

31 official" or, where it is determined alternative terms are required,  
 32 either the term "election board" or the term "board member" in place  
 33 of the term "judge" or the term "clerk" or the term "judges and  
 34 clerks" or any similar terms referring to the officers heretofore known  
 35 as precinct judges of election or clerks of election, and to such extent  
 36 the enumerated sections are amended.

1 SEC. 105. Sections forty-three point one hundred six (43.106),  
 2 Code 1973, as amended by Acts of the Sixty-fifth General Assembly,  
 3 1973 Session, chapter one hundred thirty-six (136), section fifty-nine  
 4 (59), and fifty point two (50.2), Code 1973, are repealed.

1 SEC. 106. If Senate File one thousand one hundred sixty-three  
 2 (1163) of the Sixty-fifth General Assembly, 1974 Session, is enacted  
 3 into law, sections sixty (60), sixty-one (61) and sixty-nine (69) of this  
 4 Act shall be of no force or effect.\*

1 SEC. 107. Sections one (1) through fifty-nine (59), sixty-two (62)  
 2 through sixty-eight (68), and seventy (70) through one hundred seven  
 3 (107) of this Act shall take effect and be in force on April 26, 1974  
 4 after its publication in the Muscatine Journal, a newspaper published  
 5 in Muscatine, Iowa, and in the West Des Moines Express, a newspaper  
 6 published in West Des Moines, Iowa.

Approved April 24, 1974

I hereby certify that the foregoing Act, House File 1399, was published in the Muscatine Journal, Muscatine, Iowa, April 25, 1974, and in the West Des Moines Express, West Des Moines, Iowa, April 25, 1974.

MELVIN D. SYNHORST, *Secretary of State.*

\*See chapter 1172 hereof

## CHAPTER 1102

### CAMPAIGN DISCLOSURE

S. F. 1200

AN ACT relating to the campaign disclosure-income tax checkoff law.

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

1 SECTION 1. Acts of the Sixty-fifth General Assembly, 1973 Ses-  
 2 sion, chapter one hundred thirty-eight (138), section six (6), subsec-  
 3 tion one (1), is amended by striking the subsection and inserting in  
 4 lieu thereof the following:

5 1. Every political committee which receives or expends any amount  
 6 of money shall file a statement of organization within ten days from  
 7 the date of its organization. For the purposes of this section, "political  
 8 committee" means a person or committee, but not a candidate,\* includ-  
 9 ing a statutory committee which accepts any contributions or makes  
 10 any expenditures for the purpose of supporting or opposing a candi-  
 11 date for public office.

1 SEC. 2. Acts of the Sixty-fifth General Assembly, 1973 Session,  
 2 chapter one hundred thirty-eight (138), section six (6), subsection two  
 3 (2), is amended by adding the following new paragraph:

\*See 65 GA, ch 138, §3

4 NEW PARAGRAPH. A signed statement by the candidate or an offi-  
5 cer of the political party which shall be in the following form:

6 "I am aware that I am required to file additional reports if I receive  
7 or expend more than one hundred dollars for the purpose of supporting  
8 or opposing any candidate for public office."

1 SEC. 3. Acts of the Sixty-fifth General Assembly, 1973 Session,  
2 chapter one hundred thirty-eight (138), section six (6), is amended by  
3 adding the following new subsection:

4 NEW SUBSECTION. All affidavits of candidacy required by law shall  
5 contain a sworn statement by the candidate in substantially the fol-  
6 lowing form:

7 "I am aware that I am required to file additional reports if I receive  
8 or expend more than one hundred dollars for the purpose of supporting  
9 or opposing any candidate for public office."

1 SEC. 4. Acts of the Sixty-fifth General Assembly, 1973 Session,  
2 chapter one hundred thirty-eight (138), section seven (7), subsection  
3 one (1), is amended to read as follows:

4 1. Each treasurer of a political committee shall file with the state  
5 commissioner or commissioner reports of contributions received and  
6 disbursed on forms prescribed by the state commissioner. The reports  
7 *from all committees, except those committees for municipal and school*  
8 *elective offices, shall be filed on the twentieth day of January, May,*  
9 *July, and October of each year. The January and July reports shall be*  
10 *current to the end of the month preceding the filing. The May and*  
11 *October reports shall be current as of five days prior to the filing dead-*  
12 *line. The January report shall be the annual report. Reports from*  
13 *political committees for municipal and school elective offices shall file*  
14 *reports five days prior to any election in which the name of the candi-*  
15 *date which they support or oppose appears on the printed ballot and*  
16 *thirty days following the general or run-off election.*

1 SEC. 5. Acts of the Sixty-fifth General Assembly, 1973 Session,  
2 chapter one hundred thirty-eight (138), section seven (7), subsection  
3 two (2), is amended to read as follows:

