

January 31, 1969  
Place on Calendar

HOUSE FILE 125

*Judiciary 2-4, Pass as amended 2-18* By COMMITTEE ON JUDICIARY

Passed House, Date *2-3-69* Passed Senate, Date *3-14-69*

Vote: Ayes *113* Nays *2* Vote: Ayes *54* Nays *0*

*Passed as amended by House 4-11 90-1*

Approved *April 23, 1969*

## A BILL FOR

1 An Act relating to judicial nominating commissions.

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

3 Section 1. Section forty-six point one (46.1), Code 1966,  
4 lines four (4) to eight (8), inclusive, is amended by strik-  
5 ing the words and figures "for a term commencing July 1, 1963.  
6 He shall appoint three such commissioners to serve until June  
7 30, 1965, two to serve until June 30, 1967, and two to serve  
8 until June 30, 1969".

9 Sec. 2. Section forty-six point two (46.2), Code 1966,  
10 line one (1), is amended by striking the words and figures  
11 "In June, 1963,".

12 Further amend said section, lines four (4) to fourteen (14),  
13 inclusive, by striking the words and figures "for a term com-  
14 mencing July 1, 1963. Such elective commissioners shall serve  
15 until June 30, 1969, from the three congressional districts  
16 where the first appointive commissioners serve until June 30,  
17 1965; until June 30, 1967, from the two congressional dis-  
18 tricts where the first appointive commissioners serve until  
19 June 30, 1969; and until June 30, 1965, from the two congres-  
20 sional districts where the first appointive commissioners serve  
21 until June 30, 1967".

22 Sec. 3. Section forty-six point three (46.3), Code 1966,  
23 line one (1), is amended by striking the words and figures  
24 "In June, 1963,".

25 Further amend said section, lines four (4) to eight (8),

1 inclusive, by striking the words and figures "for terms com-  
2 mencing July 1, 1963. He shall appoint two such commsisioners  
3 to serve until June 30, 1965, two to serve until June 30, 1967,  
4 and one to serve until June 30, 1969."

5 Sec. 4. Section forty-six point four (46.4), Code 1966,  
6 line one (1), is amended by striking the words and figures  
7 "In June, 1963,".

8 Further amend said section, lines four (4) to nine (9),  
9 inclusive, by striking the words and figures "for terms com-  
10 mencing July 1, 1963. One of such commissioners shall serve  
11 until June 30, 1965, two until June 30, 1967, and two until  
12 June 30, 1969, as determined by lot by such commissioners".

13 Sec. 5. The terms of members serving on state and district  
14 nominating commissions on the effective date of this Act shall  
15 not be affected by the passage of this Act.

#### EXPLANATION OF HOUSE FILE 125

This bill removes some obsolete language from the law.

1 Amend House File 125 by striking all after the enacting  
2 clause and inserting in lieu thereof the following:  
3 Section 1. Section forty-six point one (46.1), Code 1966,  
4 is repealed and the following enacted in lieu thereof:  
5 "The governor shall appoint, subject to confirmation by the  
6 senate, one elector of each congressional district to the state  
7 judicial nominating commission for a six-year term beginning  
8 July 1. The terms of no more than three nor less than two of  
9 such members shall expire within the same two-year period. The  
10 governor shall within thirty days following the organization of  
11 each regular session of the general assembly, appoint for a like  
12 term, with approval of the senate, a successor to the member of  
13 the commission from a congressional district whose term of office  
14 will expire June 30 following."  
15 Sec. 2. Section forty-six point two (46.2), Code 1966, is  
16 repealed and the following enacted in lieu thereof:  
17 "The resident members of the bar of each congressional dis-  
18 trict shall elect one elector of such district to the state  
19 judicial nominating commission for a six-year term beginning  
20 July 1. The terms of no more than three nor less than two of  
21 such members shall expire within the same two-year period, the  
22 expiration dates being governed by the expiration dates of the  
23 terms of the original appointive members. The members of the  
24 bar of the respective congressional districts shall in January  
25 immediately preceding the expiration of the term of a member of  
26 the commission, elect a successor for a like term."  
27 Sec. 3. Section forty-six point three (46.3), Code 1966,  
28 is repealed and the following enacted in lieu thereof:  
29 "The governor shall appoint five electors of each judicial  
30 district to the district judicial nominating commission for six-  
31 year terms. The terms of no more than two of such members shall  
32 expire within the same two-year period. Prior to expiration of  
33 each of said terms, the governor shall so appoint a successor  
34 for a like term."  
35 Sec. 4. Section forty-six point four (46.4), Code 1966, is  
36 repealed and the following enacted in lieu thereof:  
37 "The resident members of the bar of each judicial district  
38 shall elect five electors of the district to the district judi-  
39 cial nominating commission for six-year terms. The terms of no  
40 more than two of such members shall expire within the same two-  
41 year period, the expiration dates being governed by the expira-  
42 tion date of the terms of the original appointive members. The  
43 members of the bar of the respective judicial districts shall,  
44 in January immediately preceding the expiration of the term of  
45 a member of the commission, elect a successor for a like term."  
46 Sec. 5. The terms of members serving on state and district  
47 nominating commissions on the effective date of this Act shall  
48 not be affected by the passage of this Act."

*House concurred  
4-11*

Filed - adopted 3-14  
February 18, 1969

By COMMITTEE ON JUDICIARY

*Senate*