

Senate Joint Resolution 1

State Government Blankman, Chair: Doderer and Shoring.

FILED JAN 21 1987

SENATE JOINT RESOLUTION 1
BY COMMITTEE ON STATE GOVERNMENT

(formerly SSB 21)
(approved 1/21/87 (p. 132))

Passed Senate, Date 1-27-87 (p. 192) Passed House, Date 4/7/87 (p. 1543)

Vote: Ayes 34 Nays 13 Vote: Ayes 74 Nays 23

Approved _____
Repassed House 4/12/88 (p. 1782)
58-41

SENATE JOINT RESOLUTION

1 A Joint Resolution proposing amendments to the Constitution of
2 the State of Iowa relating to the offices of the governor and
3 lieutenant governor.

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

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

3 1. Section 2 of Article IV of the Constitution of the
4 State of Iowa, as amended by amendment number 1 of the
5 Amendments of 1972, is repealed beginning with the general
6 election in the year 1990 and the following adopted in lieu
7 thereof:

8 SEC. 2. The governor and the lieutenant governor shall be
9 elected by the qualified electors at the time and place of
10 voting for members of the general assembly. Each of them
11 shall hold office for four years from the time of installation
12 in office and until a successor is elected and qualifies.

13 2. Section 3 of Article IV of the Constitution of the
14 State of Iowa, as amended by amendment number 1 of the
15 Amendments of 1972, is repealed beginning with the general
16 election in the year 1990 and the following adopted in lieu
17 thereof:

18 SEC. 3. The electors shall designate their selections for
19 governor and lieutenant governor as if these two offices were
20 one and the same. The names of nominees for the governor and
21 the lieutenant governor shall be grouped together in a set on
22 the ballot according to which nominee for governor is seeking
23 office with which nominee for lieutenant governor, as
24 prescribed by law. An elector shall cast only one vote for
25 both a nominee for governor and a nominee for lieutenant
26 governor. The returns of every election for governor and
27 lieutenant governor shall be sealed and transmitted to the
28 seat of government of the state, and directed to the speaker
29 of the house of representatives who shall open and publish
30 them in the presence of both houses of the general assembly.

31 3. Section 4 of Article IV of the Constitution of the
32 State of Iowa, as amended by amendment number 1 of the
33 Amendments of 1952, is repealed beginning with the general
34 election in the year 1990 and the following adopted in lieu
35 thereof:

1 SEC. 4. The nominees for governor and lieutenant governor
2 jointly having the highest number of votes cast for them shall
3 be declared duly elected. If two or more sets of nominees for
4 governor and lieutenant governor have an equal and the highest
5 number of votes for the offices jointly, the general assembly
6 shall by joint vote proceed, as soon as is possible, to elect
7 one set of nominees for governor and lieutenant governor. If,
8 upon the completion by the general assembly of the canvass of
9 votes for governor and lieutenant governor, it appears that
10 the nominee for governor in the set of nominees for governor
11 and lieutenant governor receiving the highest number of votes
12 has since died or resigned, is unable to qualify, fails to
13 qualify, or is for any other reason unable to assume the
14 duties of the office of governor for the ensuing term, the
15 powers and duties shall devolve to the nominee for lieutenant
16 governor of the same set of nominees for governor and
17 lieutenant governor, who shall assume the powers and duties of
18 governor upon inauguration and until the disability is
19 removed. If both nominees for governor and lieutenant
20 governor are unable to assume the duties of the office of
21 governor, the person next in succession shall act as governor.

22 4. Section 5 of Article IV of the Constitution of the
23 State of Iowa is repealed beginning with the general election
24 in the year 1990 and the following adopted in lieu thereof:

25 SEC. 5. Contested elections for the offices of governor
26 and lieutenant governor shall be determined by the general
27 assembly as prescribed by law.

28 Sec. 2. The following amendment to the Constitution of the
29 State of Iowa is proposed:

30 1. Section 15 of Article IV of the Constitution of the
31 State of Iowa, as amended by amendment number 1 of the
32 Amendments of 1972, is repealed beginning with the second
33 Monday in January, 1991 and the following adopted in lieu
34 thereof:

35 SEC. 15. The official terms of the governor and lieutenant

1 governor shall commence on the Tuesday after the second Monday
2 of January next after their election and shall continue until
3 their successors are elected and qualify. The governor and
4 lieutenant governor shall be paid compensation and expenses as
5 provided by law. The lieutenant governor, while acting as
6 governor, shall be paid the compensation and expenses
7 prescribed for the governor.

