

January 12, 1967
Passed on File
Governmental Affairs 1-12
Pass as amended 1-15

S. J. R. 8
Substituted for SJR 3, 1-25
By KIBBIE, DENMAN, FROMMELT,
RILEY, NURSE, HEABERLIN,
CASSIDY, MURRAY, WALSH, MAIN

Passed Senate, Date 1-19-67

Passed House, Date 1-25-67

Vote: Ayes 37 Nays 23

Vote: Ayes 37 Nays 83

Passed first 1-19 Approved _____
35-26 as amended
Passed 58-3
3/26

2 yrs votes cast
1-26-67
motion to reconsider 1-26
Passed 3-28-67

SENATE JOINT RESOLUTION

112-6

A Joint Resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and the establishment of congressional districts.

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

- 1 Section 1. The following amendment to the Constitution
- 2 of the State of Iowa is hereby proposed.
- 3 Section six (6) of Article three (III), section thirty-
- 4 four (34) of Article three (III) and the 1904 and 1928 amendments
- 5 thereto, sections thirty-five (35) and thirty-six (36) of
- 6 Article three (III) and the 1904 amendment to each such section,
- 7 and section thirty-seven (37) of Article three (III) are
- 8 hereby repealed and the following adopted in lieu thereof:
- 9 "Section 6. The number of senators shall total not more
- 10 than one-half (1/2) the membership of the house of representatives.
- 11 Senators shall be classified so that as nearly as possible
- 12 one-half (1/2) of the members of the senate shall be elected
- 13 every two (2) years.
- 14 "Section 34. The senate shall be composed of not more
- 15 than fifty (50) and the house of representatives of not more
- 16 than one hundred (100) members. Senators and representatives
- 17 shall be elected from districts established by law. Each
- 18 district so established shall be of compact and contiguous
- 19 territory. The state shall be apportioned into senatorial

20 and representative districts on the basis of population. The
21 general assembly may provide by law for factors in addition
22 to population, not in conflict with the constitution of the
23 United States, which may be considered in the apportioning
24 of senatorial districts. No law so adopted shall permit the
25 establishment of senatorial districts whereby a majority of
26 the members of the senate shall represent less than forty
27 (40) percent of the population of the state as shown by the
28 most recent United States decennial census.

29 "Section 35. The general assembly shall in 1971 and in
30 each year immediately following the United States decennial
31 census determine the number of senators and representatives
32 to be elected to the general assembly and establish senatorial
33 and representative districts. The general assembly shall
34 complete the apportionment prior to September 1 of the year
35 so required. If the apportionment fails to become law prior
36 to September 15 of such year, the supreme court shall cause
37 the state to be apportioned into senatorial and representative
38 districts to comply with the requirements of the constitution
39 prior to December 31 of such year. The reapportioning authority
40 shall, where necessary in establishing senatorial districts,
41 shorten the term of any senator prior to completion of the
42 term. Any senator whose term is so terminated shall not be
43 compensated for the uncompleted part of the term.

44 "Section 36. Upon verified application by any qualified
45 elector, the supreme court shall review an apportionment plan
46 adopted by the general assembly which has been enacted into
47 law. Should the supreme court determine such plan does not
48 comply with the requirements of the constitution, the court
49 shall within ninety (90) days adopt or cause to be adopted
50 an apportionment plan which shall so comply. The supreme
51 court shall have original jurisdiction of all litigation question-
52 ing the apportionment of the general assembly or any apportionment
53 plan adopted by the general assembly."

54 "Section 57. When a congressional district is composed
55 of two (2) or more counties it shall not be entirely separated
56 by a county belonging to another district and no county shall
57 be divided in forming a congressional district."

1 Sec. 2. The foregoing proposed amendment, having been
2 adopted and agreed to by the Sixty-first (61st) General
3 Assembly, thereafter duly published, and now adopted and
4 agreed to by the Sixty-second (62nd) General Assembly in
5 this Joint Resolution, shall be submitted to the people
6 of the State of Iowa at the general election in November
7 of the year nineteen hundred sixty-eight (1968) in the manner
8 required by the Constitution of the State of Iowa and the
9 laws of the State of Iowa.

1 Amend S.J.R. 8 by striking all of Section two (2) and
2 substituting in lieu thereof the following new section.
3 Sec. 2. The foregoing proposed amendment, having been
4 adopted and agreed to by the Sixty-first (61st) General
5 Assembly, thereafter duly published, and now adopted and
6 agreed to by the Sixty-second (62nd) General Assembly in
7 this Joint Resolution, shall be submitted to the people
8 of the State of Iowa at the general election in November
9 of the year nineteen hundred sixty-eight (1968) in the
10 manner required by the Constitution of the State of Iowa
11 and the laws of the State of Iowa.

Filed

March 28, 1967

GANNON of Jasper.

Amend Senate Joint Resolution 8 by striking all of Section two (2) and substituting in lieu thereof the following new section:

Sec. 2. The foregoing proposed amendment, having been adopted and agreed to by the Sixty-first (61st) General Assembly, thereafter duly published, and now adopted and agreed to by the Sixty-second (62nd) General Assembly in this Joint Resolution, shall be submitted to the people of the State of Iowa at the general election in November of the year nineteen hundred sixty-eight (1968) in the manner required by the Constitution of the State of Iowa and the laws of the State of Iowa.

The Senate concurred in the House amendment. 3/29

1 Amend S. J. R. 8, Section 2, line 13 by striking the
2 word "September" and inserting in lieu thereof, the word
3 "November".

Filed and adopted
January 25, 1967

*Reconsidered
Withdrawn 3-28*

REDFERN of Lee.

