

Report 2/19

MAR 5 1982

HOUSE FILE 2431

Place On Calendar

BY COMMITTEE ON STATE GOVERNMENT

(Formerly House File 2125)

Passed House, Date 3-17-82 Passed Senate, Date _____
Vote: Ayes 92 Nays 2 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act revising deadlines for drawing election precincts,
2 wards, and supervisor districts.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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2431

1 Section 1. Section 49.7, Code 1981, is amended to read
2 as follows:

3 49.7 WHEN REPRECINCTING REQUIRED. Each county board of
4 supervisors and city council shall make any changes in precinct
5 boundaries necessary to comply with sections 49.3, 49.4 and
6 49.5 not earlier than July 1 nor later than ~~December-31~~
7 November 15 of the year immediately following each year in
8 which the federal decennial census is taken, unless the general
9 assembly by joint resolution establishes different dates for
10 compliance with these sections. Any or all of the publications
11 required by section 49.11 may be made after ~~December-31~~
12 November 15 if necessary. Each county board and city council
13 shall notify the state commissioner and the commissioner
14 whenever the boundaries of election precincts are changed
15 and shall provide a map delineating the new boundary lines.
16 Upon failure of ~~any a~~ county board or city council to make
17 the required changes by the dates ~~established~~ specified by
18 ~~or-pursuant-to~~ this section, the state commissioner shall
19 make or cause to be made the necessary changes as soon as
20 possible, and shall assess to the county or city, as the case
21 may be, the expenses incurred in so doing. The state
22 commissioner may request the services of personnel of and
23 materials available to the legislative service bureau to
24 assist ~~him~~ the state commissioner in making any required
25 changes in election precinct boundaries which become ~~his~~ the
26 state commissioner's responsibility.

27 Sec. 2. Section 331.203, subsection 2, paragraph b, Code
28 1981 Supplement, is amended to read as follows:

29 b. If plan "two" or plan "three" as defined in section
30 331.206 is in effect, the board shall divide the county into
31 five equal-population districts by ~~November-1~~ December 15
32 of the year preceding the year of the next general election
33 and at that general election, five board members shall be
34 elected, two for initial terms of two years and three for
35 four-year terms. The terms of the three incumbent supervisors

1 shall expire on the date that the five-member board becomes
2 effective.

3 Sec. 3. Section 331.204, subsection 3, Code 1981
4 Supplement, is amended to read as follows:

5 3. At the next general election following the one at which
6 the proposition to reduce the membership of the board to three
7 is approved, the membership of the board shall be elected
8 according to the supervisor representation plan in effect
9 in the county. If the supervisor representation plan includes
10 equal-population districts, the district shall be designated
11 by ~~November-1~~ December 15 of the year preceding the year of
12 the next general election. One member of the board shall
13 be elected to a two-year term and the remaining two members
14 shall be elected to four-year terms. The length of the term
15 for which a person is a candidate and the date when the term
16 begins shall be indicated on the ballot.

17 Sec. 4. Section 331.209, subsections 1 and 3, Code 1981
18 Supplement, are amended to read as follows:

19 1. Before ~~November-1~~ December 15 of the nonelection year
20 following each federal decennial census the board shall divide
21 the county into a number of supervisor districts corresponding
22 to the number of supervisors in the county. However, if the
23 plan is selected pursuant to section 331.207, the board shall
24 divide the county before March 15 of the election year. The
25 supervisor districts shall be drawn, to the extent applicable,
26 in compliance with the redistricting standards provided for
27 legislative and congressional districts in section 42.4.
28 If more than one incumbent supervisor resides in the same
29 supervisor district after the districts have been redrawn
30 following the federal decennial census, the terms of office
31 of those supervisors shall expire on the second day of January
32 that is not a Sunday or a holiday following the next general
33 election.

34 3. The board may redesignate supervisor districts only
35 once in two years. If the board redesignates districts, the

1 redesignation must be completed and available to the public
2 by ~~November-1~~ December 15 of the year before the election
3 to be applicable in that election year. This subsection does
4 not lengthen or diminish the term of office of a member of
5 the board as a result of the redesignation and districts shall
6 not be redesignated except in compliance with this section.

7 EXPLANATION

8 Under current law, boards of supervisors which have resident
9 election districts are required to redraw the districts by
10 November 1 prior to the general election. They are required
11 to use the election precincts established by the counties
12 and cities in drawing these districts, but the precincts do
13 not have to be drawn by the municipalities until December
14 31. This bill requires election precincts and wards to be
15 drawn by November 15 preceding the general election, and
16 allows the boards of supervisors until December 15 to draw
17 their director districts. This bill takes effect July 1
18 following its enactment.

