

February 6, 1969
Constitutional Amendments
and Reapportionment

Rec. amend. & pass 3-19

Reprinted 4-3
HOUSE JOINT RESOLUTION 6

By SHAW, VAN NOSTRAND, VAN DRIE,
ROORDA, PELTON, SORG, BERGMAN,
ELLSWORTH, FISHER of Greene,
HANSEN of Black Hawk, VOORHEES,
STRAND, CAMPBELL, McINTYRE
and WALTER

Passed House, Date *4-3-69* Passed Senate, Date.....

Vote: Ayes *78*..... Nays *41*..... Vote: Ayes Nays

Approved

HOUSE JOINT RESOLUTION

- 1 A Joint Resolution proposing an amendment to the Constitution
- 2 of the State of Iowa relating to the terms of office of
- 3 elected executive officials.
- 4 *Be It Resolved by the General Assembly of the State of Iowa:*
- 5 Section 1. The following amendment to the Constitution of
- 6 the State of Iowa is hereby proposed.
- 7 Section two (2) of Article four (IV) of the Constitution of
- 8 the State of Iowa is hereby amended by adding the following
- 9 thereto:
- 10 "Beginning in the year one thousand nine hundred seventy-
- 11 four the governor shall be elected by the qualified electors
- 12 at the time and place of voting for members of the General
- 13 Assembly, and shall hold his office four years from the time
- 14 of his installation, or until his successor is elected and
- 15 qualifies."

1 Section three (3) of Article four (IV) of the Constitution
2 of the State of Iowa is hereby repealed and the following en-
3 acted in lieu thereof:

4 "Sec. 3. There shall be a Lieutenant Governor who shall
5 hold his office for the same term, and be elected at the same
6 time as the Governor. In voting for Governor and Lieutenant
7 Governor, the electors shall designate for whom they vote as
8 Governor, and for whom as Lieutenant Governor. The returns
9 of every election for Governor, and Lieutenant Governor, shall
10 be sealed up and transmitted to the seat of government of the
11 State, directed to the Speaker of the House of Representatives,
12 who shall open and publish them in the presence of both Houses
13 of the General Assembly."

14 Section fifteen (15) of Article four (IV) of the Constitu-
15 tion of the State of Iowa is hereby repealed and the following
16 enacted in lieu thereof:

17 "Sec. 15. The official term of the Governor, and Lieuten-
18 ant Governor, shall commence on the second Monday of January
19 next after their election, and continue until their successors
20 are elected and qualify. The Lieutenant Governor, while
21 acting as Governor, shall receive the same pay as provided
22 for Governor.

23 Section twenty-two (22) of Article four (IV) of the Consti-
24 tution of the State of Iowa is repealed and the following
25 adopted in lieu thereof:

26 "Sec. 22. A Secretary of State, an Auditor of State and
27 a Treasurer of State shall be elected by the qualified
28 electors at the same time that the governor is elected and
29 for a four-year term commencing on the first day of January
30 next after their election, and they shall perform such duties
31 as may be provided by law."

32 Sec. 2. The foregoing proposed amendments to the Consti-
33 tution of the State of Iowa are hereby referred to the General
34 Assembly to be chosen at the next general election for members
35 of the General Assembly, and the Secretary of State is di-

1 rected to cause the same to be published for three consecu-
 2 tive months previous to the date of said election as provided
 3 by law.

EXPLANATION OF HOUSE JOINT RESOLUTION 6

The constitutional amendment provides that the elected executive officials will be elected for four-year terms in non-presidential election years. The amendment is phrased so that the length of the terms of the elected executive officials remains two years until the year one thousand nine hundred and seventy-four and thereafter the length of the terms will be four years.

