

*Motion to Reconsider
Lost - 3.8.61 - S.J. pg 441*

January 30, 1961.
Passed on File.

S. J. R. 16
By SCHROEDER.

Passed Senate, Date 2-23-61 Passed House, Date 3-14-61
Vote: Ayes 27 Nays 23 Vote: Ayes 82 Nays 26
Approved.....

SENATE JOINT RESOLUTION

A Joint Resolution proposing a constitutional amendment relating to representation in the senate and house of representatives and to the apportionment, terms, qualifications, classification, and time and manner of election of members of the senate and house of representatives.

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

1 Section 1. The following amendment to the constitution of
2 the state of Iowa is hereby proposed:

3 Section six (6) of article three (III), sections thirty-
4 four (34), thirty-five (35) and thirty-six (36) of article three
5 (III) as adopted by amendment in nineteen hundred four (1904),
6 the amendment to section thirty-four (34) of article three (III)
7 as adopted in nineteen twenty-eight (1928), and section
8 thirty-seven (37) of article three (III) of the constitution of
9 the state of Iowa are hereby repealed and the following is
10 hereby adopted in lieu thereof:

11 "Section 34. The Senate shall consist of thirty-three (33)
12 senators. It is the intent of this section that representation
13 in the senate shall be based entirely upon area, as provided in
14 this section. The state shall be divided into thirty-three (33)
15 legislative districts in accordance with county boundaries as
they existed on the first day of January, nineteen hundred sixty-
16 one (1961), as follows:

18 1st District—Lyon, Sioux and Osceola Counties

19 2nd District—O'Brien, Clay and Dickinson Counties

- 20 3rd District—Plymouth, Cherokee and Ida Counties
- 21 4th District—Woodbury, Monona and Crawford Counties
- 22 5th District—Harrison, Shelby and Pottawattamie Counties
- 23 6th District—Mills, Fremont and Page Counties
- 24 7th District—Emmet, Palo Alto and Kossuth Counties
- 25 8th District—Buena Vista, Pocahontas and Humboldt Counties
- 26 9th District—Sac, Carroll and Greene Counties
- 27 10th District—Calhoun, Webster and Boone Counties
- 28 11th District—Audubon, Guthrie and Dallas Counties
- 29 12th District—Cass, Adair and Madison Counties
- 30 13th District—Montgomery, Adams and Taylor Counties
- 31 14th District—Union, Ringgold and Decatur Counties
- 32 15th District—Winnebago, Worth and Mitchell Counties
- 33 16th District—Hancock, Cerro Gordo and Floyd Counties
- 34 17th District—Wright, Hamilton and Hardin Counties
- 35 18th District—Franklin, Butler and Bremer Counties
- 36 19th District—Grundy, Black Hawk and Benton Counties
- 37 20th District—Marshall, Story and Tama Counties
- 38 21st District—Polk, Jasper and Marion Counties
- 39 22nd District—Warren, Clark and Lucas Counties
- 40 23rd District—Monroe, Wayne and Appanoose Counties
- 41 24th District—Mahaska, Wapello and Davis Counties
- 42 25th District—Poweshiek, Iowa and Keokuk Counties
- 43 26th District—Winnesheik, Allamakee and Howard Counties
- 44 27th District—Fayette, Buchanan and Chickasaw Counties
- 45 28th District—Clayton, Delaware and Dubuque Counties
- 46 29th District—Lynn, Johnson and Washington Counties
- 47 30th District—Cedar, Jackson and Jones Counties
- 48 31st District—Clinton, Scott and Muscatine Counties

49 32nd District—Jefferson, Henry and Van Buren Counties

50 33rd District—Louisa, Des Moines and Lee Counties

51 "Each legislative district shall be entitled to one (1)

52 senator. Senators shall be chosen by qualified electors of

53 their respective districts.

54 "In the general election for members of the general assembly

55 in nineteen hundred sixty-four (1964), the senators representing

56 the odd-numbered districts shall be elected for terms of two (2)

57 years and the senators representing the even-numbered districts

58 shall be elected for terms of four (4) years. The terms of all

59 senators elected prior to such general election shall terminate

60 on the thirty-first (31st) day of December, nineteen hundred

61 sixty-four (1964).

62 "Thereafter all senators shall be elected for terms of four

63 (4) years.

64 "The provisions of this section shall apply notwithstanding

65 any other provisions of the constitution.

66 "Section 35. The house of representatives shall consist of

67 one hundred twenty-five (125) representatives.

68 "The population unit for representation in the house of

69 representatives shall be determined by dividing the whole number

70 of the population of the state, as shown by the most recent

71 United States decennial census, by one hundred twenty-five (125).

72 "Each legislative district as herein above designated in

73 Section thirty-four (34) shall be entitled to such number of

74 representatives as shall be determined by dividing the whole

75 number of the population of the state as shown by the most recent

76 United States decennial census, by one hundred twenty-five (125).

77 "Each legislative district shall be divided into represent-

78 tative districts. Each representative district shall be so drawn
79 that each district shall have a population as shown by the most
80 recent United States decennial census, equal to that of every
81 other representative district within said legislative district
82 as is reasonably practicable; shall consist of compact and
83 contiguous territory; shall lie wholly within a single county,
84 if it is reasonably practicable to comply with this requirement
85 without violating any other requirements of this section; and
86 shall conform to the boundaries of counties, townships and
87 voting precincts where possible.

