

Local Government: Buhr, Chair; Beatty and Renken.

*Do Pass* MAR 8 1985

*Sen.* LOCAL GOVERNMENT *3/28/85*  
*Do Pass 4/11 (s. 1224)*  
House File 537

HOUSE FILE 537

BY SHERZAN, BUHR, CONNORS,  
RENAUD, HAVERLAND, CARPENTER,  
METCALF, BRAMMER, RENKEN,  
and O'KANE

LOCAL GOVERNMENT: Wells, Chair; Hall and Lind

Passed House, Date 3-26-85 (j. 1071) Passed Senate, Date 4-16-85 (j. 1410)  
Vote: Ayes 92 Nays 7 Vote: Ayes 45 Nays 2  
Approved May 14, 1985

### A BILL FOR

1 An Act relating to special elections to fill vacancies in  
2 city councils.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
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HF 537

1 Section 1. Section 372.13, subsection 2, paragraph b, Code  
2 1985, is amended to read as follows:

3 b. By a special election held to fill the office for the  
4 remaining balance of the unexpired term. If the council opts  
5 for a special election or a valid petition is filed under  
6 paragraph "a", the special election may be held concurrently  
7 with any pending election as provided by section 69.12 if by  
8 so doing the vacancy will be filled not more than ninety days  
9 after it occurs. Otherwise, a special election to fill the  
10 office shall be called at the earliest practicable date. If  
11 there are concurrent vacancies on the council and the  
12 remaining council members do not constitute a quorum of the  
13 full membership, a special election shall be called at the  
14 earliest practicable date. ~~A special election held under this~~  
15 ~~subsection is subject to neither a primary election nor~~  
16 ~~runoff, even if such an election is required when the office~~  
17 ~~in question is filled at a regular city election, and the~~  
18 ~~candidate receiving a plurality of the vote is elected. A~~  
19 special election held under this subsection is subject to  
20 sections 376.4 through 376.11, but the dates for actions in  
21 relation to the special election shall be calculated with  
22 regard to the date for which the special election is called.

23 EXPLANATION

24 This bill provides that a special election to fill a  
25 vacancy on a city council is subject to the provisions  
26 regarding the holding of primaries and runoff elections.

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relation to the special election shall be calculated with regard to the date for which the special election is called.

HOUSE FILE 537

AN ACT  
RELATING TO SPECIAL ELECTIONS TO FILL VACANCIES IN CITY  
COUNCILS.

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

Section 1. Section 372.13, subsection 2, paragraph b, Code 1985, is amended to read as follows:

b. By a special election held to fill the office for the remaining balance of the unexpired term. If the council opts for a special election or a valid petition is filed under paragraph "a", the special election may be held concurrently with any pending election as provided by section 69.12 if by so doing the vacancy will be filled not more than ninety days after it occurs. Otherwise, a special election to fill the office shall be called at the earliest practicable date. If there are concurrent vacancies on the council and the remaining council members do not constitute a quorum of the full membership, a special election shall be called at the earliest practicable date. ~~A special election held under this subsection is subject to neither a primary election nor runoff, even if such an election is required when the office in question is filled at a regular city election, and the candidate receiving a plurality of the vote is elected. A special election held under this subsection is subject to sections 376.4 through 376.11, but the dates for actions in~~

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DONALD D. AVENSON  
Speaker of the House

\_\_\_\_\_  
ROBERT T. ANDERSON  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 537, Seventy-first General Assembly.

\_\_\_\_\_  
JOSEPH O'HERN  
Chief Clerk of the House

Approved May 14, 1985

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TERRY E. BRANSTAD  
Governor