

**39.12 Failure to vacate.**

An elected official who has been elected to another elective office to which [section 39.11](#) applies shall choose only one office in which to serve unless otherwise permitted pursuant to [section 39.11, subsection 2](#). The official shall resign from all but one of the offices to which [section 39.11](#) applies before the beginning of the term of the office to which the person was most recently elected unless otherwise permitted pursuant to [section 39.11, subsection 2](#). Failure to submit the required resignation will result in a vacancy in the first elective office to which the person was elected.

[93 Acts, ch 143, §5](#); [2021 Acts, ch 147, §4, 54](#)