88 "Section 36. Promptly after the adoption of this amendment,
89 and after each United States decennial census thereafter, the
90 state shall be redistricted into representative districts as
91 hereinafter provided in accordance with the provisions of section
92 thirty-five (35) of this article.

93 "Such redistricting shall be done by a redistricting com-
94 mission.

95 "Promptly after the adoption of this amendment, and after
96 each United States decennial census thereafter, and upon receipt
97 by the secretary of state of so much of the official results of
98 such census as is reasonably required for the purpose of redis-
99 tricting as provided in this section, the secretary of state
100 shall promptly certify and mail such information to the members
101 of the state central committee of each of the two (2) political
102 parties whose candidates for governor shall have received the
103 highest numbers of votes in the last preceding general election
104 in which a governor shall have been elected. The first such
105 certification by the secretary of state after the adoption of
106 this amendment, shall be based upon the nineteen hundred sixty

107 (1960) United States decennial census. If any such political
108 party does not have a state central committee, the organization
109 or body within such political party whose functions most
110 closely correspond to those of a state central committee, shall
111 be deemed to be the state central committee for the purposes of
112 this section.

113 "Within thirty (30) days after the mailing by the secretary
114 of state of such certification to the members of such state
115 central committees, each of such state central committees shall
116 appoint five (5) qualified electors as members of such redis-
117 tricting commission, and shall file with the secretary of state
118 the names of such members. If teiter of the state central
119 committees does not file such names within the time prescribed,
120 the supreme court shall promptly appoint five (5) members from
121 among the qualified electors of the political party of such
122 committee. Each member of the redistricting commission may
123 receive such compensation as may be provided by law.

124 "The redistricting commission shall redistrict the state
125 into representative districts in accordance with the provisions
126 of section thirty-five (35) of this article and shall, within
127 sixty (60) days after the date by which all members of the re-
128 districting commission have been appointed, file with the
129 secretary of state a complete statement of the redistricting
130 action of the commission and the boundaries of all representative
131 districts. No such statement shall be valid unless it is signed
132 by at least seven (7) members of such commission."

133 "If the redistricting commission does not file the required
134 statement within the time prescribed, it shall stand discharged
135 and such redistricting shall be done by the supreme court of the

136 state. In such event, an appropriate order of the court setting
137 forth its redistricting action and the boundaries of all
138 representative districts shall be entered and certified to the
139 secretary of state within sixty (60) days after the final date
140 by which the redistricting commission should have filed its
141 statement with the secretary of state. Such order shall be final.

142 "Upon the petition of any one hundred (100) qualified
143 electors filed with the supreme court within thirty (30) days
144 after the filing of the statement of the redistricting com-
145 mission, the supreme court shall determine within sixty (60)
146 days after the filing of such petition whether the redistricting
147 action of the redistricting commission substantially complies
148 with the provisions of the constitution. Such determination
149 shall be entered and certified to the secretary of state
150 within sixty (60) days after the filing of such petition, and
151 shall be final. If the court's determination is that such
152 redistricting action does not substantially comply, such
153 redistricting shall be done by the court; and an appropriate
154 order of the court setting forth its redistricting action and
155 the boundaries of all representative districts shall be
156 entered and certified to the secretary of state within thirty
157 (30) days after the certification of such determination of the
158 court to the secretary of state. Such order shall be final.

159 "In the event that prior to the final determination or
160 redistricting order of the supreme court in response to any
161 such petition, nominations for the office of representative in
162 districts affected thereby shall have been made, the supreme
163 court may order the holding of new primary elections or such
164 other measures as the court deems necessary to provide for

165 nominations for the office of representative in representative
166 districts affected by such final determination or redistricting
167 order of the supreme court.

168 "Redistricting under the provisions of this section shall
169 become effective on the first (1st) day of January following
170 the first general election for members of the general assembly
171 held more than one (1) year after the adoption of this amend-
172 ment, and on the first (1st) day of January following the first
173 general election for members of the general assembly held more
174 than one (1) year after such official results of the most recent
175 United States decennial census shall have been received by the
176 secretary of state. However, the representative districts
177 established by such redistricting shall be the representative
178 districts for the purposes of such general election and any
179 primary election at which candidates for the office of repre-
180 sentative at such general election shall be chosen.

181 "Redistricting done under the provisions of this section
182 shall be final and binding upon all concerned until the next
183 redistricting under the provisions of this section becomes
184 effective, notwithstanding any other provisions of the
185 constitution."

1 Sec. 2. The foregoing proposed amendment to the consti-
2 tution of the state of Iowa is hereby referred to the general
3 assembly to be chosen at the next general election for members
4 of the general assembly, and shall be published as provided by
5 law for three (3) months previous to the date of said general
6 election; and if approved by said general assembly, shall be
7 submitted to the people at a special election to be held in
8 nineteen hundred sixty-three (1963) as provided by law.



S. J. R. 16

1 Amend Senate Joint Resolution 16, Section 1 by adding the
2 following thereto: "Section 37. When a congressional district
3 shall be composed of two or more counties, it shall not be
4 entirely separated by any county belonging to another district,
5 and no county shall be divided."

*Accepted
2-2-61*

Filed
February 2, 1961.

By SCHROEDER.