- 1 Amend House Joint Resolution 6 as follows:
- 2 1. Page one (1), line three (3), strike the word "executive"
- 3 and insert the word "state".
- 4 2. Page one (1), strike lines five (5) to fifteen (15),
- 5 inclusively, and insert the following:
- 6 Section 1. The following amendment to the Constitution of the
- 7 State of Iowa is proposed for the election and terms of state
- 8 officers beginning with the general election in the year nineteen
- 9 hundred seventy-four (1974):
- 10 Section two (2) of Article IV of the Constitution of the State
- 11 of Iowa is repealed and the following adopted in lieu thereof:
- 12 "Sec. 2. The Governor shall be elected by the qualified
- 13 electors at the time and place of voting for members of the
- 14 General Assembly, and shall hold his office for four years from
- 15 the time of his installation, and until his successor is elected
- 16 and qualifies."
- 17 3. Page two (2), lines two (2) and three (3), strike the word
- 18 "enacted" and insert the word "adopted".
- 19 4. Page two (2), line sixteen (16), strike the word "enacted"
- 20 and insert the word "adopted".
- 21 5. Page two (2), insert after line thirty-one (31), the
- 22 following:
- 23 Section twelve (12) of Article V of the Constitution of the
- 24 State of Iowa is repealed and the following adopted in lieu
- 25 thereof:
- 26 "Sec. 12. The General Assembly shall provide, by law, for the
- 27 election of an Attorney General by the people, whose term of
- 28 office shall be four years, and until his successor shall have
- 29 been elected and qualifies."

adopted
~~Sec~~
 4-3

Filed - *Adopted*
~~Sec 4-3~~
 March 19, 1969

COMMITTEE ON CONSTITUTIONAL
 AMENDMENTS AND REAPPORTIONMENT
 MAURICE VAN NOSTRAND, Chairman

1 Amend House Joint Resolution 6 as follows:
2 1. Page 2 by striking lines four (4) through thirteen
3 (13), inclusive, and inserting in lieu thereof the following:
4 "Sec. 3. There shall be a Lieutenant Governor who shall
5 hold his office for the same term, be of the same political
6 party affiliation, and be elected at the same time as the
7 Governor. The offices of Governor and Lieutenant Governor
8 shall be placed together on the ballot so that in voting
9 the electors shall
10 designate for whom they vote as Governor and Lieutenant
11 Governor by casting one vote jointly for both offices and
12 said vote shall thereafter be counted as a vote for each.
13 The returns of every election for Governor, and Lieutenant
14 Governor, shall be sealed up and transmitted to the seat
15 of government of the State, directed to the Speaker of the
16 House of Representatives, who shall open and publish them
17 in the presence of both Houses of the General Assembly."
18 2. Page 2, after line thirteen (13), by adding the fol-
19 lowing new paragraph:
20 "Section five (5) of Article four (IV) of the Constitu-
21 tion of the State of Iowa is hereby amended by striking
22 from line two (2) the words ", or Lieutenant Governor," and
23 inserting in lieu thereof the words "and Lieutenant Governor".

Filed - *Last 4-3*

April 2, 1969

JESSE of Polk

1 Amend the committee amendment to House Joint Resolution 6
2 by striking lines twenty-one (21) through twenty-nine (29),
3 inclusive.

Filed - *Last 4-3*

April 2, 1969

JOHNSTON of Johnson

1 Amend House Joint Resolution 6, page two (2), by striking
2 lines twenty-three (23) through thirty-one (31), inclusive.

Filed - *Withdrawn 4-3*

April 2, 1969

JESSE of Polk

1 Amend House Joint Resolution 6 as follows:
2 Amend page two (2), line twenty-two (22), by
3 striking the period and adding the following:
4 " ; and while presiding in the Senate, and between
5 sessions such compensation and expenses as provided
6 by law."

Filed - *Adopted 4-3*
April 2, 1969

GOODE of Appanoose-Davis

1 Amend the committee amendment to House Joint Resolution 6 by
2 adding thereto the following:
3 "Article IX of the Constitution of the State of Iowa is amended
4 by adding the following new section: 'Sec. 16. The General Assembly
5 shall provide, by law, for the election of a superintendent of
6 Public Instruction by the people, whose term of office shall be
7 four (4) years, and until his successor shall have been elected
8 and qualifies."

