

7 primary election to be held for the selection of political party candi-
 8 dates for public office in the year nineteen hundred sixty-two (1962).
 9 The submission at said special election shall in all respects be governed
 10 and conducted as prescribed by law for the submission of a Constitu-
 11 tional amendment at a general election.

CHAPTER 344

PROPOSED CONSTITUTIONAL AMENDMENT IN RE COMPOSITION OF GENERAL ASSEMBLY

(First time passed by G. A.)

S. J. R. 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:

1 SECTION 1. The following amendment to the Constitution of the
 2 State of Iowa is hereby proposed.

3 "Section six (6) of Article three (III), section thirty-four (34) of
 4 Article three (III) and the 1904 and 1928 amendments thereto, sec-
 5 tions thirty-five (35) and thirty-six (36) of Article three (III) and
 6 the 1904 amendment to each such section, and section thirty-seven
 7 (37) of Article three (III) are hereby repealed and the following
 8 proposed in lieu thereof:

9 "SECTION 6. The senate shall consist of fifty-eight (58) senators,
 10 one (1) senator elected from each senatorial district. For each re-
 11 districting, changed senatorial districts shall be so classified by lot
 12 by the redistricting authority so that as nearly as possible one-half
 13 of the senators shall be elected every two (2) years.

14 "If a senatorial district is unchanged or is reduced in size and
 15 no new territory is added to it, and the incumbent senator resides
 16 in the district of reduced size or the unchanged district, he shall be
 17 permitted to complete the term for which he was elected, and the
 18 senatorial district shall remain in the same class of districts.

19 "The redistricting authority shall provide in its redistricting
 20 statement, law, or court order for the cutting short of terms of sena-
 21 tors, where necessary. Any senator whose term is cut short by a re-
 22 districting shall not be compensated for the uncompleted part of his
 23 term.

24 "SECTION 34. The house of representatives shall consist of ninety-
 25 nine (99) members, one (1) elected from each county as county lines
 26 existed on January 1, 1961.

27 "SECTION 35. Senatorial districts shall meet the following re-
 28 quirements:

29 "1. Each shall have a population, as shown by the most recent
 30 decennial United States census, equal to that of every other district,
 31 a deviation of no more than ten (10) percent from the population
 32 unit (the state population divided by fifty-eight (58)) being allowed.

33 "2. Each shall consist of compact and contiguous territory; areas

34 joined only at the point of a corner shall not be regarded as contig-
35 uous.

36 "3. So far as practicable, a county shall not be divided unless it
37 is entitled to more than one (1) district, and senatorial district lines
38 shall conform to township and voting district boundaries.

39 "SECTION 36. In 1965 and in the year ending in three (3) of each
40 decade thereafter, the senatorial districts shall be redistricted.

41 "By November fifteen (15) in 1964 and in the year ending in two
42 (2) of each decade thereafter, a ten (10) member redistricting com-
43 mission shall be appointed to redistrict senatorial districts. The
44 state central committee of the two (2) political parties casting the
45 largest number of votes for governor in the last preceding election
46 shall each appoint five (5) qualified voters. If a party fails to submit
47 such names to the secretary of state by November fifteen (15), the
48 supreme court shall promptly appoint the members from such party.
49 Compensation for members of the commission shall be established by
50 law.

51 "By February one (1) of the year following its appointment, the re-
52 districting commission shall file with the secretary of state a state-
53 ment of its action, including the boundaries and classification of sena-
54 torial districts. To be valid, this statement must be signed by seven
55 (7) members. The general assembly may amend this statement or
56 enact a substitute, but such action must be taken by May one (1) of
57 such year.

58 "If the redistricting commission does not file its redistricting state-
59 ment by February one (1) of the year following its appointment, the
60 general assembly shall redistrict the senatorial districts in a single
61 legislative enactment by May one (1) of such year.

62 "If the commission and the general assembly fail to redistrict with-
63 in the time allotted, the supreme court shall redistrict by October one
64 (1) of such year. The action of the court shall be entered and certi-
65 fied to the secretary of state by court order, which shall be final.

66 "Before June one (1) of such year, any ten (10) members of the
67 general assembly may petition the supreme court to determine wheth-
68 er the redistricting of the commission or the general assembly sub-
69 stantially complies with the redistricting provisions of the constitu-
70 tion. If the redistricting substantially complies, the court shall so
71 notify the secretary of state, and the decision shall be final. If the
72 court determines that the redistricting does not substantially comply,
73 it shall redistrict as provided in the preceding paragraph of this
74 section.

75 "SECTION 37. Redistricting shall take effect beginning for the
76 nomination and election of senators for the next regular session of
77 the general assembly following the adoption of the redistricting state-
78 ment, law, or court order. When a congressional or senatorial district
79 shall be composed of two (2) or more counties, it shall not be entirely
80 separated by any county belonging to another district, and no county
81 shall be divided in forming a congressional district."

1 SEC. 2. The foregoing proposed amendment to the Constitution
2 of the State of Iowa is hereby referred to the legislature to be chosen
3 at the next general election, and the secretary of state is directed to
4 cause the same to be published as provided by law for three (3)
5 months previous to the time of making such choice.