SENATE JOINT RESOLUTION 16

1 Amend Senate Joint Resolution 16 as follows:
2 1. By striking all after the enacting clause and inserting
3 in lieu thereof the following:
4 "Section 1. The following amendment to the Constitution of
5 the State of Iowa is hereby proposed:
6 Section six (6) of Article Three (III) of the Constitution
7 of the State of Iowa and sections thirty-four (34), thirty-five
8 (35) and thirty-six (36) of said Article Three (III) as adopted
9 by amendment in 1904 A.D. and the amendment to section thirty-
10 four (34) of Article Three (III) adopted in 1928 A.D. and section
11 thirty-seven (37) of said Article Three (III) are hereby repealed
12 and the following adopted in lieu thereof:
13 "Section 6. The Senate shall consist of fifty-three (53)
14 members approximately one-half of whom shall be elected every
15 two (2) years. Senators shall be elected from districts estab-
16 lished by law so that each district shall consist of two (2)
17 contiguous counties; except that Black Hawk, Dubuque, Linn,
18 Polk, Pottawattamie, Scott and Woodbury counties shall each
19 comprise one (1) district and no county shall be divided. The
20 terms of all senators elected prior to the adoption of this
21 amendment shall terminate on December 31, 1966. Senators elected
22 at the first general election after the adoption of this amend-
23 ment shall be elected for four-year terms in even-numbered
24 districts and for two year terms in odd-numbered districts.
25 "Section 34. The senatorial districts shall be established
26 by law at the first regular session of the General Assembly held
27 after adoption of this amendment and not oftener than once in
28 each ten year period thereafter.
29 "Section 35. The House of Representatives shall consist of
30 members elected at each general election and apportioned in the
31 following manner. The ratio of representation shall be the whole
32 number of inhabitants of the state, as shown by the latest pre-
33 ceding decennial national census, divided by the whole number
34 of counties then existing and organized. Each county having a
35 population equal to one (1) ratio or less shall elect one (1)
36 representative and each county shall elect one (1) additional
37 representative for each full ratio above one (1). On the taking
38 of each decennial census of the United States the Secretary of
39 State shall certify, to the next succeeding regular General
40 Assembly and to the Supreme Court, the official whole number of
41 inhabitants of the state and the population of each county.
42 "Section 36. Upon receipt by the Supreme Court of the
43 official certification by the Secretary of State of the popu-
44 lation of the state and counties after each decennial national
45 census, the Supreme Court shall appoint, in each county entitled
46 to more than one (1) representative, a commission of three (3)
47 resident members, one (1) of whom shall be the senior member of
48 the district court in and for such county, which commission
49 shall divide such county into representative districts of con-
50 tiguous territory, as compact and nearly equal in population
51 as may be, in each of which one (1) representative shall be
52 elected at the succeeding general election.
53 "Section 37. When a congressional district shall be composed
54 of two (2) or more counties, it shall not be entirely separated
55 by any county belonging to another district, and no county shall
56 be divided."

Filed
February 16, 1961.

By NYSTROM.

Lost 2-22-61

SENATE JOINT RESOLUTION 16

1 Amend Senate Joint Resolution 16 as follows:

2 1. By striking all after the resolving clause and insert-
3 ing in lieu thereof the following:

4 "Section 1. The following amendment to the constitution
5 of the State of Iowa is hereby proposed:

6 Section six (6) of Article Three (III) of the constitution
7 of the State of Iowa and sections thirty-four (34), thirty-five
8 (35) and thirty-six (36) of said Article Three (III) as adopted
9 by amendment in 1904 A.D. and the amendment to section thirty-
10 four (34) of Article Three (III) adopted in 1928 A.D. and section
11 thirty-seven (37) of said Article Three (III) are hereby repealed
12 and the following adopted in lieu thereof:

13 'Section 34. The state shall be divided into fifty legisla-
14 tive districts along county boundaries as they existed on January
15 1, 1961, as follows:

16	1st District.....	Lee and Des Moines counties
17	2nd District.....	Jefferson and Van Buren counties
18	3rd District.....	Appanoose and Davis counties
19	4th District.....	Lucas and Wayne counties
20	5th District.....	Clarke and Warren counties
21	6th District.....	Decatur and Ringgold counties
22	7th District.....	Adams and Taylor counties
23	8th District.....	Fremont and Page counties
24	9th District.....	Mills and Montgomery counties
25	10th District.....	Muscatine and Louisa counties
26	11th District.....	Washington and Henry counties
27	12th District.....	Poweshiek and Keokuk counties
28	13th District.....	Mahaska and Wapello counties
29	14th District.....	Marion and Monroe counties
30	15th District.....	Madison and Dallas counties
31	16th District.....	Adair and Union counties
32	17th District.....	Shelby and Cass counties
33	18th District.....	Harrison and Pottawattamie counties
34	19th District.....	Cedar and Scott counties
35	20th District.....	Iowa and Johnson counties
36	21st District.....	Tama and Benton counties
37	22nd District.....	Marshall and Jasper counties
38	23rd District.....	Boone and Story counties
39	24th District.....	Polk county
40	25th District.....	Carroll and Greene counties
41	26th District.....	Audubon and Guthrie counties
42	27th District.....	Monona and Crawford counties
43	28th District.....	Clinton and Jackson counties
44	29th District.....	Linn and Jones counties
45	30th District.....	Clayton and Dubuque counties
46	31st District.....	Buchanan and Delaware counties
47	32nd District.....	Grundy and Black Hawk counties
48	33rd District.....	Hardin and Franklin counties
49	34th District.....	Bremer and Butler counties
50	35th District.....	Wright and Hamilton counties
51	36th District.....	Calhoun and Webster counties
52	37th District.....	Pocahontas and Humboldt counties
53	38th District.....	Buena Vista and Sac counties
54	39th District.....	Woodbury and Ida counties
55	40th District.....	Plymouth and Cherokee counties
56	41st District.....	Fayette and Allamakee counties
57	42nd District.....	Howard and Winneshiek counties
58	43rd District.....	Floyd and Chickasaw counties
59	44th District.....	Worth and Mitchell counties
60	45th District.....	Cerro Gordo and Hancock counties
61	46th District.....	Kossuth and Winnebago counties
62	47th District.....	Emmet and Palo Alto counties
63	48th District.....	Dickinson and Clay counties
64	49th District.....	Sioux and O'Brien counties
65	50th District.....	Lyon and Osceola counties