Filed and ruled out order
April 3, 1969

GANNON of Jasper

1 Amend House Joint Resolution 6, page 2, by inserting
2 after line thirty-one (31), the following:
3 "Article IV of the Constitution of the State of Iowa
4 is amended by adding the following new section:
5 "Section 23. The General Assembly shall provide
6 by law for the election of a Secretary of Agriculture by
7 the people, whose term of office shall be four years, and
8 until his successor shall have been elected and qualified."

Filed and ruled out order
April 3, 1969

SCHMEISER of Des Moines

April 3, 1969

*Sen. Constitution
4-7, Pass 1-13*

HOUSE JOINT RESOLUTION 6

(AS AMENDED AND PASSED BY THE HOUSE)

By SHAW, VAN NOSTRAND, VAN DRIE,
ELLSWORTH, FISHER of Greene,
ROORDA, FELTON, SORG, BERGMAN,
HANSEN of Black Hawk, VOORHEES,
STRAND, CAMPBELL, McINTYRE,
and WALTER

Passed House, Date 4-3-69 Passed Senate, Date 1-15-70

Vote: Ayes 78 Nays 41 Vote: Ayes 36 Nays 25
42

Approved

*Motion to reconsider 1-15
Clarke, Patgeter, Sullivan
Lost 1-21*

HOUSE JOINT RESOLUTION

1 A Joint Resolution proposing an amendment to the Constitution
2 of the State of Iowa relating to terms of office of
3 elected state officials.

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

5 Section 1. The following amendment to the Constitution
6 of the State of Iowa is proposed for the election and
7 terms of the state officers beginning with the general election
8 in the year nineteen hundred seventy-four (1974):

9 Section two (2) of Article four (IV) of the Constitution
10 of the State of Iowa is repealed and the following adopted
11 in lieu thereof:

12 "Sec. 2. The Governor shall be elected by the qualified
13 electors at the time and place of voting for members of the
14 General Assembly, and shall hold his office for four years
15 from the time of his installation, and until his successor
16 is elected and qualifies."

1 Section three (3) of Article four (IV) of the Constitution
2 of the State of Iowa is hereby repealed and the following adopt-
3 ed in lieu thereof:

4 "Sec. 3. There shall be a Lieutenant Governor who shall
5 hold his office for the same term, and be elected at the same
6 time as the Governor. In voting for Governor and Lieutenant
7 Governor, the electors shall designate for whom they vote as
8 Governor, and for whom as Lieutenant Governor. The returns
9 of every election for Governor, and Lieutenant Governor, shall
10 be sealed up and transmitted to the seat of government of the
11 State, directed to the Speaker of the House of Representatives,
12 who shall open and publish them in the presence of both Houses
13 of the General Assembly."

14 Section fifteen (15) of Article four (IV) of the Constitu-
15 tion of the State of Iowa is hereby repealed and the following
16 adopted in lieu thereof:

17 "Sec. 15. The official term of the Governor, and Lieuten-
18 ant Governor, shall commence on the second Monday of January
19 next after their election, and continue until their successors
20 are elected and qualify. The Lieutenant Governor, while
21 acting as Governor, shall receive the same compensation as provided
22 for Governor; and while presiding in the senate, and between
23 sessions such compensation and expenses as provided by law."

24 Section twenty-two (22) of Article four (IV) of the Consti-
25 tution of the State of Iowa is repealed and the following
26 adopted in lieu thereof:

27 "Sec. 22. A Secretary of State, an Auditor of State and
28 a Treasurer of State shall be elected by the qualified
29 electors at the same time that the governor is elected and
30 for a four-year term commencing on the first day of January
31 next after their election, and they shall perform such duties
32 as may be provided by law."

33 Section twelve (12) of Article five (V) of the
34 Constitution of the State of Iowa is repealed and the
35 following adopted in lieu thereof:

- 1 "Sec. 12. The General Assembly shall provide, by law,
2 for the election of an Attorney General by the people,
3 whose term of office shall be four years, and until his
4 successor is elected and qualifies."
5 Sec. 2. The foregoing proposed amendments to the Consti-
6 tution of the State of Iowa are hereby referred to the General
7 Assembly to be chosen at the next general election for members
8 of the General Assembly, and the Secretary of State is di-
9 rected to cause the same to be published for three consecu-
10 tive months previous to the date of said election as provided
11 by law.