4 2. If any political committee, after having filed one or more state-  
5 ments of organization, dissolves or determines that it shall no longer  
6 receive contributions or make disbursements, the treasurer of the  
7 political committee shall notify the state commissioner or the commis-  
8 sioner within thirty days following such dissolution by filing a dissolu-  
9 tion report on forms prescribed by the state commissioner. *Moneys*  
10 *refunded in accordance with a dissolution statement shall not be con-*  
11 *sidered a disbursement or expense and the names of persons receiving*  
12 *refunds shall not be released or reported unless the contributors' names*  
13 *were required to be reported when the contribution was received.*

1 SEC. 6. Acts of the Sixty-fifth General Assembly, 1973 Session,  
2 chapter one hundred thirty-eight (138), section seven (7), subsection  
3 three (3), paragraph g, is amended to read as follows:

4 g. The name and mailing address of each person to whom disburse-  
5 ments have been made by the political committee from contributions  
6 during the reporting period and the amount and date of each disburse-  
7 ment except that disbursements of less than five dollars may be shown  
8 as miscellaneous disbursements so long as the aggregate miscellaneous

9 disbursements to any one person during a calendar year do not exceed  
10 ~~five~~ *one hundred* dollars.

1 SEC. 7. Acts of the Sixty-fifth General Assembly, 1973 Session,  
2 chapter one hundred thirty-eight (138), section seven (7), subsection  
3 four (4), is amended to read as follows:

4 4. The reports required to be filed by this section shall be cumulative  
5 during the calendar year, but where there has been no change in an  
6 item reported in a previous report during the year, only the amount  
7 shall be carried forward. If no contributions have been accepted nor  
8 any disbursements made during ~~a calendar year~~ *that reporting period*,  
9 the treasurer of the political committee shall also be required to file a  
10 statement. *A candidate who does not receive or expend an amount of*  
11 *money in excess of one hundred dollars shall not be required to file*  
12 *disclosure statements.*

1 SEC. 8. Acts of the Sixty-fifth General Assembly, 1973 Session,  
2 chapter one hundred thirty-eight (138), section eleven (11), subsec-  
3 tion two (2), is amended to read as follows:

4 2. Review reports and statements filed under the provisions of this  
5 Act and may, upon its own motion, initiate action and conduct a hear-  
6 ing as provided in section twelve (12), subsections one (1) and two (2)  
7 of this Act. *The campaign finance disclosure commission may require*  
8 *the state and county commissioners to file summary reports with them*  
9 *periodically.*

1 SEC. 9. Acts of the Sixty-fifth General Assembly, 1973 Session,  
2 chapter one hundred thirty-eight (138), section twelve (12), subsec-  
3 tion one (1), is amended to read as follows:

4 1. Any opposing candidate, candidate's political committee or statu-  
5 tory political committee may file a complaint of an alleged violation  
6 with the commission and such complaint shall be verified and shall be  
7 supported by affidavit detailing the circumstances of the violation  
8 alleged. If the commission initiates action on its own motion, the com-  
9 mission shall file a complaint of an alleged violation supported by an  
10 affidavit detailing the violation alleged. The commission shall send a  
11 copy of the complaint and a notice of hearing, which shall be set not  
12 more than ~~four~~ *fifteen* days from the date the complaint is received  
13 by the commission, to the person, candidate, or political committee  
14 against which the complaint is filed and to each candidate, if any,  
15 for the public office affected. *The commission shall serve the person,*  
16 *candidate, or political committee with a copy of the complaint, sup-*  
17 *porting affidavit, and notice in the manner provided by the Rules of*  
18 *Civil Procedure. However, any complaint which is filed within a*  
19 *period of time less than fifteen days prior to the election shall be cause*  
20 *for the commission to set a hearing at the earliest possible date so as*  
21 *to allow the issue to be resolved prior to the election. An extension of*  
22 *time for the hearing may be granted when both parties mutually agree*  
23 *on an alternate date for the hearing. In such instances as shall be*  
24 *determined by the commission, the county attorney or the attorney*  
25 *general shall assist the commission in any investigation and report to*  
26 *the commission as directed.*

1 SEC. 10. Acts of the Sixty-fifth General Assembly, 1973 Session,  
2 chapter one hundred thirty-eight (138), section twelve (12), subsec-  
3 tion two (2), is amended to read as follows:

4 2. The commission shall investigate the complaint and conduct the  
5 hearing. The commission shall have the power to subpoena and review  
6 all records of a candidate or political committee required to be kept  
7 under this Act. Due process, including the right to be represented by  
8 counsel, shall be accorded the accused. The commission shall provide  
9 for the confidentiality of the records of a candidate or political com-  
10 mittee during the investigation and hearing process and shall provide  
11 for confidential hearings if requested by either party to the complaint.  
12 After the hearing the commission shall determine whether or not there  
13 is a reasonable belief that a violation of the provisions of this Act did  
14 occur. The commission shall send a copy of its findings of fact and  
15 decision to the person, candidate or political committee against which  
16 the complaint was filed and to each candidate for the public office  
17 affected. *The campaign finance disclosure commission may assess the*  
18 *cost of such hearings against either party involved in the hearing.*

1 SEC. 11. Acts of the Sixty-fifth General Assembly, 1973 Session,  
2 chapter one hundred thirty-eight (138), section thirteen (13), is  
3 amended by adding the following new paragraph:

4 NEW PARAGRAPH. Any candidate or committee receiving funds, the  
5 original source of which was a loan, shall be required to list the lender  
6 as a contributor. No candidate or committee shall knowingly receive  
7 funds from a contributor who has borrowed the money without listing  
8 the original source of said money.

