days before the holding of the primary election herein provided for, the secretary of state shall transmit to each county auditor a certified list containing the name and postoffice address of each person for whom a nomination paper has been filed in his office, as provided in section one hereof, and entitled to be voted for at such primary election by the voters of such county; together with a designation of the office for which he is a candidate and the party from which he seeks an election. Such auditor shall forthwith, upon receipt thereof, publish under the proper party designation the title of each office to be filled, the names and proper designation of all for whom nominations have been filed in the office of the secretary of state, giving the name and address of each, and the number of delegates from each precinct of the county to which each party is entitled, the date of the primary, the hours during which the polls will be open and that the primary will be held in the regular polling place in each precinct. It shall be the duty of said auditor to publish said notice once each week for two consecutive weeks prior to the said election; each publication shall be made in at least two, and not to exceed four newspapers of general circulation in such county; one of such newspapers shall represent the political party which cast the largest vote in such county at the last preceding general election, and one of such newspapers shall represent the political party which cast the next largest vote in such county at said general election. In any case where the publication of a notice cannot be made as herein required, it may be made in any newspaper having a general circulation in the county in which the notice is required to be published.

SEC. 7. **Printing.** The names of the candidates of each political party for election to the several offices provided in section one hereof and blank space for delegates to county conventions shall be printed in black ink on separate sheets of paper uniform in color, quality, texture and size, with the name of the political party printed at the head of said ballot; each ballot shall be prepared by the county auditor in the same manner as for a general election except as provided in section ten hundred eighty-seven-a-thirteen (1087-a-13), chapter sixty-nine (69) acts of the thirty-third general assembly.

SEC. 8. **Ballots counted—returns.** On the first Monday following the holding of the primary election herein provided for the board of supervisors of each county shall meet, open and canvass the returns in the manner provided in section ten hundred eighty-seven-a-seventeen (1087-a-17), supplement to the code, 1907, as amended, and shall certify the result of said canvass to the county auditor, who shall certify to the county chairman of the respective parties a list of the delegates elected to the county convention; the county auditor shall certify to the secretary of state the result as to all other offices in the form and manner as provided in section ten hundred eighty-seven-a-nineteen (1087-a-19) and ten hundred eighty-seven-a-twenty- (1087-a-20), supplement to the code, 1907, for representation in congress and for the office of senator in congress of the United States.

SEC. 9. **Canvass by state board—certificates.** On the second Monday following the primary election herein provided for, the executive council shall meet as a canvassing board and open and canvass the abstract returns received from each county in the state. If returns are not received from all the counties, the secretary of state shall immediately send a messenger after the abstract returns and the board may adjourn from day to day until they are received. The board shall make an abstract of its canvass, stating in words written at length the number of ballots cast by each political party

separately for each office designated in section one hereof, the names of all the persons voted for and the number of votes received for each person for each office, the number of votes cast in favor of instructing delegates by the vote of the state at large, the number of votes cast in favor of instructing the delegates by congressional districts, and shall sign and certify thereto. Such canvass and certificates shall be final as to all candidates named herein, and the candidate of each political party for each office to be filled under the provisions of this act having received the highest number of votes in the state or district, as the case may be, shall be held to be duly and legally elected to such office, and shall be entitled to represent his political party as delegate at large or as a district delegate to the national convention, or as party national committeeman, as the case may be, and the alternate delegates herein provided to be elected shall be entitled to represent the state or district of the state, as the case may be, in case the delegate elected fails or refuses to qualify or act.

SEC. 10. **State returns filed—certificate of election.** When the canvass is concluded the board shall deliver the original abstract returns with their certificate, to the secretary of state, who shall file the same in his office and record the abstracts of the canvass by the state board and certificates attached thereto in the book kept by him, known as the "election book"; and shall forthwith issue a certificate of election to each candidate whom the certificate of the executive council shows to have been elected in the state or district, as the case may be, including alternate delegates to the national convention of each political party, and shall forward said certificate by mail to such officer at the postoffice address as shown by the records of his office; and shall certify the vote of the state on president and vice-president to the state chairman of each political party, and each candidate for president and vice president whose names have appeared upon the official primary ballot used at said election, and shall prepare a list of the candidates elected by the several political parties, including alternate delegates in their rank as herein provided, and a certificate as to each office separately for which no candidate was elected, the result of the vote on question of instructing delegates, which result shall be determined by the vote of the entire state and shall forward to the chairman of the state central committee and to the party national committeeman for the state of Iowa, a copy of such list for the party which he represents.

