

3/25/93 House Local Gov  
~~House~~

FILED MAR 15 1993

SENATE FILE 294  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 207)

Passed Senate, <sup>(P. 769)</sup> Date 3/22/93  
Vote: Ayes 43 Nays 6  
Approved March 11, 1994

Passed House, <sup>(P. 157)</sup> Date 2/2/94  
Vote: Ayes 94 Nays 2

A BILL FOR

1 An Act relating to qualifications for sheriffs.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 294

1 Section 1. Section 331.651, subsection 1, Code 1993, is  
2 amended by adding the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH. A person elected or appointed  
4 sheriff shall meet all the following qualifications:

- 5 a. Have no felony convictions.
- 6 b. Be age twenty-one or over at the time of appointment.
- 7 c. Be a certified peace officer recognized by the Iowa law  
8 enforcement academy council under chapter 80B and have at  
9 least two years of full-time experience as a peace officer or  
10 complete the basic training course provided at the Iowa law  
11 enforcement academy within one year of taking office.

12 EXPLANATION

13 This bill provides that a person elected or appointed  
14 sheriff must have no felony convictions, be at least 21 years  
15 of age at the time of appointment, and be a certified peace  
16 officer with at least two years experience or complete the  
17 basic course at the Iowa law enforcement academy within one  
18 year of taking office.

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## SENATE FILE 294

S-3180

Amend Senate File 294 as follows:

1. Page 1, by inserting before line 1 the following:

4 "Section 1. Section 39.17, unnumbered paragraph 1,  
5 Code 1993, is amended to read as follows:

6 There shall be elected in each county at the  
7 general election to be held in the year 1976 and every  
8 four years thereafter, an auditor ~~and a sheriff, each~~  
9 to who shall hold office for a term of four years.

10 Sec. \_\_\_\_ . Section 331.651, subsection 1, Code  
11 1993, is amended to read as follows:

12 1. ~~The office of sheriff is an elective office~~  
13 sheriff shall be appointed by the board of  
14 supervisors, except that if a vacancy occurs in the  
15 office, the first deputy shall assume the office after  
16 qualifying as provided in this section and shall hold  
17 the office until a successor is appointed to the  
18 unexpired term as provided in chapter 69. If a  
19 sheriff is suspended from office, the district court  
20 may appoint a sheriff until a temporary appointment is  
21 made by the board as provided in section 66.19."

22 2. Page 1, line 3, by striking the words "elected  
23 or".

24 3. Page 1, by inserting after line 11 the  
25 following:

26 "Sec. \_\_\_\_ . Section 331.651, subsection 2, Code  
1993, is amended to read as follows:

2. A person ~~elected or~~ appointed to the office of  
29 sheriff shall qualify by taking the oath of office as  
30 provided in section 63.10 and give bond as provided in  
31 section 64.8."

By LINN FUHRMAN  
ELAINE SZYMONIAK

S-3180 FILED MARCH 22, 1993

LOST

## SENATE FILE 294

S-3183

Amend Senate File 294 as follows:

A 2 1. Page 1, lines 8 and 9, by striking the words  
3 "and have at least two years of full-time experience  
4 as a peace officer".

B 5 2. Page 1, line 11, by striking the word  
6 "academy" and inserting the following: "academy's  
7 central training facility or a location other than the  
8 central training facility".

By BERL PRIEBE  
JOHN P. KIBBIE

S-3183 FILED MARCH 22, 1993

V. A-ADOPTED, DIV. B-ADOPTED

HOUSE AMENDMENT TO  
SENATE FILE 294

S-5014

1 Amend Senate File 294, as amended, passed, and  
2 reprinted by the Senate, as follows:

3 1. Page 1, line 6, by striking the word  
4 "appointment" and inserting the following: "assuming  
5 the office of sheriff".

6 2. Page 1, line 12, by inserting after the word  
7 "office." the following: "A person shall be deemed to  
8 have completed the basic training course if the person  
9 meets all course requirements except the physical  
10 training requirements."

11 3. By renumbering, relettering, or redesignating  
12 and correcting internal references as necessary.