1 SEC. 12. Acts of the Sixty-fifth General Assembly, 1973 Session,  
2 chapter one hundred thirty-eight (138), section fifteen (15), is  
3 amended by adding the following new paragraph:

4 NEW PARAGRAPH. The campaign expense limitation amount shall  
5 apply only to items specified in section sixteen (16) of this Act and not  
6 to the total campaign expenses.

1 SEC. 13. Acts of the Sixty-fifth General Assembly, 1973 Session,  
2 chapter one hundred thirty-eight (138), section eighteen (18), is  
3 amended to read as follows:

4 Sec. 18. NEW SECTION. This Act shall apply to candidates *and*  
5 *political committees* for federal office only in the event such candidates  
6 are not subject to a federal law requiring the disclosure of campaign  
7 financing. Any such federal law shall supersede the provisions of this  
8 Act.

1 SEC. 14. Acts of the Sixty-fifth General Assembly, 1973 Session,  
2 chapter one hundred thirty-eight (138), section twenty (20), is  
3 amended to read as follows:

4 Sec. 20. NEW SECTION. The "Iowa election campaign fund" is  
5 created within the office of the treasurer of state. The fund shall con-  
6 sist of funds paid by persons having an Iowa income tax liability as  
7 provided in section nineteen (19) of this Act. The director of revenue  
8 shall remit funds collected as provided in section nineteen (19) of this  
9 Act to the treasurer of state who shall deposit such funds in the appro-  
10 priate account within the Iowa election campaign fund. *Any interest*  
11 *income received by the treasurer of state from investment of moneys*  
12 *deposited in the fund shall be deposited in the Iowa election campaign*

13 *fund*. Such funds shall be subject to payment to the ~~treasurer~~  
 14 *chairman* of the specified political party by the state comptroller in  
 15 the manner provided in this Act.

1 SEC. 15. Acts of the Sixty-fifth General Assembly, 1973 Session,  
 2 chapter one hundred thirty-eight (138), section twenty-four (24), un-  
 3 numbered paragraph one (1), is amended to read as follows:

4 The chairman of the state statutory political committee shall pro-  
 5 duce evidence to the state comptroller and campaign finance disclosure  
 6 commission not later than thirty days after the election returns have  
 7 been certified by the ~~state commissioner~~ *board of state canvassers*, that  
 8 all funds paid for the campaign expenses of that election have been  
 9 utilized exclusively for such campaign expenses.

1 SEC. 16. Acts of the Sixty-fifth General Assembly, 1973 Session,  
 2 chapter one hundred thirty-eight (138), section twenty-five (25), is  
 3 amended to read as follows:

4 Sec. 25. NEW SECTION. All funds on account for the campaign  
 5 expenses of any designated political party which are not utilized by  
 6 that political party by the ~~thirty-first day after the state commissioner~~  
 7 ~~has certified the election returns of~~ *January first of the year following*  
 8 a general election, shall revert to the general fund of the state.

1 SEC. 17. The provisions of this Act, except sections two (2), three  
 2 (3), and five (5), shall take effect and be in force on May 19, 1974  
 3 after its publication in The Record, a newspaper published in Cedar  
 4 Falls, Iowa, and in the Ames Daily Tribune, a newspaper published  
 5 in Ames, Iowa. Sections two (2), three (3), and five (5) of this Act  
 6 shall become effective January 21, 1975.

Approved May 10, 1974

I hereby certify that the foregoing Act, Senate File 1200, was published in The Record,  
 Cedar Falls, Iowa, May 15, 1974, and in the Ames Daily Tribune, Ames, Iowa, May 14,  
 1974.

MELVIN D. SYNHORST, *Secretary of State*.

## CHAPTER 1103

### LEGISLATIVE ETHICS COMMITTEE

#### H. F. 1471

AN ACT to make appropriations for members of the House of Representatives ethics  
 committee and relating to the compensation of nonlegislative members of the ethics  
 committees.

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

1 SECTION 1. Section sixty-eight B point ten (68B.10), unnumbered  
 2 paragraph one (1), Code 1973, is amended to read as follows:

3 There shall be an ethics committee in the senate and an ethics com-  
 4 mittee in the house, each to consist of seven members; three members  
 5 to be appointed by the majority leader in each house, two members by  
 6 the minority leader in each house and two individuals who shall not be