

- 36 The counties of Jefferson and Van Buren shall comprise one (1)
 37 district and elect one (1) representative.
 38 The counties of Louisa and Muscatine shall comprise one (1) dis-
 39 trict and elect two (2) representatives.
 40 The counties of Cerro Gordo, Webster, Story, Jasper, Johnson,
 41 Clinton, Wapello, Marshall, Des Moines, and Lee shall comprise one
 42 (1) district each and each shall elect two (2) representatives.
 43 The county of Dubuque shall comprise one (1) district and shall
 44 elect three (3) representatives.
 45 The county of Pottawattamie shall comprise one (1) district and
 46 shall elect four (4) representatives.
 47 The counties of Scott, Woodbury, and Black Hawk shall comprise
 48 one (1) district each and each shall elect five (5) representatives.
 49 The county of Linn shall comprise one (1) district and shall elect
 50 six (6) representatives.
 51 The county of Polk shall comprise one (1) district and shall elect
 52 eleven (11) representatives.
 53 All other counties shall comprise one (1) district each and each
 54 shall elect one (1) representative.

Approved June 3, 1965.

CHAPTER 89

PRIMARY ELECTIONS

H. F. 541

AN ACT relating to primary elections, vacancies, precinct caucuses and county and state conventions.

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

1 SECTION 1. Section forty-three point one (43.1), Code 1962, is
 2 hereby amended by striking all of such section after the word "by"
 3 in line three (3) and inserting in lieu thereof the following: "the
 4 members of various political parties for the purpose of placing in
 5 nomination candidates for public office."

1 SEC. 2. Section forty-three point four (43.4), Code 1962, as
 2 amended by section four (4) of chapter seventy-eight (78), Acts of
 3 the Sixtieth General Assembly, is hereby repealed.

1 SEC. 3. Section forty-three point seven (43.7), Code 1962, is here-
 2 by amended by striking all of lines four (4) and five (5) and inserting
 3 in lieu thereof the words "the first (1st) Tuesday after the first (1st)
 4 Monday in September in each even numbered year."

1 SEC. 4. Section forty-three point fourteen (43.14), Code 1962, is
 2 hereby amended by striking from line twelve (12) the word "June"
 3 and inserting in lieu thereof the word "September".

1 SEC. 5. Section forty-three point eighteen (43.18), Code 1962, is
 2 hereby amended by striking from line thirteen (13) the word "June"
 3 and inserting in lieu thereof the word "September".

1 SEC. 6. Section forty-three point twenty-one (43.21), Code 1962,
2 is hereby amended by striking from lines three (3) and four (4) the
3 words “, including the office of party committeeman,”.

1 SEC. 7. Section forty-three point twenty-six (43.26), Code 1962,
2 as amended by section five (5) of chapter seventy-eight (78), Acts of
3 the Sixtieth General Assembly, is hereby amended as follows:

4 1. By striking from line eleven (11) the word “June” and inserting
5 in lieu thereof the word “September”.

6 2. By striking lines fifty-two (52) through fifty-nine (59).

1 SEC. 8. Section forty-three point forty-nine (43.49), Code 1962, is
2 hereby amended by striking from line two (2) the words “second Tues-
3 day” and inserting in lieu thereof the word “Friday”.

1 SEC. 9. Section forty-three point fifty-six (43.56), Code 1962, is
2 hereby amended by striking from line nine (9) the word “Monday”
3 and inserting in lieu thereof the word “Wednesday”.

1 SEC. 10. Section forty-three point fifty-nine (43.59), Code 1962, as
2 amended by section six (6) of chapter seventy-eight (78), Acts of the
3 Sixtieth General Assembly, is hereby repealed.

1 SEC. 11. Section forty-three point sixty-three (43.63), Code 1962,
2 is hereby amended by striking from line two (2) the words “Monday
3 after the June” and inserting in lieu thereof the words “Wednesday
4 after the September”.

1 SEC. 12. Section forty-three point seventy-three (43.73), Code
2 1962, is hereby amended by striking from line one (1) the word “fifty-
3 five” and inserting in lieu thereof the word “forty-five (45)”.

1 SEC. 13. Section forty-three point seventy-five (43.75), Code 1962,
2 is hereby amended by striking from lines two (2) and three (3) the
3 words “or election of delegates or party committeemen,”.

1 SEC. 14. Section forty-three point eighty-one (43.81), Code 1962,
2 is hereby amended as follows:

3 1. By striking from lines four (4) and five (5) the words “, and
4 before the holding of the county, district, or state convention,”.

5 2. By inserting in line eight (8) after the word “question” the fol-
6 lowing:

7 “if the convention has not previously been held. If the county or
8 state convention having jurisdiction has been held prior to the va-
9 cancy, the vacancy shall be filled by the party central committee for
10 the county or state as the case may be”.

1 SEC. 15. Section forty-three point eighty-nine (43.89), Code 1962,
2 is hereby repealed.

1 SEC. 16. Section forty-three point ninety (43.90), Code 1962, as
2 amended by section seven (7) of chapter seventy-eight (78), Acts of
3 the Sixtieth General Assembly, is hereby amended by striking from
4 line one (1) the word “Said” and inserting in lieu thereof the word
5 “The”.

