

February 1, 1957.
Constitutional Amendments
and reapportionment of the
General Assembly.

H. J. R. 10

By McNEAL, STEVENS, CARSON, MIL-
ROY, PERKINS, KOSEK, GOODE, PAUL,
EDGINGTON, GREENWOOD, HALLING,
MAGGERT, MENSING, LUCKEN, WHIT-
NEY, RIEHM, WALTER of Hardin,
WALTER of Clayton, WILSON, FREY,
JOHNS, BROWN, VERMEER, KIMBALL,
McCRACKEN, NOVAK, BREAKEN-
RIDGE, SANTEE, MOWRY, BALL-
HAGEN, HOLDSWORTH, KLUEVER,
OSSIAN, DARRINGTON, DILLON,
BURTCH, EICHENLAUB and
PETRUCCELLI.

Passed House, Date 4-9 Passed Senate, Date.....
Vote: Ayes 77 Nays 26 Vote: Ayes..... Nays.....
Approved.....

HOUSE JOINT RESOLUTION

A Joint Resolution proposing an amendment to Section 1 Article III of the Constitution of the State of Iowa relating to Legislative authority of the General Assembly reserving in the people the power to approve or reject by referendum any act of the General Assembly pertaining to the sale or distribution of alcoholic liquor submitted to them by the Act of the General Assembly; and that said proposition shall be submitted to the voters at a general or special election; and that the style of every act so submitted shall be "Be It Enacted by the People of the State of Iowa"; and that the veto powers of the governor shall not be extended to cover such acts; and that the legislative powers of the General Assembly with respect thereto shall not be impaired.

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

- 1 Section 1. Amend the Constitution of the State of Iowa,
- 2 Article III, Legislative Department, Section 1. by adding the
- 3 following after the colon in line 4 thereof: "but the people
- 4 reserve to themselves the power to approve or reject by referendum
any
- 5 act of the General Assembly relating to the sale or distribution
- 6 of alcoholic liquor submitted to them by the Act of the General
- 7 Assembly."

- 1 Sec. 2. Further amend the Constitution of the State of
- 2 Iowa, Article III, Legislative Department, Section 1, by

3 striking from said section the words "General Assembly of the
4 State of Iowa" and inserting in lieu thereof the words "People
5 of the State of Iowa".

1 Sec. 3. Further amend the Constitution of the State of
2 Iowa, Article III, Legislative Department, Section 1, by
3 adding after the quotation marks in line 6 the following:
4 "All elections on acts referred to the people of the state
5 shall be had at the biennial regular general election, except
6 when the General Assembly, by a majority vote, shall order a
7 special election. Any act referred to the people shall take
8 effect and become the law when it is approved by a majority of
9 the votes cast thereon and not otherwise. The veto powers of
10 the governor shall not extend to an act referred to the people.
11 The reservation of the power of referendum in this article
12 shall not deprive the General Assembly of the right to repeal
13 any law, propose or pass any act, which may be consistent
14 with the Constitution of the state and the Constitution of the
15 United States".

EXPLANATION OF H. J. R. 10

The purpose of this resolution is to enable the General Assembly to submit any question pertaining to the sale or distribution of alcoholic liquor to a vote of the people.