8 2. Section 18 of Article IV of the Constitution of the
9 State of Iowa is repealed beginning with the second Monday in
10 January, 1991 and the following adopted in lieu thereof:

11 SEC. 18. The lieutenant governor shall have the duties
12 provided by law and those duties of the governor assigned to
13 the lieutenant governor by the governor.

14 3. Section 19 of Article IV of the Constitution of the
15 State of Iowa as amended by amendment number 2 of the
16 Amendments of 1952 is repealed beginning with the second
17 Monday in January, 1991 and the following adopted in lieu
18 thereof:

19 SEC. 19. If there be a vacancy in the office of the
20 governor and the lieutenant governor shall by reason of death,
21 impeachment, resignation, removal from office, or other
22 disability become incapable of performing the duties
23 pertaining to the office of governor, the president of the
24 senate shall act as governor until the vacancy is filled or
25 the disability removed; and if the president of the senate,
26 for any of the above causes, shall be incapable of performing
27 the duties pertaining to the office of governor the same shall
28 devolve upon the speaker of the house of representatives; and
29 if the speaker of the house of representatives, for any of the
30 above causes, shall be incapable of performing the duties of
31 the office of governor, the justices of the supreme court
32 shall convene the general assembly by proclamation and the
33 general assembly shall organize by the election of a president
34 by the senate and a speaker by the house of representatives.
35 The general assembly shall thereupon immediately proceed to

1 the election of a governor and lieutenant governor in joint
2 convention.

3 Sec. 3. The foregoing proposed amendment, having been
4 adopted and agreed to by the Seventy-first General Assembly,
5 1986 Session, thereafter duly published, and now adopted and
6 agreed to by the Seventy-second General Assembly in this joint
7 resolution, shall be submitted to the people of the state of
8 Iowa at the general election in November of the year nineteen
9 hundred eighty-eight in the manner required by the
10 Constitution of the State of Iowa and the laws of the state of
11 Iowa.

12 EXPLANATION

13 This resolution proposes two amendments to the Constitution
14 of the State of Iowa. The first amendment provides that the
15 governor and lieutenant governor will run for election as a
16 team beginning with the election in 1990. The second
17 amendment removes the lieutenant governor from the legislature
18 and the lieutenant governor will have the duties provided by
19 law and those duties of the governor assigned to the
20 lieutenant governor by the governor beginning in 1991. The
21 resolution has been passed by the Seventy-first General
22 Assembly and now must be passed by the Seventy-second General
23 Assembly before being submitted to an election.

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SENATE JOINT RESOLUTION 1

S-3015

1 Amend Senate Joint Resolution 1 as follows:

2 1. Page 1, by striking line 1 through page 4,
3 line 11, and inserting the following:

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

6 1. Section 3 of Article IV as amended by amendment
7 number 1 of the Amendments of 1972 is repealed and the
8 following adopted in lieu thereof:

9 RETURNS OF ELECTIONS. SEC. 3. In voting for
10 governor, the electors shall designate for whom they
11 vote as governor. The returns of every election for
12 governor shall be sealed up and transmitted to the
13 seat of government of the state, directed to the
14 speaker of the house of representatives, who shall
15 open and publish them in the presence of both houses
16 of the general assembly.

17 2. Section 4 of Article IV as amended by amendment
18 number 1 of the Amendments of 1952 is repealed and the
19 following adopted in lieu thereof:

20 ELECTION BY GENERAL ASSEMBLY. SEC. 4. The person
21 having the highest number of votes for governor shall
22 be declared duly elected; but in case two or more
23 persons have an equal and the highest number of votes
24 for the office, the general assembly shall, by joint
25 vote, forthwith proceed to elect one of the persons
26 governor.

27 If, upon the completion of the canvass of votes for
28 governor by the general assembly, it appears that the
29 person who received the highest number of votes for
30 governor has since died, resigned, is unable to
31 qualify, fails to qualify, or for any other reason is
32 unable to assume the duties of the office of governor
33 for the ensuing term, the powers and duties of the
34 office shall devolve upon the president of the senate
35 until the disability is removed and, upon
36 inauguration, the president of the senate shall assume
37 the powers and duties of governor.

