Senate File 416 - Enrolled

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1  1                                      SENATE FILE 416
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1  3                        AN ACT
1  4  RELATING TO CITY ELECTIONS BY PROVIDING PROCEDURES FOR FILLING
1  5     A CITY COUNCIL VACANCY BY SPECIAL ELECTION AND BY PROVIDING
1  6     SATELLITE ABSENTEE VOTING AT CERTAIN CITY ELECTIONS.
1  7
1  8  BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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1 10     Section 1.  Section 53.11, subsection 1, Code 2007, is
1 11  amended to read as follows:
1 12     1.  Satellite absentee voting stations may be established
1 13  throughout the cities and county at the direction of the
1 14  commissioner and shall be established upon receipt of a
1 15  petition signed by not less than one hundred eligible electors
1 16  requesting that a satellite absentee voting station be
1 17  established at a location to be described on the petition.
1 18  However, if a special election is scheduled in the county on a
1 19  date that falls between the date of the regular city election
1 20  and the date of the city runoff election, the commissioner is
1 21  not required to establish a satellite absentee voting station
1 22  for the city runoff election.
1 23     PARAGRAPH DIVIDED.  A satellite absentee voting station
1 24  established by petition must be open at least one day for a
1 25  minimum of six hours.  A satellite absentee voting station
1 26  established at the direction of the commissioner or by
1 27  petition may remain open until five p.m. on the day before the
1 28  election.
1 29     Sec. 2.  Section 53.11, subsection 2, paragraph b, Code
1 30  2007, is amended to read as follows:
1 31     b.  For the regular city election or a city primary
1 32  election, no later than five p.m. on the thirtieth day before
1 33  the election.
1 34     Sec. 3.  Section 53.11, subsection 2, Code 2007, is amended
1 35  by adding the following new paragraph:
2  1     NEW PARAGRAPH.  bb.  For a city runoff election, no later
2  2  than five p.m. on the twenty=first day before the election.
2  3     Sec. 4.  Section 372.13, subsection 2, paragraph b,
2  4  unnumbered paragraph 1, Code 2007, is amended to read as
2  5  follows:
2  6     By a special election held to fill the office for the
2  7  remaining balance of the unexpired term.  If the council opts
2  8  for a special election or a valid petition is filed under
2  9  paragraph "a", the special election may be held concurrently
2 10  with any pending election as provided by section 69.12 if by
2 11  so doing the vacancy will be filled not more than ninety days
2 12  after it occurs.  Otherwise, a special election to fill the
2 13  office shall be called by the council at the earliest
2 14  practicable date.  The council shall give the county
2 15  commissioner at least thirty=two days' written notice of the
2 16  date chosen for the special election.  The council of a city
2 17  where a primary election may be required shall give the county
2 18  commissioner at least sixty days' written notice of the date
2 19  chosen for the special election.  A special election held
2 20  under this subsection is subject to sections 376.4 through
2 21  376.11, but the dates for actions in relation to the special
2 22  election, including dates for filing of nomination petitions,
2 23  shall be calculated with regard to the date for which the
2 24  special election is called.  However, a nomination petition
2 25  must be filed not less than twenty=five days before the date
2 26  of the special election and, where a primary election may be
2 27  required, a nomination petition must be filed not less than
2 28  fifty=two days before the date of the special election.
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2 30
2 31                              _____
2 32                              JOHN P. KIBBIE
2 33                              President of the Senate
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2 35
3  1                              _____
3  2                              PATRICK J. MURPHY
3  3                              Speaker of the House
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3  5      I hereby certify that this bill originated in the Senate and
3  6  is known as Senate File 416, Eighty=second General Assembly.
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3  9                                   _____
3 10                                   MICHAEL E. MARSHALL
3 11                                   Secretary of the Senate
3 12  Approved _____, 2007
3 13
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3 15  _____
3 16  CHESTER J. CULVER
3 17  Governor
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