SEC. 11. **Alternates.** The alternate delegates to the national convention, both at large and district delegates of each political party, shall not be entitled to represent such party unless the delegates or some one or more of them should fail or refuse to qualify or act as such delegate, and in such case the alternate delegate receiving the highest number of votes shall be entitled to act in place of the first duly elected delegate who fails to act under the provisions of this chapter for the state or district in which he was elected, and so on, to each alternate delegate.

SEC. 12. **Certain sections made applicable.** Except as herein otherwise provided, sections ten hundred eighty-seven-a-two (1087-a-2), ten hundred eighty-seven-a-three (1087-a-3), ten hundred eighty-seven-a-five (1087-a-5) as amended by chapter sixty-nine (69) acts of the thirty-third general assembly; ten hundred eighty-seven-a-six (1087-a-6) as amended by chapter sixty-nine (69) acts of the thirty-third general assembly; ten hundred eighty-seven-a-seven (1087-a-7), ten hundred eighty-seven-a-eight (1087-a-8); ten hundred eighty-seven-a-nine (1087-a-9), ten hundred eighty-seven-a-eleven (1087-a-11), ten hundred eighty-seven-a-fifteen (1087-a-15), as amended by chapter sixty-nine

(69) acts of the thirty third general assembly; ten hundred eighty-seven-a-sixteen (1087-a-16), ten hundred eighty-seven-a-seventeen (1087-a-17), ten hundred eighty-seven-a-eighteen (1087-a-18) as amended by chapter sixty-nine (69) acts of the thirty third general assembly, ten hundred eighty-seven-a-twenty-four (1087-a-24) as amended by chapter sixty-nine (69) acts of the thirty third general assembly, ten hundred eighty-seven-a-twenty-five (1087-a-25), ten hundred eighty-seven-a-twenty-six (1087-a-26), ten hundred eighty-seven-a-twentyseven (1087-a-27), ten hundred eighty-seven-a-thirty-one (1087-a-31): ten hundred eighty-seven-a-thirty-two (1087-a-32), ten hundred eighty-seven-a-thirty three (1087-a-33) of the supplement to the code, 1907, are hereby made applicable to and shall govern and control in the conduct of the election herein provided.

Approved April 16 A. D. 1913.

CHAPTER 112.

ELECTION BOARDS.

S. F. 488.

AN ACT to amend the law as it appears in section ten hundred ninety-three (1093) supplement to the code, 1907, relating to election boards.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. **Amended—election boards.** That the law as it appears in section ten hundred ninety-three (1093), supplement to the code, 1907, be and the same is hereby amended by striking from line thirteen (13) of said section the words "those two only whose term shall next expire", and by inserting in lieu thereof the words "the board of supervisors shall determine by lot which two of the three trustees".

Approved April 19 A. D. 1913.

CHAPTER 113.

BONDS REQUIRED OF COUNTY SUPERVISORS.

H. F. 58.

AN ACT to amend section eleven hundred eighty-two (1182) of the code, relating to the giving of bonds by public officers and requiring that bonds be given by county supervisors.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. **Amended—bond required.** That section eleven hundred eighty-two (1182) of the code, be and the same is hereby amended by striking out the words "county supervisors" in line six of said section.

SEC. 2. **Bond—amount—approved.** That all county supervisors in the state of Iowa shall be compelled to give bonds for the faithful performance of their duties in such sums as shall be approved by one of the district judges of their respective districts where the supervisor resides. The amount of such bond shall not be less than five thousand (\$5000.00) dollars, and shall be approved by and left in the custody of the clerk of the district court.

Approved April 19 A. D. 1913.