HOUSE JOINT RESOLUTION 10

1 Amend House Joint Resolution 10 by striking all after
2 the title thereto and substituting in lieu thereof the following:
3 Be It Resolved by the General Assembly of the State of Iowa:
4 Section 1. That the following amendment to the constitution
5 of Iowa is hereby proposed:
6 Article III, Legislative Department, Section 1, is amended:
7 (A) By striking the colon (:) in line four (4) thereof
8 substituting a comma (,) therefor and adding thereto the following
9 "but the people reserve to themselves the power to approve or
10 reject by referendum any act of the general assembly relating
11 to the sale or distribution of alcoholic liquor submitted to them
12 by the act of the general assembly."
13 (B) Article III, Section 1, is further amended by striking
14 the period (.) at the end of each section and inserting in lieu
15 thereof a comma (,) and adding thereto the following: "subject
16 to the following style when approved by referendum: "Be It Enacted
17 by the People of the State of Iowa."
18 (C) Article III, Section 1, of the constitution of the
19 State of Iowa is further amended by adding the following after
20 the addition provided for in paragraph (B): "All elections on
21 acts referred to the people of the state will be had at the
22 biennial regular general election except when the general assembly
23 by a vote of a majority of its elected members shall order the
24 submission of such act at a special election. Any act referred
25 to the people shall take effect and become law when it is approved
26 by a majority of the votes cast thereon and not otherwise. The
27 veto power of the governor shall not extend to an act referred to
28 the people. The reservation of the power of referendum in this
29 article shall not deprive the general assembly of the right to repeal
30 or amend any law including any law approved by referendum or its
31 right to propose or pass any act which may be consistent with the
32 constitution of the state and the constitution of the United States.
33 Sec. 2. The foregoing proposed amendment to the constitution
34 of the State of Iowa is hereby referred to the general assembly
35 to be chosen at the next general election and the secretary of state
36 is directed to cause the same to be published as provided by law
37 for three months previous to the time of making such choice.

Filed
April 3, 1957.

McNEAL of Wright.
CARSON of Buchanan.

adopted 4-9

HOUSE JOINT RESOLUTION 10

1 Amend the McNeal amendment to House Joint Resolution
2 10, lines ten (10) and eleven (11), by striking the
3 words "relating to the sale or distribution of
4 alcoholic liquor" and inserting in lieu thereof
5 a comma (,).

Offered and lost
April 9, 1957.

HAGEDORN of Clay.

X

HOUSE JOINT RESOLUTION 10

- 1 Amend the title of House Joint Resolution 10 by adding in
- 2 line 6, following the word "liquor", the words "or beer".
- 3 Further amend Section 1, line 8, by adding after the word
- 4 "liquor", the words "or beer".

Filed
April 24, 1957.

By ELIJAH and RINGGENBERG.

HOUSE JOINT RESOLUTION 10

- 1 Amend House Joint Resolution 10 as follows:
- 2 1. Section 1, line 4, by adding a comma (,) after the word
"thereof".
- 3 2. Further amend section 1, line 5, by striking the words
- 4 "adding thereto" and inserting in lieu thereof the word "inserting".
- 5 3. Further amend section 1, by inserting "Legislative Department,"
- 6 before the word "Section" where it appears in lines 10 and 15.
- 7 4. Further amend section 1 by adding after the period (.) in the
- 8 last line the following: "Upon ratification of this amendment by
- 9 the people, the general assembly next following shall enact laws
- 10 governing the retail sale of liquor by the drink and shall submit to
- 11 the people, at a special election to be held during the same year,
- 12 the proposition of whether the prohibition of the retail sale of
- 13 liquor by the drink shall be continued in the state of Iowa, and if
- 14 a majority of those voting upon said proposition at said special
- 15 election determines that the prohibition shall not be continued,
- 16 then the retail sale of liquor by the drink shall thereupon be
- 17 permitted in accordance with said laws. If a majority determines
- 18 that the said prohibition shall continue, the general assembly may
- 19 nevertheless enact the same or different laws governing the retail
- 20 sale of liquor by the drink and may also resubmit the said
- 21 proposition to the people at other subsequent elections."

Filed
April 25, 1957.

By NOLAN, PUTNEY, SCHROEDER and MILLER.

HOUSE JOINT RESOLUTION 10

- 1 Amend the amendment to House Joint Resolution 10 filed
- 2 by Senators Elijah and Ringgenberg on April 24, 1957, by
- 3 adding to line two (2) and line four (4) following the word
- 4 "beer" the following: "containing more than four percentum
- 5 (4%) of alcohol by weight".

Filed
April 25, 1957.

By SHOEMAN.