38 3. Section 5 of Article IV is repealed and the
39 following adopted in lieu thereof:

40 CONTESTED ELECTIONS. SEC. 5. Contested elections
41 for governor shall be determined by the general
42 assembly in the manner prescribed by law.

43 4. Section 6 of Article IV is repealed and the
44 following adopted in lieu thereof:

45 ELIGIBILITY. SEC. 6. A person is not eligible for
46 the office of governor who has not been a citizen of
47 the United States, and a resident of the state, two
48 years next preceding the election, and attained the
49 age of thirty years at the time of that election.

50 5. Section 14 of Article IV is repealed and the

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1 following adopted in lieu thereof:

2 DISQUALIFICATION. SEC. 14. A person, while
3 holding any office under the authority of the United
4 States or this state, shall not execute the office of
5 governor, except as expressly provided in this
6 article.

7 6. Section 15 of Article IV as amended by
8 amendment number 1 of the Amendments of 1972 is
9 repealed and the following adopted in lieu thereof:

10 TERMS. SEC. 15. The official term of the governor
11 commences on the second Monday of January next after
12 the election, and continues until the successor is
13 elected and qualified.

14 7. Section 17 of Article IV is repealed and the
15 following adopted in lieu thereof:

16 PRESIDENT OF THE SENATE TO ACT AS GOVERNOR. SEC.
17 17. In case of the death, impeachment, resignation,
18 removal from office, or other disability of the
19 governor, the powers and duties of the office for the
20 residue of the term, or until the governor is
21 acquitted, or the disability removed, devolve upon the
22 president of the senate.

23 8. Section 18 of Article IV is repealed.

24 9. Section 19 of Article IV as amended by
25 amendment number 2 of the Amendments of 1952 is
26 repealed and the following adopted in lieu thereof:

27 GUBERNATORIAL SUCCESSION. SEC. 19. If there is a
28 vacancy in the office of governor, the president of
29 the senate shall act as governor until the vacancy is
30 filled or the disability removed; and if the president
31 of the senate, for any of the causes in section 17, is
32 incapable of performing the duties pertaining to the
33 office of governor the duties shall devolve upon the
34 speaker of the house of representatives; and if the
35 speaker of the house of representatives, for any of
36 the causes in section 17, is incapable of performing
37 the duties of the office of governor, the justices of
38 the supreme court shall convene the general assembly
39 by proclamation and the general assembly shall
40 organize by the election of a president by the senate
41 and a speaker by the house of representatives. The
42 general assembly shall thereupon immediately proceed
43 to the election of a governor in joint convention.

44 Sec. 2. The foregoing proposed amendment to the
45 Constitution of the State of Iowa is referred to the
46 general assembly to be chosen at the next general
47 election for members of the general assembly and the
48 secretary of state is directed to cause it to be
49 published for three consecutive months before the date
50 of that election as provided by law."

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1 2. Title page, line 1, by striking the word
2 "amendments" and inserting the words "an amendment".

S-3015

Filed January 26, 1987

BY EDGAR H. HOLDEN

Look 1/27 (p. 189)

SENATE JOINT RESOLUTION 1

H-5071

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

3 1. Page 3, by striking lines 8 through 13.

4 2. Page 4, by inserting after line 2 the
5 following:

6 "Sec. 3. Section 22 of Article IV of the
7 Constitution of the State of Iowa, as amended by
8 amendment number 1 of the Amendments of 1972, is
9 repealed beginning with the general election in the
10 year 1994, and the following adopted in lieu thereof:

11 SEC 22. An auditor of state and a treasurer of
12 state shall be elected by the qualified electors at
13 the same time that the governor is elected and for a
14 four-year term commencing on the first day of January
15 next after their election and they shall perform such
16 duties as may be provided by law.

17 Sec. 4. Section 18 of Article IV of the
18 Constitution of the State of Iowa is repealed
19 beginning with the second Monday in January, 1995, and
20 the following adopted in lieu thereof:

21 SEC. 18. The lieutenant governor shall perform
22 those duties assigned to the secretary of state, those
23 duties of the governor assigned to the lieutenant
24 governor by the governor, and such other duties as may
25 be provided by law.