66 'Section 35. Each legislative district shall be entitled
67 to one (1) senator. Representation in the house of representa-
68 tives from each of the legislative districts shall be determined
69 as follows:

70 'Divide the whole number of the population of the state of
71 Iowa as shown by the last United States decennial census by one
72 hundred fifteen (115) and the resultant quotient shall be the
73 population unit; each legislative district shall be entitled to
74 have one (1) representative elected therefrom for each popula-
75 tion unit or a major fraction thereof, except each legislative
76 district shall be entitled to at least one (1) representative.

77 'Section 36. 1. Each legislative district which is en-
78 titled to two (2) or more representatives shall be divided into
79 subdistricts corresponding in number to the number of represen-
80 tatives to which the legislative district is entitled.
81 '2. Representatives shall be residents of the subdistricts
82 from which they are elected and shall be elected by the voters
83 residing in the respective subdistricts from which the repre-
84 sentatives are elected.
85 '3. The general assembly shall provide by law a means
86 whereby, upon receipt by the secretary of state of the official,
87 certified population figures of the state and of each county
88 after each United States decennial census, each legislative
89 district entitled to more than one (1) representative, will be
90 divided without further legislative action into representative
91 subdistricts of contiguous territory, of like interest and as
92 compact and nearly equal in population as possible, in each of
93 which one (1) representative shall be elected in the succeeding
94 general election; except in such legislative districts each
95 county shall be entitled to at least one (1) representative.
96 'Upon failure of the general assembly to provide such a
97 law, the duty to provide for such legislative subdistricts
98 shall devolve upon the supreme court and its order shall be
99 entered and certified to the governor and to the presiding
100 officers of the general assembly and be effective until reap-
101 portionment after the next succeeding federal decennial census.
102 'The terms of all senators whether elected at the general
103 election in 1962 or 1964 shall terminate on December 31, 1966.
104 Senators elected at the first general election after the adop-
105 tion of this amendment shall be elected for four-year terms in
106 even numbered districts and for two-year terms in odd numbered
107 districts.
108 'Section 37. When a congressional district shall be com-
109 posed of two (2) or more counties, it shall not be entirely
110 separated by any county belonging to another district, and no
111 county shall be divided.'"
112 "Sec. 2. The foregoing proposed amendment to the consti-
113 tution of the State of Iowa is hereby referred to the general
114 assembly to be chosen at the next general election and the sec-
115 retary of state is directed to cause the same to be published
116 as provided by law for three (3) months previous to the time
117 of making such choice."

Filed
February 16, 1961.

By RIGLER.

Look
2, 22-61

SENATE JOINT RESOLUTION 16

1 Amend Senate Joint Resolution 16 as follows:

2 1. By striking all after the resolving clause and inserting
3 in lieu thereof the following:

4 "Section 1. The following amendment to the Constitution
5 of the State of Iowa is hereby proposed.

6 "Section six (6) of Article three (III), section thirty-
7 four (34) of Article three (III) and the 1904 and 1928
8 amendments thereto, sections thirty-five (35) and thirty-
9 six (36) of Article three (III) and the 1904 amendment to
10 each such section, and section thirty-seven (37) of Article
11 three (III) are hereby repealed and the following proposed
12 in lieu thereof:

13 "Section 6. The senate shall consist of fifty-eight
14 (58) senators, one (1) senator elected from each senatorial
15 district. For each redistricting, changed senatorial
16 districts shall be so classified by lot by the redistricting
17 authority so that as nearly as possible one-half of the
18 senators shall be elected every two (2) years.

19 "If a senatorial district is unchanged or is reduced
20 in size and no new territory is added to it, and the
21 incumbent senator resides in the district of reduced size
22 or the unchanged district, he shall be permitted to complete
23 the term for which he was elected, and the senatorial
24 district shall remain in the same class of districts.

25 "The redistricting authority shall provide in its
26 redistricting statement, law, or court order for the
27 cutting short of terms of senators, where necessary. Any
28 senator whose term is cut short by a redistricting shall
29 not be compensated for the uncompleted part of his term.

30 'Section 34. The house of representatives shall consist
31 of ninety-nine (99) members, one (1) elected from each
32 county as county lines existed on January 1, 1961.

33 'Section 35. Senatorial districts shall meet the
34 following requirements:

35 '1. Each shall have a population, as shown by the most
36 recent decennial United States census, equal to that of every
37 other district, a deviation of no more than ten (10) percent
38 from the population unit (the state population divided by
39 fifty-eight (58) being allowed).

40 '2. Each shall consist of compact and contiguous territory;
41 areas joined only at the point of a corner shall not be
42 regarded as contiguous.

43 '3. So far as practicable, a county shall not be divided
44 unless it is entitled to more than one (1) district, and
45 senatorial district lines shall conform to township and voting
46 district boundaries.

