

FILED MAR 15 1995

SENATE FILE 370
BY COMMITTEE ON LOCAL GOVERNMENT

(SUCCESSOR TO SSB 167)

Passed Senate, ^(p. 795) Date 3/22/95 Passed House, Date _____
Vote: Ayes 45 Nays 5 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act eliminating the requirement for the rotation of names on
2 election ballots.

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

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S.F. 370

1 Section 1. Section 46.21, unnumbered paragraph 1, Code
2 1995, is amended to read as follows:

3 At least sixty-nine days before each judicial election, the
4 state commissioner of elections shall certify to the county
5 commissioner of elections of each county a list of the judges
6 of the supreme court, court of appeals, and district court
7 including district associate judges, and clerks of the
8 district court to be voted on in each county at that election.
9 The county commissioner of elections shall place the names
10 upon the ballot in the order in which they appear in the
11 certificate, unless only one county is voting thereon. The
12 ~~state-commissioner-of-elections-shall-rotate-the-names-in-the~~
13 ~~certificate-by-county, or the county commissioner of elections~~
14 ~~shall-rotate-them-upon-the-ballot-by-precinct-if-only-one~~
15 ~~county-is-voting-thereon.~~ The names of all judges and clerks
16 to be voted on shall be placed upon one ballot, which shall be
17 in substantially the following form:

18 Sec. 2. Section 49.31, subsection 2, Code 1995, is amended
19 by striking the subsection and inserting in lieu thereof the
20 following:

21 2. The commissioner shall determine, by lot, the arrange-
22 ment of candidates' names on the election ballot for offices
23 to which more than one person is to be elected at large. The
24 same ballot arrangement shall be used for each election
25 precinct as applicable.

26 Sec. 3. Section 49.31, subsection 6, Code 1995, is amended
27 by striking the subsection.

28 Sec. 4. Section 49.53, unnumbered paragraph 1, Code 1995,
29 is amended to read as follows:

30 The commissioner shall not less than four nor more than
31 twenty days before the day of each election, except those for
32 which different publication requirements are prescribed by
33 law, publish notice of the election. The notice shall contain
34 a facsimile of the portion of the ballot ~~containing-the-first~~
35 ~~rotation~~ as prescribed by section 49.31, subsection 2, and

1 shall show the names of all candidates or nominees and the
2 office each seeks, and all public questions, to be voted upon
3 at the election. The sample ballot published as a part of the
4 notice may at the discretion of the commissioner be reduced in
5 size relative to the actual ballot but such reduction shall
6 not cause upper case letters appearing on the published sample
7 ballot to be less than five thirty-sixths of an inch high in
8 candidates' names or in summaries of public measures. The
9 notice shall also state the date of the election, the hours
10 the polls will be open, the location of each polling place at
11 which voting is to occur in the election, the location of the
12 polling places designated as early ballot pick-up sites, and
13 the names of the precincts voting at each polling place, but
14 the statement need not set forth any fact which is apparent
15 from the portion of the ballot appearing as a part of the same
16 notice. The notice shall include the full text of all public
17 measures to be voted upon at the election.

18 Sec. 5. Section 49.57, subsection 5, Code 1995, is amended
19 to read as follows:

20 5. On the outside of the ballot, so as to appear when
21 folded, shall be printed the words "Official ballot", a
22 ~~designation of the ballot rotation, if any,~~ the date of the
23 election, and a facsimile of the signature of the commissioner
24 who has caused the ballot to be printed pursuant to section
25 49.51.

26 EXPLANATION

27 This bill strikes the requirement that names of candidates
28 are rotated on election ballots. The candidates' position on
29 the election ballot for offices to which more than one person
30 is to be elected, will be determined by lot.

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Sorensen
Halvorson
Rittner

SSB-167

Local Government

Succeeded By

SENATE FILE 370

BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL
BY CHAIRPERSON SORENSEN)

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

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