

## CHAPTER 3

## NOMINATION AND ELECTION OF PUBLIC OFFICERS

## S. F. 14

AN ACT relating to the nomination and election of public officers.

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

1 SECTION 1. Section forty-three point eleven (43.11), Code 1962, is  
2 amended by adding at the end of subsection two (2) the following:  
3 "as to the primary election in 1964 only, the filing date for a mem-  
4 ber of the general assembly shall be not prior to the effective date of  
5 Senate File one (1), Acts of the 60th General Assembly in extraordi-  
6 nary session and not later than April 14, 1964."

1 SEC. 2. Section forty-three point twenty-two (43.22). Code 1962,  
2 is amended by adding at the end thereof the following:  
3 "as to the primary election in 1964 only, the said fifty-five days shall  
4 be changed to thirty-eight."

1 SEC. 3. Section forty-three point twenty (43.20), Code 1962, is  
2 amended by striking from lines one (1) and two (2) of subsection two  
3 (2) the words "or senator" and inserting in lieu thereof the words  
4 "senator or representative".

1 SEC. 4. Section forty-three point eighty-three (43.83), Code 1962,  
2 is amended by striking from lines three (3) and four (4) the words  
3 "or senator" and inserting in lieu thereof the words "senator or rep-  
4 resentative".

1 SEC. 5. Section forty-three point eighty-four (43.84), Code 1962,  
2 is amended by striking from lines three (3) and four (4) the words  
3 "representative in the general assembly, or of a senator in such" and  
4 inserting in lieu thereof the words "senator or representative in the  
5 general".

1 SEC. 6. Section forty-three point one hundred one (43.101), Code  
2 1962, is amended as follows:

3 1. Add in line two (2) after the word "senatorial" the word " , rep-  
4 resentational".

5 2. Add in line two (2) of subsection one (1) after the word "sena-  
6 tor" the words "or representative".

1 SEC. 7. Section thirty-nine point three (39.3), Code 1962, is  
2 amended as follows:

3 1. Strike all of line sixteen (16) and insert in lieu thereof the words  
4 "a senator or senators are to be chosen, and the number of senators in  
5 each)".

6 2. Strike all of lines nineteen (19) to twenty-two (22), inclusive,  
7 and insert in lieu thereof the words "In the representative district of  
8 (giving the names of the county or counties where a representative or  
9 more than one representative are to be chosen and the number of  
10 representatives in each)".

1 SEC. 8. Section forty-nine point thirty-one (49.31\*), Code 1962, is

\*Repealed and re-enacted by chapter 4.

2 amended by adding in line ten (10) after the word "two" the words  
3 "or more senators or".

4 Further amend said section by adding at the end thereof the follow-  
5 ing:

6 "In representative districts of two or more counties in which two  
7 representatives are to be chosen, each county auditor shall comply  
8 with the above requirements in his county".

1 SEC. 9. Section fifty point thirty (50.30), Code 1962, is amended  
2 by inserting in line one (1) of subsection seven (7) after the word  
3 "Senators" the words "or representatives".

1 SEC. 10. No candidate for public office shall cause nomination  
2 papers to remain filed in the office of the secretary of state or county  
3 auditor, on the last day for filing nomination papers, for more than  
4 one office to be filled at the primary election.

5 Any candidate for public office, to be voted for at a primary elec-  
6 tion, who has filed nomination papers for more than one office shall,  
7 not later than the final date for filing, notify the secretary of state or  
8 county auditor by affidavit, for which office he elects to be a candidate,  
9 which in no case shall be more than one. In the event no such election  
10 is made by such date by the candidate, the secretary of state shall not  
11 certify his name to be placed on the ballot for any office nor shall the  
12 county auditor place his name on the ballot in any county.

1 SEC. 11. The nomination paper or sheet thereof filed with the sec-  
2 retary of state in behalf of a candidate for member of the General  
3 Assembly to be voted for at the June 1, 1964 primary election which  
4 shows thereon that the date of signing by one or more signers or the  
5 date that the affidavit appended to each such nomination paper or  
6 sheet thereof was subscribed and sworn to (or affirmed) preceded the  
7 effective date of Senate File one (1), Acts of the extraordinary ses-  
8 sion of the 60th General Assembly shall be valid, and all such signers  
9 shall be counted as a part of the required number of signatures, pro-  
10 vided that all other statutory requirements are met.

11 Any such nomination paper or sheet thereof which was signed in a  
12 county where the county composition of the district for representative  
13 or senator in the General Assembly was changed by said Senate File  
14 one (1) may be filed in behalf of that same candidate for the same  
15 office and all signers thereon shall be counted as part of the required  
16 number of signatures in the event that the county in which the nomi-  
17 nation paper or sheet thereof was signed is a part of or is a newly  
18 formed house of representatives or senate district in which the can-  
19 didate is a candidate for nomination in the June 1, 1964 primary elec-  
20 tion, provided that all other statutory requirements are met.

1 SEC. 12. This Act being deemed of immediate importance shall be  
2 in full force and effect from and after its passage and published\*\* in

\*\*According to enrolled Act.

3 the Charles City Press, a newspaper published at Charles City, Iowa  
4 and The Mount Pleasant News, a newspaper published at Mount Pleas-  
5 ant, Iowa.

Approved March 25, 1964.

I hereby certify that the foregoing Act, Senate File 14, was published in the Charles City Press, Charles City, Iowa, March 20, 1964, and in The Mount Pleasant News, Mount Pleasant, Iowa, March 27, 1964.

MELVIN D. SYNHORST, *Secretary of State.*

## CHAPTER 4

### NOMINATION AND ELECTION OF PUBLIC OFFICERS

#### S. F. 17

AN ACT relating to the nomination and election of public officers.

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

1 SECTION 1. Section forty-nine point thirty-one (49.31), Code 1962,  
2 as amended, is hereby repealed and the following enacted in lieu there-  
3 of:

4 "All nominations of any political party or group of petitioners,  
5 except as provided in section forty-nine point thirty (49.30) of the  
6 Code, shall be placed under the party name or title of such party or  
7 group, as designated by them in their certificates of nomination or  
8 petitions, or if none be designated, then under some suitable title, and  
9 the ballot shall contain no other names, except as provided in section  
10 forty-nine point thirty-two (49.32) of the Code.

11 In counties where two or more senators or representatives are to  
12 be elected to the general assembly at a general or special election the  
13 names of candidates shall be arranged and printed on the ballots in  
14 the following manner:

15 The county auditor shall prepare a list of the election precincts of  
16 his county, by arranging the various townships, towns and cities in  
17 the county in alphabetical order, and the wards or precincts in each  
18 city, town, or township in numerical order under the name of such  
19 city, town, or township. He shall then arrange the surnames of each  
20 political party's candidates for such offices alphabetically for the  
21 respective offices for the first precinct on the list; thereafter, for each  
22 political party and for each succeeding precinct, the names appearing  
23 first for the respective offices in the last preceding precinct shall be  
24 placed last, so that the names that were second before the change  
25 shall be first after the change. The procedure for arrangement of  
26 names on ballots provided in this section shall likewise be substan-  
27 tially followed in elections in political subdivisions of less than a  
28 county. In representative districts of two or more counties in which  
29 two representatives are to be chosen, each county auditor shall com-  
30 ply with the above requirements in his county."

1 SEC. 2. Section fifty point twenty-five (50.25), Code 1962, is  
2 amended by inserting in line one (1) of subsection six (6) after the  
3 word "Senators" the words "or representatives".

Approved April 7, 1964.