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House State Govt 3/22/82 (p. 918) Passed 3/25 (p. 918)

HOUSE FILE 2431

State Government
Schwengels, Chair
Lura
Slater

HOUSE FILE 2431

BY COMMITTEE ON STATE GOVERNMENT

(As Amended and Passed by the House)

Passed House, Date 3-17-82 (p. 858) Passed Senate, Date 4-5-82 (p. 1035)

Vote: Ayes 94 Nays 0 Vote: Ayes 41 Nays 0

Approved April 19, 1982

A BILL FOR

1 An Act revising deadlines for drawing election precincts,
2 wards, and supervisor districts and requiring maps of
3 supervisor districts to be filed with the state
4 commissioner of elections.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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House Amendments _____

2431

1 Section 1. Section 49.7, Code 1981, is amended to read
2 as follows:

3 49.7 WHEN REPRECINCTING REQUIRED. Each county board of
4 supervisors and city council shall make any changes in precinct
5 boundaries necessary to comply with sections 49.3, 49.4 and
6 49.5 not earlier than July 1 nor later than ~~December-31~~
7 November 15 of the year immediately following each year in
8 which the federal decennial census is taken, unless the general
9 assembly by joint resolution establishes different dates for
10 compliance with these sections. Any or all of the publications
11 required by section 49.11 may be made after ~~December-31~~
12 November 15 if necessary. Each county board and city council
13 shall notify the state commissioner and the commissioner
14 whenever the boundaries of election precincts are changed
15 and shall provide a map delineating the new boundary lines.
16 Upon failure of any a county board or city council to make
17 the required changes by the dates ~~established~~ specified by
18 ~~or-pursuant-to~~ this section, the state commissioner shall
19 make or cause to be made the necessary changes as soon as
20 possible, and shall assess to the county or city, as the case
21 may be, the expenses incurred in so doing. The state
22 commissioner may request the services of personnel of and
23 materials available to the legislative service bureau to
24 assist ~~him~~ the state commissioner in making any required
25 changes in election precinct boundaries which become ~~his~~ the
26 state commissioner's responsibility.

27 Sec. 2. Section 331.203, subsection 2, paragraph b, Code
28 1981 Supplement, is amended to read as follows:

29 b. If plan "two" or plan "three" as defined in section
30 331.206 is in effect, the board shall divide the county into
31 five equal-population districts by ~~November-1~~ December 15
32 of the year preceding the year of the next general election
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9 in the county. If the supervisor representation plan includes
10 equal-population districts, the district shall be designated
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24 divide the county before March 15 of the election year. The
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26 in compliance with the redistricting standards provided for
27 legislative and congressional districts in section 42.4.
28 If more than one incumbent supervisor resides in the same
29 supervisor district after the districts have been redrawn
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33 next general election.

34 3. The board may redesignate supervisor districts only
35 once in two years. If the board redesignates districts, the

1 redesignation must be completed and available to the public
2 by ~~November~~ December 15 of the year before the election
3 to be applicable in that election year. This subsection does
4 not lengthen or diminish the term of office of a member of
5 the board as a result of the redesignation and districts shall
6 not be redesignated except in compliance with this section.

7 Sec. 5. Section 331.209, Code 1981 Supplement, is amended
8 by adding the following new subsection:

9 NEW SUBSECTION. Each county board shall notify the state
10 commissioner whenever the boundaries of supervisor districts
11 are changed and shall provide a map delineating the new
12 boundary lines. Upon failure of a county board to make the
13 required changes by the dates specified by this section, the
14 state commissioner shall make or cause to be made the necessary
15 changes as soon as possible, and shall assess to the county
16 the expenses incurred in so doing. The state commissioner
17 may request the services of personnel and materials available
18 to the legislative service bureau to assist the state
19 commissioner in making any required changes in supervisor
20 district boundaries which become the state commissioner's
21 responsibility.

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HOUSE FILE 2431

H-5369

- 1 Amend House File 2431 as follows:
- 2 1. Page 2, line 31, by striking the word "second"
- 3 and inserting in lieu thereof the words "~~second~~ first".

H-5369 FILED MARCH 10, 1982 BY SWEARINGEN of Keokuk

HOUSE FILE 2431

H-5411

- 1 Amend House File 2431 as follows:
- 2 1. Page 3, by inserting after line 6 the following:
- 3 "Sec. Section 331.209, Code 1981 Supplement,
- 4 is amended by adding the following new subsection:
- 5 NEW SUBSECTION. Each county board shall notify
- 6 the state commissioner whenever the boundaries of
- 7 supervisor districts are changed and shall provide
- 8 a map delineating the new boundary lines. Upon failure
- 9 of a county board to make the required changes by
- 10 the dates specified by this section, the state
- 11 commissioner shall make or cause to be made the
- 12 necessary changes as soon as possible, and shall
- 13 assess to the county the expenses incurred in so
- 14 doing. The state commissioner may request the services
- 15 of personnel and materials available to the legislative
- 16 service bureau to assist the state commissioner in
- 17 making any required changes in supervisor district
- 18 boundaries which become the state commissioner's
- 19 responsibility."
- 20 2. Amend the title, line 2, by inserting after
- 21 the word "districts" the words "and requiring maps
- 22 of supervisor districts to be filed with the state
- 23 commissioner of elections".
- 24 3. Renumber as necessary.

H-5411 FILED MARCH 12, 1982 BY SWEARINGEN of Keokuk