1 Amend Senate Joint Resolution 8 by striking all after the
2 resolving clause and inserting in lieu thereof the following:
3 Section 1. The following amendment to the Constitution

4 of the state of Iowa is hereby proposed:
5 Section six (6) of Article three (III), section thirty-
6 four (34) of Article three (III) and the 1904 and 1928 amend-
7 ments thereto, sections thirty-five (35) and thirty-six (36)
8 of Article three (III) and the 1904 amendment to each such
9 section, and section thirty seven (37) of Article three (III)
10 are hereby repealed and the following adopted in lieu thereof:

11 "Section 6. The number of senators shall total not more
12 than one-half (1/2) the membership of the house of representatives.
13 Senators shall be classified so that as nearly as possible one-
14 half (1/2) of the members of the senate shall be elected
15 every two (2) years.

16 "Section 34. The senate shall be composed of not more
17 than fifty (50) and the house of representatives of not
18 more than one hundred (100) members. Senators and representatives
19 shall be elected from districts established by law. Each
20 district so established shall be of compact and conterminous
21 territory. The number of senatorial districts shall be equal
22 to the number of senators, and one (1) senator shall be elected
23 from each senatorial district. The number of representative
24 districts shall be equal to the number of representatives,
25 and one (1) representative shall be elected from each representa-
26 tive district. The state shall be apportioned into senatorial
27 and representative districts on the basis of population.
28 However, the general assembly may provide by law for factors
29 in addition to population, not in conflict with the Constitution
30 of the United States, which may be considered in the apportioning
of senatorial districts. No law so adopted shall permit
the establishment of senatorial districts whereby a majority

33 of the members of the senate shall represent less than forty
34 (40) percent of the population of the state as shown by the
35 most recent United States decennial census.

36 "Section 35. The general assembly, at its first session
37 which begins after this amendment is ratified, and after
38 each United States decennial census at its first session
39 during which the necessary official population statistics
40 for said census are available or become available, shall
41 adopt an apportionment which shall specify the number of
42 senators and representatives to be elected to the general
43 assembly and establish senatorial and representative districts.
44 The apportionment shall comply with all requirements of the
45 Constitution and shall remain in effect until the next decennial
46 apportionment hereunder. The general assembly shall complete
47 the apportionment during said session. If the apportionment
48 fails to become law during said session, the supreme court
49 shall cause the state to be apportioned into senatorial and
50 representative districts to comply with the requirements
51 of the Constitution within ninety (90) days after adjourn-
52 ment of said session. The reapportioning authority may,
53 where necessary in establishing senatorial districts, shorten
54 and terminate the term of any senator. Any senator whose
55 term is so terminated shall not be compensated for the uncompleted
56 part of the term. In establishing senatorial districts,
57 the reapportioning authority may temporarily attach any area
58 to another senatorial district.

59 "Section 36. Upon verified application by any qualified
60 elector, the supreme court shall review an apportionment
61 adopted by the general assembly which has been enacted into
62 law. Should the supreme court determine such apportionment
63 does not comply with the requirements of the Constitution,
63 the court shall within ninety (90) days adopt or cause to
64 be adopted an apportionment which shall so comply. The supreme
65 court shall have original jurisdiction of all litigation
66 questioning the apportionment of the general assembly or
67 any apportionment adopted by the general assembly."

68 Sec. 2. The foregoing proposed amendment to the Constitution
69 of the state of Iowa is hereby referred to the general assembly
70 to be chosen at the next general election for members of
71 the general assembly and the secretary of state is directed
72 to cause the same to be published for three (3) consecutive
73 months previous to the date of said election as provided
74 by law.

Filed and ruled out of order
January 25, 1967

MALONEY of Polk.

1 Amend Senate Joint Resolution 8 by striking from line 48 of
2 section 1 the word "consitution" and inserting in lieu thereof
3 the word "constitution".

Filed and adopted
January 19, 1967

By FROMMELT and KIBBIE.

1 Amend the committee amendment to Senate Joint Resolution 8
2 striking the words "is it" in line 9 and inserting in lieu by
3 Further amend by striking the word "December" in line 13 and
4 inserting in lieu thereof the word "September." thereof "it is."

Filed and adopted
January 19, 1967

By COLEMAN.

1 Amend S.J.R. 8 by striking all of Sec. 2 and inserting in
2 lieu thereof the following:
3 Sec. 2. The foregoing amendment to the Constitution of the
4 State of Iowa has been adopted and agreed to by the Sixty-first
5 (61st) General Assembly, and having been referred by such Assem-
6 bly to the Legislature to be chosen in the next general election,
7 being the 62nd General Assembly, and having been duly published
8 in accordance with and in compliance with the direction of the
9 Sixty-first (61st) General Assembly, is it now adopted and
10 agreed to by the Sixty-second (62nd) General Assembly in this
11 Joint Resolution, and shall be submitted to the people at a
12 special election to be held for that purpose on the second
13 Tuesday in December in the year nineteen hundred sixty-seven
14 (1967) in accordance with the directions of Article X of the
15 Constitution of Iowa. The submission at said special election
16 shall in all respects be governed and conducted as prescribed
17 by law and the Constitution of Iowa for the submission of a
18 constitutional amendment at a general election.

Filed - Adopted 1-19-67
January 18, 1967

By Committee on Governmental Affairs,

DENMAN, Chairman.

1 Amend Senate Joint Resolution 9 as follows
2 Sec. 1, line 7, by inserting in lieu of
3 the word "eighteen", the word "nineteen (19)!"

Filed and lost
February 17, 1967

By FLATT