EXPLANATION OF HOUSE JOINT RESOLUTION 6

The constitutional amendment provides that the elected executive officials will be elected for four-year terms in non-presidential election years. The amendment is phrased so that the length of the terms of the elected executive officials remain two years until the year one thousand nine hundred and seventy-four and thereafter the length of the terms will be four years.

- 1 Amend House Joint Resolution 6 as follows:
2 1. Amend page 2, line 25, by striking the words "and the
3 following" and by striking lines 26 through 32.
4 2. Amend page 2, line 34, by striking the words "and the"
5 and by striking line 35.
6 3. Further amend House Joint Resolution 6, page 3, by
7 striking lines 1, 2, 3 and 4.

Filed - *Last 1-15*
January 14, 1970

By SHIRLEY and DODERER

- 1 Amend House Joint Resolution 6 as follows:
2 Amend House Joint Resolution 6, page 3, line 2, by
3 adding after the word "election" the words "or appointment" and by
4 striking the words "by the people" in line 2 of page 3, thereof.

Filed - *Last 1-15*
January 14, 1970

By SHIRLEY and DODERER

1 Amend House Joint Resolution 6 as follows:

- 2 1. By striking from page two (2), lines twenty-four (24)
3 through thirty-two (32), inclusive. 1-13-70 CONKLIN
4 2. By inserting the following:
5 the following:
6 "Sec. 2. The following amendment to the Constitution of the
7 State of Iowa is proposed for the election and terms of the
8 state officers beginning with the general election in the year
9 nineteen hundred seventy-six:
10 Section twenty-two (22) of Article four (IV) of the Consti-
11 tution of the State of Iowa is repealed and the following adopted
12 in lieu thereof:
13 Sec. 22. A Secretary of State, an Auditor of State, and a
14 Treasurer of State shall be elected by the qualified electors
15 at the same time that members of the general assembly are elected
16 and for a four-year term commencing on the first day of January
17 next after their election, and they shall perform such duties as
18 may be provided by law."
19 3. By striking from page three (3), line five (5), the figure
20 "2" and inserting in lieu thereof the figure "3".

Filed - *Just 1-15*
January 13, 1970

By CONKLIN

1 Amend the Lucken amendment filed January 14, 1970, to
2 House Joint Resolution 6 as follows:

- 3 1. Amend line 6, by inserting after the word "proposed"
4 the following: ", and shall be submitted separately to the
5 electorate". *Filed + ADOPTED 1-15-70 BY LUCKEN*
6 2. By inserting after line 123 the following:
7 "Sec. 2. The General Assembly shall provide by statute
8 for the uninterrupted continuation of the duties and functions
9 of the offices and departments affected by Amendment four (4)
10 and Amendment five (5) of this resolution."
11 3. Amend line 124, by striking the numeral "2" and inserting
12 in lieu thereof "3".
13 4. Amend line 117 by striking "thirteen (13)" and inserting
14 in lieu thereof "twelve (12)".

Filed and adopted
January 15, 1970

By LUCKEN

Motion to reconsider filed 1-16

- 1 Amend House Joint Resolution 6 as follows:
2 Amend the Conklin amendment by striking everything after
3 the word "repealed" in line 11 and by striking lines 12 through
4 18.

Filed and lost
January 15, 1970

By SHIRLEY

HOUSE JOINT RESOLUTION 6

1 Amend House Joint Resolution 6, as amended and passed by the
2 House, as follows:

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

5 "Section 1. The following amendments to the Constitution
6 of the State of Iowa are hereby proposed.

7 Amendment 1. Effective June first of the year one thousand
8 nine hundred seventy-four, section two (2) of Article four
9 (IV) of the Constitution of the State of Iowa is hereby re-
10 pealed and the following adopted in lieu thereof:

11 'Beginning in the year one thousand nine hundred seventy-
12 four, the Governor and Lieutenant Governor shall be elected
13 jointly and one vote shall be cast by the qualified electors
14 in the general election for both in such manner as shall be
15 provided by law. Nominations for Lieutenant Governor shall
16 be made by some method other than a direct vote of the elec-
17 torate as shall be provided by law.'

