

May 27, 1965.
Sifting Committee.

House File 713
By GOVERNMENTAL AFFAIRS
COMMITTEE.

Passed House, Date 6/1

Passed Senate, Date 6/4

Vote: Ayes 103 Nays 0

Vote: Ayes 54 Nays 0

Approved.....

passed on file 6/1

A BILL FOR

An Act relating to the determination of executive disability.

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

1 Section 1. Amend Chapter seven (7), Code 1962, by adding the
2 following section:

3 1. Whenever it appears that the Governor is unable to discharge
4 the duties of his office for reason of disability pursuant to Article
5 Section 17, Constitution of Iowa, the person next in line succession
6 to the office of the Governor, or the Chief Justice, may call a
7 conference
8 consisting of the person who is Chief Justice, the person who is
9 director
10 of mental health, and the person who is the dean of medicine at the
11 state
12 university of Iowa. Provided, if either the director or dean is not a
13 physician duly licensed to practice medicine by this state he may assign
14 a member of his staff so licensed to assist and advise on the con-
15 ference.
16 The three members of the conference shall within ten (10) days
17 after the
18 conference is called examine the Governor. Within seven (7) days
19 after
20 the examination, or if upon attempting to examine the Governor the
members
of the conference are unable to examine him because of circumstances
beyond their control, they shall conduct a secret ballot and by unan-
imous
vote may find that the Governor is temporarily unable to discharge the
duties of the office.

2. The finding of or failure to find a disability shall be immediately
made public, and in case the Governor is found to be unable to dis-
charge

21 the duties of the office, the person next in line of succession to the
32 office of Governor shall be immediately notified. After receiving the
23 notification such person may, under Section 17, Article IV and Amend-
24 ment 2 of 1952, Constitution of Iowa, become Governor until the disa-
25 bility be removed

26 3. Whenever a Governor who is unable to discharge the duties of
27 the office believes his disability to be removed, he may call a conference
28 consisting of the three persons referred to as members of such a
29 conference in subsection (1) of this Act. The three members of the
30 conference shall within ten (10) days examine the disabled Governor.
31 Within seven (7) days after the examination they shall conduct a
32 ballot and by unanimous vote may find the disability removed. ^{secret}

33 4. The finding of or failure to find the disability removed shall
34 be immediately made public.

EXPLANATION OF HOUSE FILE 713

This bill provides the means of determining when the governor is disabled and when the disability is removed.

HOUSE FILE 713

- 1 Amend House File 713 by adding the following new section:
- 2 Sec. 2. This Act deemed of immediate importance, shall
- 3 be in full force and take effect from and after its passage
- 4 and publication in the Lake City Graphic, a newspaper
- 5 published in Lake City, Iowa, and the Guttenberg Press,
- 6 a newspaper published in Guttenberg, Iowa.

Filed and adopted
June 1, 1965.

WINKELMAN of Calhoun.
TIEDEN of Clayton.