47 'Section 36. In 1965 and in the year ending in three (3)
48 of each decade thereafter, the senatorial districts shall be
49 redistricted.

50 'By November fifteen (15) in 1964 and in the year ending
51 in two (2) of each decade thereafter, a ten (10) member
52 redistricting commission shall be appointed to redistrict
53 senatorial districts. The state central committee of the
54 two (2) political parties casting the largest number of votes

55 for governor in the last preceding election shall each
56 appoint five (5) qualified voters. If a party fails to
57 submit such names to the secretary of state by November
58 fifteen (15), the supreme court shall promptly appoint the
59 members from such party. Compensation for members of the
60 commission shall be established by law.

61 'By February one (1) of the year following its appointment,
62 the redistricting commission shall file with the secretary of
63 state a statement of its action, including the boundaries and
64 classification of senatorial districts. To be valid, this
65 statement must be signed by seven (7) members. The general
66 assembly may amend this statement or enact a substitute,
67 but such action must be taken by May one (1) of such year.

68 'If the redistricting commission does not file its
69 redistricting statement by February one (1) of the year
70 following its appointment, the general assembly shall
71 redistrict the senatorial districts in a single legislative
72 enactment by May one (1) of such year.

73 'If the commission and the general assembly fail to
74 redistrict within the time allotted, the supreme court shall
75 redistrict by October one (1) of such year. The action of
76 the court shall be entered and certified to the secretary of
77 state by court order, which shall be final.

78 'Before June one (1) of such year, any ten (10) members
79 of the general assembly may petition the supreme court to
80 determine whether the redistricting of the commission or
81 the general assembly substantially complies with the
82 redistricting provisions of the constitution. If the
83 redistricting substantially complies, the court shall so
84 notify the secretary of state, and the decision shall be
85 final. If the court determines that the redistricting
86 does not substantially comply, it shall redistrict as
87 provided in the preceding paragraph of this section.

88 'Section 37. Redistricting shall take effect beginning
89 for the nomination and election of senators for the next
90 regular session of the general assembly following the
91 adoption of the redistricting statement, law, or court order.
92 When a congressional or senatorial district shall be
93 composed of two (2) or more counties, it shall not be
94 entirely separated by any county belonging to another
95 district, and no county shall be divided in forming a
96 congressional district."

97 "Sec. 2. The foregoing proposed amendments to the
98 Constitution of the State of Iowa is hereby referred to
99 the legislature to be chosen at the next general election,
100 and the secretary of state is directed to cause the same
101 to be published as provided by law for three (8) months
102 previous to the time of making such choice."

Filed
February 18, 1961.

By SHAFF.

adopted
2-22-61

AMENDMENT TO NYSTROM AMENDMENT (S. J. R. 16)
(By Hill)

1 Amend the Nystrom amendment to Senate Joint Resolution
2 16 as follows:
3 "1. Amend section 6 by striking from lines 15 through 19
4 the following words: "districts established by law so that
5 each district shall consist of two (2) conterminous counties;
6 except that Black Hawk, Dubuque, Linn, Polk, Pottawattamie,
7 Scott and Woodbury counties shall each comprise one (1) district
8 and no county shall be divided.", and inserting in lieu thereof
9 the following: "senatorial districts along county boundaries as
10 they existed on January 1, 1961, as follows:
11 "1st District.....Lee and Van Buren Counties
12 2nd District.....Davis and Appanoose Counties
13 3rd District.....Wayne and Lucas Counties
14 4th District.....Clarke and Decatur Counties
15 5th District.....Ringgold and Union Counties
16 6th District.....Taylor and Adams Counties
17 7th District.....Fremont and Page Counties
18 8th District.....Des Moines and Henry Counties
19 9th District.....Jefferson and Washington Counties
20 10th District.....Wapello and Monroe Counties
21 11th District.....Mills and Montgomery Counties
22 12th District.....Muscatine and Louisa Counties
23 13th District.....Mahaska and Keokuk Counties
24 14th District.....Marion and Warren Counties
25 15th District.....Madison and Adair Counties
26 16th District.....Cass and Shelby Counties
27 17th District.....Pottawattamie County
28 18th District.....Scott County
29 19th District.....Cedar and Jones Counties
30 20th District.....Johnson and Iowa Counties
31 21st District.....Jasper and Poweshiek Counties
32 22nd District.....Polk County
33 23rd District.....Dallas and Greene Counties
34 24th District.....Audubon and Guthrie Counties
35 25th District.....Harrison and Monona Counties
36 26th District.....Clinton and Jackson Counties
37 27th District.....Linn County
38 28th District.....Tama and Benton Counties
39 29th District.....Marshall and Grundy Counties
40 30th District.....Boone and Story Counties
41 31st District.....Carroll and Sae Counties
42 32nd District.....Ida and Crawford Counties
43 33rd District.....Dubuque County
44 34th District.....Buchanan and Delaware Counties
45 35th District.....Black Hawk County
46 36th District.....Hardin and Franklin Counties
47 37th District.....Hamilton and Wright Counties
48 38th District.....Calhoun and Webster Counties
49 39th District.....Woodbury County
50 40th District.....Allamakee and Clayton Counties
51 41st District.....Mitchell and Floyd Counties
52 42nd District.....Butler and Bremer Counties
53 43rd District.....Humboldt and Kossuth Counties
54 44th District.....Buena Vista and Pocahontas Counties
55 45th District.....Plymouth and Cherokee Counties
56 46th District.....Chickasaw and Fayette Counties
57 47th District.....Hancock and Cerro Gordo Counties
58 48th District.....Emmet and Palo Alto Counties
59 49th District.....Clay and Dickinson Counties
60 50th District.....Sioux and O'Brien Counties
61 51st District.....Howard and Winneshiek Counties
62 52nd District.....Winnebago and Worth Counties
63 53rd District.....Lyon and Osceola Counties"
64 2. Amend section 35 by inserting after the word "one
65 (1)" in line 37 the words "or major fraction thereof."

