

State Government: Running. Chair: Halvorson of Webster and Hanson of Delaware.

FILED JAN 12 1988

SENATE FILE 2031
BY COMMITTEE ON STATE
GOVERNMENT *approved 1/12/88*

Passed Senate, Date 1-14-88 (p. 26) Passed House, Date 1/27/88
Vote: Ayes 41 Nays 8 Vote: Ayes 74 Nays 15
Approved Feb. 3, 1988

A BILL FOR

1 An Act relating to the reporting of results of the precinct
2 caucuses, providing a penalty, and providing an effective
3 date.

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

SENATE FILE 2031

S-5002

- 1 Amend Senate File 2031 as follows:
- 2 1. Page 1, line 26, by striking the words
- 3 "provides incomplete information" and inserting the
- 4 following: "omits information required to be reported
- 5 under section 43.4".
- 6 2. Renumber sections and correct internal
- 7 references as necessary in accordance with this
- 8 amendment.

S-5002

Filed January 14, 1988 Adopted BY DONALD V. DOYLE

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1 Section 1. Section 43.4, unnumbered paragraph 2, Code
2 1987, is amended to read as follows:

3 There shall be selected among those present at a precinct
4 caucus a chairperson and a secretary who shall forthwith
5 certify to the county central committee and the county
6 commissioner the names of those elected as party committee
7 members and delegates to the county convention. When the
8 rules of a political party require the selection and reporting
9 of delegates selected as part of the presidential nominating
10 process, or the rules of a political party require the tabu-
11 lation and reporting of the number of persons attending the
12 caucus favoring each presidential candidate, it is the duty of
13 a person designated as provided by the rules of that political
14 party to report the results of the precinct caucus as directed
15 by the state central committee of that political party.

16 Sec. 2. Section 43.119, Code 1987, is amended by adding
17 the following new unnumbered paragraph:

18 NEW UNNUMBERED PARAGRAPH. Any person who is designated
19 pursuant to section 43.4 to report the results of a precinct
20 caucus as it relates to the selection and reporting of dele-
21 gates selected as part of the presidential nominating process
22 or who is designated pursuant to section 43.4 to tabulate and
23 report the number of persons attending the caucus favoring
24 each presidential candidate who willfully fails to perform
25 those duties, willfully falsifies the information, or
26 willfully provides incomplete information commits a simple
27 misdemeanor.

28 Sec. 3. EFFECTIVE DATE. This Act, being deemed of
29 immediate importance, takes effect upon enactment.

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EXPLANATION

31 This bill relates to the reporting of results of the
32 precinct caucuses. A person designated as provided by the
33 rules of the political party to report the results must follow
34 the directives of the state central committee, and failure to
35 do so is a simple misdemeanor. The bill takes effect upon

1 enactment.

SUCCESSOR TO SSB 2021 (LSB 7680S)

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House File 14178
Approved for 2001 - No. 14178 (197)

FILED JAN 14 1988

SENATE FILE 2031
BY COMMITTEE ON STATE
GOVERNMENT

(AS AMENDED AND PASSED BY THE SENATE JANUARY 14, 1987)

~~_____~~ - New Language by the Senate

Passed Senate, Date 1-28-88 (p. 205) Passed House, Date 1/27/88
Vote: Ayes 46 Nays 0 Vote: Ayes 74 Nays 15
Approved February 3, 1988

A BILL FOR

- 1 An Act relating to the reporting of results of the precinct
- 2 caucuses, providing a penalty, and providing an effective
- 3 date.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE AMENDMENT TO
SENATE FILE 2031

S-5023

1 Amend Senate File 2031, as amended, passed, and re-

2 printed by the Senate, as follows:

3 1. Page 1, line 15, by inserting after the word

4 "party." the following: "When the person designated

5 to report the results of the precinct caucus reports

6 the results, representatives of each candidate may, if

7 they so choose, accompany the person as the results

8 are being reported to assure that an accurate report

9 of the proceedings is reported. If ballots are used

10 at the precinct caucus, representatives of each

11 candidate or other persons attending the precinct

12 caucus may observe the tabulation of the results of

13 the balloting."

S-5023

Filed January 27, 1988

RECEIVED FROM THE HOUSE

Senate concurred 1/28 (p. 205)

SF 2031

bk/cc/26

1 Section 1. Section 43.4, unnumbered paragraph 2, Code
2 1987, is amended to read as follows:

3 There shall be selected among those present at a precinct
4 caucus a chairperson and a secretary who shall forthwith
5 certify to the county central committee and the county
6 commissioner the names of those elected as party committee
7 members and delegates to the county convention. When the
8 rules of a political party require the selection and reporting
9 of delegates selected as part of the presidential nominating
10 process, or the rules of a political party require the tabu-
11 lation and reporting of the number of persons attending the
12 caucus favoring each presidential candidate, it is the duty of
13 a person designated as provided by the rules of that political
14 party to report the results of the precinct caucus as directed
15 by the state central committee of that political party.