18 Effective June first of the year one thousand nine hundred
19 seventy-four, section three (3) of Article four (IV) of the
20 Constitution of the State of Iowa is hereby repealed and the
21 following adopted in lieu thereof:

22 'Sec. 3. The returns of every election for Governor and
23 Lieutenant Governor shall be sealed and transmitted to the
24 seat of government of the state, directed to the Speaker of
25 the House of Representatives who shall open and publish them
26 in the presence of both Houses of the General Assembly.'

27 Effective June first of the year one thousand nine hundred
28 seventy-four, section four (4) of Article four (IV) of the
29 Constitution of the State of Iowa, including the amendment
30 thereto adopted in the year nineteen hundred fifty-two, is
31 hereby repealed and the following adopted in lieu thereof:

32 'Sec. 4. The two persons of one pair of candidates having
33 the highest number of votes for Governor and Lieutenant Gover-
34 nor shall be declared duly elected. In case two or more pairs
35 of two candidates shall have an equal and the highest number
36 of votes for Governor and Lieutenant Governor, the General
37 Assembly, shall by joint vote forthwith proceed to elect one
38 of said pair of two persons as Governor and Lieutenant Gover-
39 nor.

40 If, upon the completion of the canvass of votes for Gover-
41 nor and Lieutenant Governor by the General Assembly, it shall
42 appear that the person who received the highest number of
43 votes for Governor has since died, resigned, is unable to
44 qualify, fails to qualify, or for any other reason is unable
45 to assume the duties of the office of Governor for the ensu-
46 ing term, the powers and duties of the office shall devolve
47 upon the person who received the highest number of votes for
48 Lieutenant Governor until the disability is removed, and upon
49 inauguration, he shall assume the powers and duties of Gover-
50 nor.'

Senate 5

51 Effective June first of the year nineteen hundred seventy-
52 four, section five (5) of Article four (IV) of the Constitu-
53 tion of the State of Iowa is hereby repealed and the follow-
54 ing adopted in lieu thereof:

55 'Sec. 5. Contested elections for Governor and Lieutenant
56 Governor shall be determined by the General Assembly as pro-
57 vided by law.'

58 Amendment 2. Effective June first of the year nineteen
59 hundred seventy-four, section fifteen (15) of Article four
60 (IV) of the Constitution of the State of Iowa is hereby re-
61 pealed and the following adopted in lieu thereof:

62 'Sec. 15. The official term of the Governor and the Lieu-
63 tenant Governor shall commence on the second Monday of January
64 next after their election. The Governor and Lieutenant Gover-
65 nor shall hold their office for four years from the second
66 Monday in January after election and until their successors
67 are elected and qualified. The Lieutenant Governor, while
68 acting as Governor, shall receive the same pay as provided
69 for Governor. The compensation and allowances for expenses
70 for the office of Lieutenant Governor shall be otherwise
71 fixed by law.'

72 Amendment 3. Effective June first of the year nineteen
73 hundred seventy-four, section eighteen (18) of Article four
74 (IV) of the Constitution of the State of Iowa is hereby re-
75 pealed and the following adopted in lieu thereof:

76 'The person elected Lieutenant Governor shall serve as the
77 Governor's principal executive assistant and his duties shall
78 be prescribed by the Governor.'