Filed
February 20, 1961.

By HILL.

SENATE JOINT RESOLUTION 16

1 Amend Senate Joint Resolution 16 by striking all after
2 the resolving clause and inserting in lieu thereof the
3 following:

4 "Section 1. The following amendment to the constitution
5 of the State of Iowa is hereby proposed:

6 1. Section six (6) of article three (III), section
7 thirty-four (34) of article three (III) as amended in 1904
8 and 1928, sections thirty-five (35) and thirty-six (36) of
9 article three (III) as amended in 1904, and section thirty-
10 seven (37) of article (III) are hereby repealed and the
11 following proposed in lieu thereof:

12 'Section 6. Senatorial districts shall be formed by
13 two (2) counties with adjacent boundaries and as nearly equal
14 in population as possible to form a senatorial district.
15 The senatorial district shall be established by law at the
16 first regular session of the general assembly held after
17 adoption of this amendment and not oftener than once in
18 each ten-year period thereafter. The terms of all senators
19 elected prior to the effective date of this amendment shall
20 terminate on December 31, 1966. In the 1966 general election,
21 the senators representing the odd-numbered districts listed
22 in this amendment shall be elected for four-year terms and
23 the senators representing the even-numbered districts shall
24 be elected for two-year terms. Thereafter, all shall be
25 elected for four-year terms.

26 'Section 34. It shall be the duty of the general
27 assembly to number the senatorial districts and if there
28 should be an odd number of counties, the largest county
29 in square miles, as determined in the latest preceding
30 year ending in zero (0), shall be declared a single
31 senatorial district.

32 'Section 35. The House of Representatives shall
33 consist of members elected at each general election and
34 apportioned in the following manner: The ratio of
35 representation shall be the whole number of inhabitants of
36 the state, as shown by the latest preceding decennial
37 national census, divided by the fraction of one-one
38 hundredth (1/100). Each county having a population factor
39 greater than one-one hundredth (1/100) or multiple thereof
40 consisting of three-fourth (¾) of a factor shall have
41 an additional subdistrict. Each county having a population
42 equal to one (1) ratio or less shall elect one (1)
43 representative and each county shall elect one (1) additional
44 representative for each full ratio above one (1) or three-
45 fourth (¾) additional ratio. On the taking of each
46 decennial census of the United States the secretary of
47 state shall certify, to the next succeeding regular
48 general assembly and to the supreme court, the official
49 whole number of inhabitants of the state and the population
50 of each county.

51 'Section 36. Upon receipt by the supreme court of
52 the official certification by the secretary of state of
53 the population of the state and counties after each
54 decennial national census, the supreme court shall appoint,
55 in each county entitled to more than one (1) representative,
56 a commission of three (3) resident members, one (1) of
57 whom shall be the senior member of the district court
58 in and for each county, which commission shall divide such
59 county into representative subdistricts of contiguous
60 territory, as compact and nearly equal in population as may
61 be, in each of which one (1) representative shall be
62 elected at the succeeding general election.

63 1. Subdistrict lines shall conform to township and
64 voting district boundaries.

65 'Section 37. When a congressional district shall
66 be composed, it shall not be entirely separated by any
67 county belonging to another district, and no county shall
68 be divided.'

69 "Sec. 2. The foregoing proposed amendment is hereby
70 referred to the general assembly to be chosen at the next
71 general election for members of the general assembly and
72 if approved such amendment shall be submitted to the
73 people at the 1964 general election, and the secretary of
74 state shall cause the same to be published for three (3)
75 consecutive months previous to the date of said election
76 as provided by law."

Filed
February 16, 1961.

By WEARIN. *2-22-61*

SENATE JOINT RESOLUTION 16
(Amendment to Rigler amendment)

1 Amend the Rigler amendment to Senate Joint Resolution 16,
2 filed February 16, 1961, by striking lines 16 to 65, inclusive,
3 and inserting in lieu thereof the following:

4	1st District.....	Lee and Van Buren counties
5	2nd District.....	Davis and Appanoose counties
6	3rd District.....	Wayne and Lucas counties
7	4th District.....	Clarke and Decatur counties
8	5th District.....	Ringgold and Union counties
9	6th District.....	Taylor and Adams counties
10	7th District.....	Fremont and Page counties
11	8th District.....	Des Moines and Henry counties
12	9th District.....	Jefferson and Washington counties
13	10th District.....	Wapello and Monroe counties
14	11th District.....	Mills and Montgomery counties
15	12th District.....	Muscatine and Louisa counties
16	13th District.....	Mahaska and Keokuk counties
17	14th District.....	Marion and Warren counties
18	15th District.....	Madison and Adair counties
19	16th District.....	Cass and Shelby counties
20	17th District.....	Pottawattamie county
21	18th District.....	Scott county
22	19th District.....	Cedar and Jones counties
23	20th District.....	Johnson and Iowa counties
24	21st District.....	Jasper and Poweshiek counties
25	22nd District.....	Polk county
26	23rd District.....	Dallas and Greene counties
27	24th District.....	Audubon and Guthrie counties
28	25th District.....	Harrison and Monona counties
29	26th District.....	Clinton and Jackson counties
30	27th District.....	Linn county
31	28th District.....	Tama and Benton counties
32	29th District.....	Marshall and Grundy counties
33	30th District.....	Boone and Story counties
34	31st District.....	Carroll and Sac counties
35	32nd District.....	Ida and Crawford counties
36	33rd District.....	Dubuque county
37	34th District.....	Buchanan and Delaware counties
38	35th District.....	Black Hawk county
39	36th District.....	Hardin and Franklin counties
40	37th District.....	Hamilton and Wright counties
41	38th District.....	Calhoun and Webster counties
42	39th District.....	Woodbury county
43	40th District.....	Allamakee and Clayton counties
44	41st District.....	Fayette and Winneshiek counties
45	42nd District.....	Butler and Bremer counties
46	43rd District.....	Humboldt and Kossuth counties
47	44th District.....	Buena Vista and Pocahontas counties
48	45th District.....	Plymouth and Cherokee counties
49	46th District.....	Floyd and Chickasaw counties
50	47th District.....	Hancock and Cerro Gordo counties
51	48th District.....	Emmet and Palo Alto counties
52	49th District.....	Clay and Dickinson counties
53	50th District.....	Sioux and O'Brien counties
54	51st District.....	Howard and Mitchell counties
55	52nd District.....	Winnebago and Worth counties
56	53rd District.....	Lyon and Osceola counties

Filed and lost
February 22, 1961.

By WOLF.

SENATE JOINT RESOLUTION 16
(Shaff amendment to amendment)

1 Amend the Shaff amendment to Senate Joint Resolution 16 filed
2 February 16, 1961, by striking all of line 39 and inserting in lieu
3 thereof the following: "fifty-eight (58) being allowed."

Filed and adopted
February 22, 1961.

By SHAFF.

AMENDMENT TO WEARIN AMENDMENT (S. J. R. 16)
(By Nystrom)

- 1 Amend the Wearin amendment to Senate Joint Resolution 16 by
- 2 striking lines 12 to 31 inclusive and insert in lieu thereof
- 3 the following:
- 4 "Section 6. The Senate shall consist of fifty-three (53)
- 5 members approximately one-half of whom shall be elected every
- 6 two (2) years. Senators shall be elected from districts estab-
- 7 lished by law so that each district shall consist of two (2)
- 8 contiguous counties; except that Black Hawk, Dubuque, Linn,
- 9 Polk, Pottawattamie, Scott and Woodbury counties shall each
- 10 comprise one (1) district and no county shall be divided. The
- 11 terms of all senators elected prior to the adoption of this
- 12 amendment shall terminate on December 31, 1966. Senators elected
- 13 at the first general election after the adoption of this amend-
- 14 ment shall be elected for four-year terms in even-numbered
- 15 districts and for two-year terms in odd-numbered districts.
- 16 "Section 34. The senatorial districts shall be established
- 17 by law at the first regular session of the General Assembly held
- 18 after adoption of this amendment and not oftener than once in
- 19 each ten-year period thereafter."

Filed
February 20, 1961.

By NYSTROM.

Lost
2.22.61

SENATE JOINT RESOLUTION 16

(Wearin amendment to Wearin amendment)

- 1 Amend the Wearin amendment to Senate Joint Resolution
- 2 16 by striking from line 15 "district shall be established"
- 3 and insert in lieu thereof "districts shall be established
- 4 and numbered consecutively beginning with one (1)"
- 5 Further amend by striking from line 21 and 22 "listed
- 6 in" and inserting in lieu thereof "in accordance with".

Filed and adopted
February 22, 1961.

By WEARIN.

SENATE JOINT RESOLUTION 16

(Wearin amendment to Wearin amendment)

- 1 Amend the Wearin amendment of February 16 to Senate
- 2 Joint Resolution 16 by striking the following from lines
- 3 13 and 14 of the amendment: "and as nearly equal in
- 4 population as possible".

Filed and adopted
February 22, 1961.

By WEARIN.

SENATE JOINT RESOLUTION 16

- 1 Amend the title to Senate Joint Resolution 16, by striking
- 2 all after the word "Resolution" in line 1 and inserting in lieu thereof
- 3 the following: "proposing a constitutional amendment to the
- 4 Constitution of the State of Iowa relating to the composition of
- 5 the general assembly, the basis of representation of the members
- 6 thereof, and to amend such Constitution by repeal of section six (6),
- 7 article (III) thereof, section thirty-four (34) of such article
- 8 three (III) thereof and the 1904 and 1928 amendments thereto,
- 9 sections thirty-five (35) and thirty-six (36) of such article three (III),
- 10 and the 1904 amendment to each such section, and section thirty-seven
- 11 (37) of said article three (III), and proposing substitutes in lieu

thereof."

Filed and adopted
February 23, 1961.

By SHAFF.