RECEIVED FROM THE HOUSE

(P.474) Senate Concurred 3/3/94

S-5014 FILED FEBRUARY 4, 1994

4.1.93 Amend/Re Pass w/H 3629  
House 5/2/93 Referred back to Local  
Govt

SENATE FILE 294  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 207)

(AS AMENDED AND PASSED BY THE SENATE MARCH 22, 1993)

\_\_\_\_\_ - New Language by the Senate  
\* - Language Stricken by the Senate

Passed Senate <sup>(P. 474)</sup> Date 3/3/94 Passed House <sup>(P. 157)</sup> Date 2/2/94  
Vote: Ayes 49 Nays 0 Vote: Ayes 94 Nays 2  
Approved March 11, 1994

A BILL FOR

- 1 An Act relating to qualifications for sheriffs.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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S.F. 294

SENATE FILE 294

H-3629

- 1 Amend Senate File 294, as amended, passed, and re-
- 2 printed by the Senate, as follows:
- 3 1. Page 1, line 6, by striking the word
- 4 "appointment" and inserting the following: "assuming
- 5 the office of sheriff".

By COMMITTEE ON LOCAL GOVERNMENT  
IVERSON of Wright, Chairperson

H-3629 FILED APRIL 1, 1993

Adopted 2/2/94

SENATE FILE 294

H-5008

- 1 Amend Senate File 294, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, line 12, by inserting after the word
- 4 "office." the following: "A person shall be deemed to
- 5 have completed the basic training course if the person
- 6 meets all course requirements except the physical
- 7 training requirements."

By IVERSON of Wright

H-5008 FILED JANUARY 26, 1994

Adopted 2/2/94

1 Section 1. Section 331.651, subsection 1, Code 1993, is  
2 amended by adding the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH. A person elected or appointed  
4 sheriff shall meet all the following qualifications:

- 5 a. Have no felony convictions.
- 6 b. Be age twenty-one or over at the time of appointment.
- 7 c. Be a certified peace officer recognized by the Iowa law

\* 8 enforcement academy council under chapter 80B or complete the  
9 basic training course provided at the Iowa law enforcement  
10 academy's central training facility or a location other than  
11 the central training facility within one year of taking  
12 office.

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WELSH, CH.  
CONNOLLY  
FUHRMAN

SSB 207  
JUDICIARY

SENATE FILE 294  
BY (PROPOSED COMMITTEE ON  
JUDICIARY BILL BY  
CHAIRPERSON STURGEON)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to qualifications for sheriffs.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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6 b. Be age twenty-one or over at the time of election or  
7 appointment.

8 c. Be a certified peace officer recognized by the Iowa law  
9 enforcement academy council under chapter 80B and have at  
10 least two years of full-time experience as a peace officer or  
11 complete the basic training course provided at the Iowa law  
12 enforcement academy within one year of taking office.

13 EXPLANATION

14 This bill provides that a person elected or appointed  
15 sheriff must have no felony convictions, be at least 21 years  
16 of age at the time of election or appointment, and be a  
17 certified peace officer with at least two years experience or  
18 complete the basic course at the Iowa law enforcement academy  
19 within one year of taking office.

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training course if the person meets all course requirements except the physical training requirements.

SENATE FILE 294

AN ACT  
RELATING TO QUALIFICATIONS FOR SHERIFFS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 331.651, subsection 1, Code 1993, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. A person elected or appointed sheriff shall meet all the following qualifications:

- a. Have no felony convictions.
- b. Be age twenty-one or over at the time of assuming the office of sheriff.
- c. Be a certified peace officer recognized by the Iowa law enforcement academy council under chapter 80B or complete the basic training course provided at the Iowa law enforcement academy's central training facility or a location other than the central training facility within one year of taking office. A person shall be deemed to have completed the basic

\_\_\_\_\_  
LEONARD L. BOSWELL  
President of the Senate

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HAROLD VAN MAANEN  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 294, Seventy-fifth General Assembly.

\_\_\_\_\_  
JOHN F. DWYER  
Secretary of the Senate

Approved March 11, 1994

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TERRY E. BRANSTAD  
Governor