1 SEC. 17. Section forty-three point ninety-two (43.92), Code 1962,
2 as amended by section nine (9) of chapter seventy-eight (78), Acts of

3 the Sixtieth General Assembly, and section forty-three point ninety-
4 three (43.93), Code 1962, as amended by section ten (10) of chapter
5 seventy-eight (78), Acts of the Sixtieth General Assembly, are hereby
6 repealed.

1 SEC. 18. Section forty-three point ninety-five (43.95), Code 1962,
2 is hereby amended by striking from line nine (9) the word “, and”
3 and inserting in lieu thereof the following:

4 “If the convention is being held after the primary election, the
5 chairman shall also present”.

1 SEC. 19. Section forty-three point ninety-seven (43.97), Code
2 1962, as amended by sections two (2) and three (3) of chapter two
3 hundred ninety-six (296), Acts of the Fifty-ninth General Assembly,
4 is hereby amended as follows:

5 1. By inserting in line eight (8) of subsection one (1) of such sec-
6 tion after the word “therefor” the following:

7 “if such convention is held following the primary election. If the
8 county convention was held preceding the primary election, the dele-
9 gates to the last preceding county convention shall be reconvened
10 within five (5) days following the certification of the official election
11 results for the purpose of making such nominations as may be re-
12 quired by this subsection”.

13 2. By inserting in line four (4) of subsection two (2) of such sec-
14 tion after the word “convention” the words “if such convention is held
15 following the primary election”.

16 3. By inserting in line three (3) of subsection three (3) of such sec-
17 tion after the word “election” the words “if such convention is held
18 following the primary election”.

1 SEC. 20. Section forty-three point ninety-eight (43.98), Code 1962,
2 is hereby repealed and the following enacted in lieu thereof:

3 “The county convention, if the convention is held following the pri-
4 mary election, may make nominations for any offices for which no
5 nomination exists due to the failure of any candidate to receive the
6 number of votes required for nomination by section forty-three point
7 sixty-six (43.66) of the Code. If the county convention was held pre-
8 ceding the primary election, the party county central committee may
9 make such nominations or may reconvene the delegates of the last
10 preceding county convention for such purpose.”

1 SEC. 21. Section forty-three point ninety-nine (43.99), Code 1962,
2 is hereby amended by striking from line four (4) the words “said
3 primary election” and inserting in lieu thereof the words “the pre-
4 cinct caucuses”.

1 SEC. 22. Section forty-three point one hundred (43.100), Code
2 1962, is hereby amended by striking from lines two (2) and three (3)
3 the words “elected in the primary election”.

1 SEC. 23. Section forty-three point one hundred one (43.101), Code
2 1962, as amended by section six (6) of chapter three (3), Acts of the
3 Sixtieth General Assembly in Extraordinary Session, is hereby amend-
4 ed by adding the following subsection:

5 “When a vacancy exists due to a candidate nominated in the pri-

6 mary election withdrawing from the nomination prior to forty (40)
7 days preceding the general election.”

1 SEC. 24. Section forty-three point one hundred six (43.106), Code
2 1962, is hereby repealed and the following enacted in lieu thereof:

3 “A district convention of a party may be held to nominate candidates
4 for any office for which no nomination exists due to the failure of a
5 candidate to file nomination papers for such office, due to the failure
6 of any candidate to receive the number of votes required for nomina-
7 tion by section forty-three point sixty-six (43.66) of the Code, or to
8 place a name on the ballot as authorized under subsection one (1) of
9 section twenty-eight (28) of this Act.”

1 SEC. 25. Section forty-three point one hundred seven (43.107),
2 Code 1962, is hereby repealed and the following enacted in lieu there-
3 of:

4 “Each political party shall hold a state convention either preceding
5 or following the primary election but such convention shall be held no
6 later than fifteen (15) days following the primary election. The state
7 central committee of each political party shall designate the time and
8 place of the state convention.”

1 SEC. 26. Section forty-three point one hundred nine (43.109),
2 Code 1962, is hereby amended as follows:

3 1. By inserting in line six (6) of subsection one (1) of such section
4 after the word “therefor” the following:

5 “if such convention is held following the primary election. If the
6 state convention was held preceding the primary election, the delegates
7 to the last preceding state convention shall be reconvened within five
8 (5) days following the certification of the official election results for
9 the purpose of making such nominations as may be required by this
10 subsection”.

11 2. By inserting in line two (2) of subsection two (2) of such section
12 after the word “election” the words “if such convention is held follow-
13 ing the primary election”.

14 3. By inserting in line five (5) of subsection three (3) of such sec-
15 tion after the word “papers” the words “if such convention is held fol-
16 lowing the primary election”.

1 SEC. 27. Section forty-three point one hundred ten (43.110), Code
2 1962, is hereby repealed and the following enacted in lieu thereof:

3 “The state convention of a party, if the convention is held following
4 the primary election, may make nominations for any office for which
5 no nomination exists due to the failure of a candidate to file nomina-
6 tion papers for such office or due to the failure of any candidate to
7 receive the number of votes required for nomination by section forty-
8 three point sixty-six (43.66) of the Code. If the state convention was
9 held preceding the primary election, the party state central committee
10 may make such nominations or may reconvene the delegates of the last
11 preceding state convention for such purpose.”