79 Effective June first of the year nineteen hundred seventy-
80 four, the amendment adopted in the year one thousand nine
81 hundred fifty-two to section nineteen (19) of Article four
82 (IV) of the Constitution of the State of Iowa is hereby re-
83 pealed and the following adopted in lieu thereof:

84 'If there be a vacancy in the office of Governor, and the
85 Lieutenant Governor shall by reason of death, impeachment,
86 resignation, removal from office, or other disability become
87 incapable of performing the duties pertaining to the office
88 of Governor, the President of the Senate shall act as Gover-
89 nor until the vacancy is filled or the disability removed;
90 and if the President of the Senate, for any of the above
91 causes, shall be incapable of performing the duties pertain-
92 ing to the office of Governor, the same shall devolve upon
93 the Speaker of the House of Representatives; and if the
94 Speaker of the House of Representatives, for any of the above
95 causes, shall be incapable of performing the duties of the
96 office of Governor, the Justices of the Supreme Court shall
97 convene the General Assembly by proclamation and the General
98 Assembly shall organize by the election of a President by
99 the Senate and a Speaker by the House of Representatives.
100 The General Assembly shall thereupon immediately proceed to
101 the election of a Governor and Lieutenant Governor in joint
102 convention.'

Senate 6

103 Effective June first of the year nineteen hundred seventy-
104 four, section (7) of Article three (III) of the Con-
105 stitution of the State of Iowa is hereby amended by adding
106 the following thereto:

107 'The Senate shall choose one of its members to preside
108 over the Senate. The presiding officer so chosen shall be
109 designated President of the Senate. The term of office of
110 the President of the Senate and the procedure for choosing
111 such officer shall be fixed by the rules of the Senate.'

112 Amendment 4. Effective June first of the year nineteen
113 hundred seventy-four, section twenty-two (22) of Article
114 four (IV) of the Constitution of the State of Iowa is hereby
115 repealed.

116 Amendment 5. Effective June first of the year nineteen
117 hundred seventy-four, section thirteen (13) of Article five
118 (V) of the Constitution of the State of Iowa is hereby repealed
119 and the following adopted in lieu thereof:

120 'The General Assembly shall provide, by law, for the elec-
121 tion of an Attorney General by the people, whose term of of-
122 fice shall be four years, and until his successor shall have
123 been elected and qualified.'

124 Sec. 2. The foregoing proposed amendments to the Consti-
125 tution of the State of Iowa are hereby referred to the General
126 Assembly to be chosen at the next general election for members
127 of the General Assembly and the Secretary of State is directed
128 to cause the same to be published for three consecutive months
129 previous to the date of said election as provided by law."

130 2. Page 1, by striking the title and inserting in lieu
131 thereof the following:

132 "A Joint Resolution proposing amendments to the Constitution
133 of the State of Iowa relating to the office of the Governor
134 and Lieutenant Governor and other constitutional state offices,
135 and providing for the Senate to elect a presiding officer."

Filed - Lost 1-15-

January 14, 1970

Motion to reconsider filed 1-16

By LUCKEN

1 Amend the Lucken amendment to House Joint Resolution 6, as
2 amended and passed by the House, filed January 14 and found on
3 pages 96 through 99 of the Journal of the Senate, as follows:

4 By striking line 115 and inserting in lieu thereof the
5 following:

6 "repealed and the following adopted in lieu thereof:

7 Sec. 22. A Secretary of State and a Treasurer of State
8 shall be elected by the qualified electors at the same time
9 that the governor is elected and for a four year term commen-
10 cing on the first day of January next after their election, and
11 they shall perform such duties as may be provided by law. An
12 Auditor of State shall be appointed by the General Assembly
13 within thirty (30) days of convening of the first session of
14 each regular session of the General Assembly in such manner as
15 prescribed by law. The Auditor of State shall perform such
16 duties as may be prescribed by law."

Filed

January 19, 1970

By GAUDINEER

1 Amend the Lucken amendment to House Joint Resolution 6, as
2 amended and passed by the House, filed January 14 and found on
3 pages 96 through 99 of the Journal of the Senate, as follows:

4 By striking line 115 and inserting in lieu thereof the
5 following:

6 "repealed and the following adopted in lieu thereof:

7 Sec. 22. A Secretary of State, an Auditor of State and
8 a Treasurer of State shall be elected by the qualified electors
9 at the same time that the governor is elected and for a four-
10 year term commencing on the first day of January next after
11 their election, and they shall perform such duties as may
12 be provided by law."

Filed

January 19, 1970

By CLARKE and LUCKEN