SENATE JOINT RESOLUTION 16

1 Amend Senate Joint Resolution 16 by striking everything after the
2 resolving clause and inserting in lieu thereof the following:
3 Section 1. The following amendment to the constitution of
4 the State of Iowa is hereby proposed:
5 Section six (6) of Article three (III) of the constitution of
6 the State of Iowa is hereby repealed. Sections thirty-four (34),
7 thirty-five (35) and thirty-six (36) of Article three (III) as
8 adopted by amendment in 1904 A. D. and the amendment to section
9 thirty-four (34) of Article three (III) as adopted in 1928 A. D.
10 are hereby repealed and the following adopted in lieu thereof:
11 "Section 34. The senate shall be composed of fifty members to
12 be elected from the several senatorial districts, established by
13 law and at the next session of the general assembly held following
14 the taking of the national census, they shall be apportioned among
15 the several counties or districts of the state, according to
16 population as shown by the last preceding census, but no county
17 shall be entitled to more than one senator. The senators
18 shall be so classified by lot, that one class, being as nearly
19 one-half as possible, shall be elected every two years.
20 "Section 35. The house of representatives shall consist of
21 members elected at each general election and apportioned in the
22 following manner. The ratio of representation shall be the whole
23 number of inhabitants of the state, as shown by the latest
24 preceding decennial national census, divided by the whole number
25 of counties then existing and organized. Each county shall have
26 one representative, and each county having a population of more
27 than one ratio shall elect one representative for each full ratio
28 and one additional for each fraction in excess thereof if
29 three-fifths or more of a ratio. On the taking of each decennial
30 census of the United States the secretary of state shall certify,
31 to the next succeeding regular general assembly and to the
32 supreme court, the official whole number of inhabitants of the
33 state and the population of each county.
34 "Section 36. The general assembly shall at the first regular
35 session held following the adoption of this amendment, and at
36 each succeeding regular session held next after the taking of
37 the national census, fix the representative districts. If the
38 general assembly fails to redistrict the representative districts
39 at the first session of the general assembly after the official
40 census has been certified, the supreme court shall redistrict the
41 representative districts and its order shall be entered and
42 certified to the governor and to the presiding officers of the
43 general assembly and shall be effective until reapportionment
44 after the next succeeding federal decennial census.
45 "Upon receipt by the supreme court of the official certification
46 by the secretary of state of the population of the state and
47 counties after each decennial national census, the supreme court
48 shall appoint, in each county entitled to more than one
49 representative, a commission of three resident members, one of
50 whom shall be the senior member of the district court in and for
51 such county, which commission shall divide such county into
52 township or voting districts of contiguous territory, as compact
53 and nearly equal in population as may be, in each of which one
54 representative shall be elected at the succeeding general election."
55 Sec. 2. The foregoing proposed amendment to the constitution
56 of the State of Iowa is hereby referred to the general assembly
57 to be chosen at the next general election and the secretary of
58 state is directed to cause the same to be published as provided
59 by law for three months previous to the time of making such choice.

Filed and lost
March 14, 1961.

HOUGEN of Black Hawk.

SENATE JOINT RESOLUTION 16

1 Amend section one (1) by striking lines twenty-five (25)
2 and twenty-six (26) and inserting in lieu thereof the
3 following:
4 "one hundred eight (108) members, one elected from each
5 county as county lines existed on January 1, 1961, and the
6 remaining nine (9) members shall be apportioned among the
7 nine (9) largest populated counties in the state."

Filed and lost
March 14, 1961.

DENMAN of Polk.

SENATE JOINT RESOLUTION 16

Amend Senate Joint Resolution 16 by striking everything after the resolving clause and inserting in lieu thereof the following:

Section 1. The following amendment to the constitution of the state of Iowa is hereby proposed:

1. Section six (6) of Article Three (III), section thirty-four (34) of Article Three (III) as amended in 1904 and 1928, sections thirty-five (35) and thirty-six (36) of Article Three (III) as amended in 1904, and section thirty-seven (37) of Article Three (III) are hereby repealed and the following proposed in lieu thereof:

"Section 6. Senatorial districts shall be formed by two counties with adjacent boundaries and as nearly equal in population as possible to form a senatorial district. The senatorial district shall be established by law at the first regular session of the General Assembly held after adoption of this amendment and not oftener than once in each ten-year period thereafter. The terms of all senators elected prior to the effective date of this amendment shall terminate on December 31, 1966. In the 1966 general election, the senators representing the odd-numbered districts listed in the amendment shall be elected for four-year terms and the senators representing the even-numbered districts shall be elected for two-year terms. Thereafter, all shall be elected for four-year terms.

"Section 34. It shall be the duty of the General Assembly to number the senatorial districts and if there should be any odd number of counties, the largest county in square miles, as determined by the latest preceding decennial national census, shall be declared a single senatorial district.

"Section 35. The House of Representatives shall consist of members elected at each general election and apportioned in the following manner: The ratio of representation shall be the whole number of inhabitants of the state, as shown by the latest preceding centennial national census, divided by the fraction of one-one hundredth ($1/100$). Each county having a population factor greater than one-one hundredth ($1/100$) or multiple thereof consisting of three-fourths ($\frac{3}{4}$) of a factor shall have an additional subdistrict. Each county having a population equal to one (1) ratio or less shall elect one (1) representative and each county shall elect one (1) additional representative for each full ratio above one (1) or three-fourth ($\frac{3}{4}$) additional ratio. On the taking of each decennial census of the United States the Secretary of State shall certify, to the next

succeeding regular General Assembly and to the Supreme Court, the official whole number of inhabitants of the state and the population of each county.

"Section 36. Upon receipt by the Supreme Court of the official certification by the Secretary of State of the population of the state and counties after each decennial national census, the Supreme Court shall appoint in each