1 SEC. 28. Chapter forty-three (43), Code 1962, as amended by
2 chapter seventy-eight (78), Acts of the Sixtieth General Assembly, is
3 hereby amended by adding the following new sections:

4 1. "When any primary candidate dies or resigns between the date
5 for filing nomination papers and the holding of the primary election,
6 the appropriate county or state central committee or district conven-
7 tion may place one (1) additional name on the ballot."

8 2. "Candidates nominated in primary elections may withdraw their
9 names from the nominations any time prior to forty (40) days pre-
10 ceding the general election and the appropriate county or state central
11 committee or district convention shall designate a person to fill such
12 vacancy. Vacancies shall be filled by the appropriate central commit-
13 tee within five (5) days following the day of such withdrawal."

1 SEC. 29. Section fifty-three point thirty-nine (53.39), Code 1962,
2 is hereby amended as follows:

3 1. By striking from line fifteen (15) the word "forty" and inserting
4 in lieu thereof the word "thirty (30)".

5 2. By striking from line eighteen (18) the word "forty" and insert-
6 ing in lieu thereof the word "thirty (30)".

1 SEC. 30. Section fifty-three point forty (53.40), Code 1962, is
2 hereby amended as follows:

3 1. By striking from line eleven (11) the word "seventy" and insert-
4 ing in lieu thereof the word "fifty-five (55)".

5 2. By striking from line thirty-seven (37) the word "fortieth" and
6 inserting in lieu thereof the word "thirtieth (30th)".

1 SEC. 31. Section fifty-three point forty-two (53.42), Code 1962, is
2 hereby amended by striking from line seven (7) the word "forty" and
3 inserting in lieu thereof the word "thirty (30)".

1 SEC. 32. Section fifty-three point forty-five (53.45), Code 1962, is
2 hereby amended by striking from line nine (9) the word "January"
3 and inserting in lieu thereof the word "March".

1 SEC. 33. Chapter seventy-eight (78), section one (1), Acts of the
2 Sixtieth General Assembly, is hereby amended as follows:

3 1. By inserting in line one (1) after the word "parties" the words
4 "and party committeemen".

5 2. By striking from lines two (2) and three (3) the words "held not
6 later than the second Monday in May of each election year".

7 3. By inserting in line six (6) after the word "caucuses." the fol-
8 lowing:
9 "The county chairman shall file with the county auditor the meeting
10 place of each precinct caucus at least seven (7) days prior to the date
11 of holding such caucus."

1 SEC. 34. Chapter seventy-eight (78), section two (2), Acts of the
2 Sixtieth General Assembly, is hereby amended by striking all of line
3 three (3) and inserting in lieu thereof the words "county central com-
4 mittee and the county auditor the names of those elected as party
5 committeemen and delegates to".

1 SEC. 35. Chapter seventy-eight (78), section three (3), Acts of
2 the Sixtieth General Assembly, is hereby amended as follows:

3 1. By inserting in line two (2) after the word "delegates" the words
4 "and committeemen".

5 2. By inserting in line three (3) after the word "convention." the
6 following:

7 "Such conventions shall be held either preceding or following the
8 primary election but no later than ten (10) days following the pri-
9 mary election and shall be held on the same day throughout the state."

1 SEC. 36. Any person voting at a precinct caucus must be an eli-
2 gible voter and resident of the precinct.

3 1. A list of the names and addresses of each person to whom a bal-
4 lot was delivered or who was allowed to vote in each precinct caucus
5 shall be prepared by the caucus chairman and secretary who shall cer-
6 tify such list to the county auditor at the same time as the names of
7 those elected as delegates and party committeemen are so certified.

1 SEC. 37. The date, time, and place of each precinct caucus of a
2 political party shall be published at least twice in at least one news-
3 paper of general circulation in the precinct. Such publication shall be
4 made not more than thirty (30) days and not less than five (5) days
5 before the date of the caucus. Such publication shall also state in sub-
6 stance that each voter affiliated with the specified political party may
7 attend the precinct caucus. Publication in a news item or advertise-
8 ment in such newspaper shall constitute publication for the purposes
9 of this section. The cost of such publication, if any, shall be paid by
10 the political party.

Approved May 10, 1965.

CHAPTER 90

BALLOTS AND SUPPLIES

S. F. 134

AN ACT relating to the cost of the printing of ballots and printed supplies for voting machines.

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

1 SECTION 1. Section forty-three point twenty-nine (43.29), Code
2 1962, is hereby amended as follows:

3 1. By striking in subsection two (2), line one (1), the word "ballot"
4 and inserting in lieu thereof the words "ballots and printed supplies
5 for voting machines".

6 2. By striking in subsection two (2) all after the word "be" in line
7 four (4) and inserting in lieu thereof the words "in an amount deter-
8 mined by the state printing board."

Approved March 26, 1965.