

Senate Joint Resolution 6

State Government: Hanson of Delaware, Chair: Clark of Cerro Gordo, Carpenter, Lloyd-Jones and Doderer.

*Amend from 5016 of S's Passed  
1/25/81 (p. 160)*

FILED FEB 10 1981

SENATE JOINT RESOLUTION 6

BY COMMITTEE ON STATE GOVERNMENT

*Approved 2/3 (p. 233)*

Passed Senate, Date 2-16-81 (p. 474) Passed House, Date 2-3-82 (p. 234)

Vote: Ayes 37 Nays 9 Vote: Ayes 92 Nays 6

Approved \_\_\_\_\_

*Repassed Senate  
amended by S-5068  
2-10-82 (p. 256)  
38-11*

**SENATE JOINT RESOLUTION**

1 A Joint Resolution proposing an amendment to the Constitution  
2 of the State of Iowa to allow the legislature to void a  
3 rule of a state agency by concurrent resolution.

4 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HOUSE AMENDMENT TO SENATE JOINT RESOLUTION 6

S-5068

1 Amend Senate Joint Resolution 6, as passed by the  
2 Senate, as follows:

3 1. Page 1, by striking lines 6 through 8 and  
4 inserting in lieu thereof the following:

5 "NEW SECTION. The general assembly may nullify  
6 an adopted administrative rule of a state agency by  
7 the passage of a resolution by a majority of all of  
8 the members of each house of the general assembly."

S-5068 FILED  
FEBRUARY 5, 1982

RECEIVED FROM THE HOUSE

*Senate concurred 2/10 (p. 357)*

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1 Section 1. The following amendment to the Constitution  
2 of the State of Iowa is proposed:

3 Article III, Legislative Department, Constitution of the  
4 State of Iowa, is amended by adding the following new sec-  
5 tion:

6 NEW SECTION. The general assembly may void an  
7 administrative rule of a state agency by the passage of a  
8 resolution by both the house of representatives and the senate.

9 Sec. 2. The foregoing proposed amendment to the  
10 Constitution of the State of Iowa is referred to the general  
11 assembly to be chosen at the next general election for members  
12 of the general assembly and the secretary of state is directed  
13 to cause it to be published for three consecutive months  
14 previous to the date of that election as provided by law.

15 EXPLANATION

16 This joint resolution proposes an amendment to the  
17 Constitution which would allow the general assembly to void  
18 an administrative rule by a concurrent resolution.

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SENATE JOINT RESOLUTION 6

H-5016

1 Amend Senate Joint Resolution 6, as passed by the  
2 Senate, as follows:

3 1. Page 1, by striking lines 6 through 8 and  
4 inserting in lieu thereof the following:

<sup>5048</sup>  
<sup>5049</sup> 5 "NEW SECTION. The general assembly may nullify  
6 an adopted administrative rule of a state agency by  
7 the passage of a resolution by two-thirds of the  
8 members of each house of the general assembly. The  
9 general assembly may require reconsideration of a  
10 proposed administrative rule of a state agency by  
11 the passage of a resolution approved by a majority  
12 of the members of each house of the general assembly."

H-5016 FILED

JANUARY 25, 1982

BY COMMITTEE ON STATE GOVERNMENT  
Swearingen, Chair

*Adopted as amended by  
5048 A + 5049 2/3 (p. 235)*

SENATE JOINT RESOLUTION 6

H-5048

1 Amend amendment H-5016, to Senate Joint Resolution  
2 6 as passed by the Senate, as follows:

3 1. Page 1, line 7, by striking the words "two-  
A 4 thirds" and inserting in lieu thereof the words "a  
5 majority of all".

B 6 2. Page 1, line 12, by inserting after the word  
7 "members" the word "voting".

H-5048 FILED

FEBRUARY 3, 1982

A-ADOPTED (p. 232)

B-WITHDRAWN

BY WELDEN of Hardin  
HUMMEL of Benton  
HANSON of Delaware

SENATE JOINT RESOLUTION 6

H-5049

1 Amend amendment H-5016 to Senate Joint  
2 Resolution 6 as follows:

3 1. Page 1, by striking lines 8 through 12  
4 and inserting in lieu thereof the following:  
5 "members of each house of the general assembly."

BY DODERER of Johnson  
SCHROEDER of Pottawattamie  
WELDEN of Hardin  
HANSON of Delaware  
CONNORS of Polk

H-5049 FILED

FEBRUARY 3, 1982

ADOPTED (p. 235)

of the general assembly and the secretary of state is directed to cause it to be published for three consecutive months previous to the date of that election as provided by law.

SENATE JOINT RESOLUTION 6

A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF IOWA TO ALLOW THE LEGISLATURE TO VOID A RULE OF A STATE AGENCY BY CONCURRENT RESOLUTION.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. The following amendment to the Constitution of the State of Iowa is proposed:

Article III, Legislative Department, Constitution of the State of Iowa, is amended by adding the following new section:

NEW SECTION. The general assembly may nullify an adopted administrative rule of a state agency by the passage of a resolution by a majority of all of the members of each house of the general assembly.

Sec. 2. The foregoing proposed amendment to the Constitution of the State of Iowa is referred to the general assembly to be chosen at the next general election for members

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TERRY E. BRANSTAD  
President of the Senate

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DELWYN STROMER  
Speaker of the House

I hereby certify that this resolution originated in the Senate and is known as Senate Joint Resolution 6, Sixty-ninth General Assembly.

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K. MARIE THAYER  
Secretary of the Senate