16 Sec. 2. Section 43.119, Code 1987, is amended by adding
17 the following new unnumbered paragraph:

18 NEW UNNUMBERED PARAGRAPH. Any person who is designated
19 pursuant to section 43.4 to report the results of a precinct
20 caucus as it relates to the selection and reporting of dele-
21 gates selected as part of the presidential nominating process
22 or who is designated pursuant to section 43.4 to tabulate and
23 report the number of persons attending the caucus favoring
24 each presidential candidate who willfully fails to perform
25 those duties, willfully falsifies the information, or
26 willfully omits information required to be reported under
27 section 43.4 commits a simple misdemeanor.

28 Sec. 3. EFFECTIVE DATE. This Act, being deemed of
29 immediate importance, takes effect upon enactment.

30 SUCCESSOR TO SSB 2021 (LSB 7680S)

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SENATE FILE 2031

H-5004

1 Amend Senate File 2031, as amended, passed, and re-
2 printed by the Senate, as follows:

3 1. Page 1, line 15, by inserting after the word
4 "party." the following: "When the person designated
5 to report the results of the precinct caucus reports
6 the results, representatives of each candidate may, if
7 they so choose, accompany the person as the results
8 are being reported to assure that an accurate report
9 of the proceedings is reported. If ballots are used
10 at the precinct caucus, representatives of each
11 candidate or other persons attending the precinct
12 caucus may observe the tabulation of the results of
13 the balloting."

H-5004 FILED JANUARY 21, 1988 BY COMMITTEE ON STATE GOVERNMENT

Adopted 4/21/88 (4-160)

SENATE FILE 2031

H-5010

1 Amend Senate File 2031, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 1, by inserting after line 27 the
4 following:

5 "Sec. _____. There is established a commission with
6 the membership composed of the secretary of state and
7 the chairpersons of the state central committees of
8 each political party, or their designees, to conduct a
9 comprehensive study and develop recommendations to
10 eliminate the primary election system as it relates to
11 the nomination of party candidates for partisan
12 political offices and to provide for the nomination of
13 party candidates for partisan political offices
14 through the caucus process. The report of the
15 commission, including bill drafts to implement its
16 recommendations, shall be submitted to the general
17 assembly not later than January 1, 1990, which
18 recommendations will apply to the nomination of party
19 candidates for partisan political offices in the 1992
20 general elections and subsequent general elections."

H-5010 FILED JANUARY 21, 1988 BY SWARTZ of Marshall

Added and amended 1/26/88 (4-160)

SENATE FILE 2031

H-5013

1 Amend Senate File 2031, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 1, by inserting after line 27 the
4 following:

5 "Sec. _____. There is established a commission with
6 the membership composed of the secretary of state and
7 the chairpersons of the state central committees of
8 each political party, or their designees, to conduct a
9 study of the precinct caucus procedures used in this
10 state and develop recommendations relating to
11 procedures which may be implemented by the office of
12 the secretary of state to insure participation and
13 accountability in the precinct caucus process. The
14 recommendations of the commission shall be submitted
15 to the general assembly not later than September 1,
16 1990."

H-5013 FILED JANUARY 21, 1988 BY SWARTZ of Marshall

Added and amended 1/26/88 (4-160)

SENATE FILE 2031

AN ACT

RELATING TO THE REPORTING OF RESULTS OF THE PRECINCT CAUCUSES,
PROVIDING A PENALTY, AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. Section 43.4, unnumbered paragraph 2, Code 1987, is amended to read as follows:

There shall be selected among those present at a precinct caucus a chairperson and a secretary who shall forthwith certify to the county central committee and the county commissioner the names of those elected as party committee members and delegates to the county convention. When the rules of a political party require the selection and reporting of delegates selected as part of the presidential nominating process, or the rules of a political party require the tabulation and reporting of the number of persons attending the caucus favoring each presidential candidate, it is the duty of a person designated as provided by the rules of that political party to report the results of the precinct caucus as directed by the state central committee of that political party. When the person designated to report the results of the precinct caucus reports the results, representatives of each candidate may, if they so choose, accompany the person as the results are being reported to assure that an accurate report of the proceedings is reported. If ballots are used at the precinct caucus, representatives of each candidate or other persons attending the precinct caucus may observe the tabulation of the results of the balloting.

Sec. 2. Section 43.119, Code 1987, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Any person who is designated pursuant to section 43.4 to report the results of a precinct

caucus as it relates to the selection and reporting of delegates selected as part of the presidential nominating process or who is designated pursuant to section 43.4 to tabulate and report the number of persons attending the caucus favoring each presidential candidate who willfully fails to perform those duties, willfully falsifies the information, or willfully omits information required to be reported under section 43.4 commits a simple misdemeanor.

Sec. 3. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

JO ANN ZIMMERMAN
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2031, Seventy-second General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved Feb. 3, 1988

TERRY E. BRANSTAD
Governor

SF 2031