26 Sec. 5. The foregoing proposed amendment contained
27 in sections 3 and 4 of this resolution to the
28 Constitution of the State of Iowa is referred to the
29 General Assembly to be chosen at the next general
30 election for members of the General Assembly and the
31 Secretary of State is directed to cause it to be
32 published for three consecutive months before the date
33 of that election as provided by law."

34 3. Page 4, line 3, by inserting after the word
35 "amendment" the following: "contained in sections 1
36 and 2 of this resolution".

H-5071 FILED FEBRUARY 10, 1988 BY HALVORSON of Webster

*Adopted 2/10/88 (p. 1544)
Recommendation adopted (p. 1545)*

SENATE JOINT RESOLUTION 1

H-5072

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

3 1. By striking page 2, line 28 through page 4,
4 line 2.

H-5072 FILED FEBRUARY 10, 1988 BY HALVORSON of Webster

*Adopted 2/10/88 (p. 1545)
Recommendation adopted (p. 1545)*

SENATE JOINT RESOLUTION 1

H-1111

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

3 1. By striking page 1, line 1 through page 4,
4 line 11, and inserting the following:

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

7 1. Section 3 of Article IV as amended by amendment
8 number 1 of the Amendments of 1972 is repealed and the
9 following adopted in lieu thereof:

10 RETURNS OF ELECTIONS. SEC. 3. In voting for
11 governor, the electors shall designate for whom they
12 vote as governor. The returns of every election for
13 governor shall be sealed up and transmitted to the
14 seat of government of the state, directed to the
15 speaker of the house of representatives, who shall
16 open and publish them in the presence of both houses
17 of the general assembly.

18 2. Section 4 of Article IV as amended by amendment
19 number 1 of the Amendments of 1952 is repealed and the
20 following adopted in lieu thereof:

21 ELECTION BY GENERAL ASSEMBLY. SEC. 4. The person
22 having the highest number of votes for governor shall
23 be declared duly elected; but in case two or more
24 persons have an equal and the highest number of votes
25 for the office, the general assembly shall, by joint
26 vote, forthwith proceed to elect one of the persons
27 governor.

28 If, upon the completion of the canvass of votes for
29 governor by the general assembly, it appears that the
30 person who received the highest number of votes for
31 governor has since died, resigned, is unable to
32 qualify, fails to qualify, or for any other reason is
33 unable to assume the duties of the office of governor
34 for the ensuing term, the powers and duties of the
35 office shall devolve upon the president of the senate
36 until the disability is removed and, upon
37 inauguration, the president of the senate shall assume
38 the powers and duties of governor.

39 3. Section 5 of Article IV is repealed and the
40 following adopted in lieu thereof:

41 CONTESTED ELECTIONS. SEC. 5. Contested elections
42 for governor shall be determined by the general
43 assembly in the manner prescribed by law.

44 4. Section 6 of Article IV is repealed and the
45 following adopted in lieu thereof:

46 ELIGIBILITY. SEC. 6. A person is not eligible for
47 the office of governor who has not been a citizen of
48 the United States, and a resident of the state, two
49 years next preceding the election, and attained the
50 age of thirty years at the time of that election.

1 5. Section 14 of Article IV is repealed and the
2 following adopted in lieu thereof:

3 DISQUALIFICATION. SEC. 14. A person, while
4 holding any office under the authority of the United
5 States or this state, shall not execute the office of
6 governor, except as expressly provided in this
7 article.

8 6. Section 15 of Article IV as amended by
9 amendment number 1 of the Amendments of 1972 is
10 repealed and the following adopted in lieu thereof:

11 TERMS. SEC. 15. The official term of the governor
12 commences on the second Monday of January next after
13 the election, and continues until the successor is
14 elected and qualified.

15 7. Section 17 of Article IV is repealed and the
16 following adopted in lieu thereof:

17 SECRETARY OF STATE TO ACT AS GOVERNOR. SEC. 17.
18 In case of the death, impeachment, resignation,
19 removal from office, or other disability of the
20 governor, the powers and duties of the office for the
21 residue of the term, or until the governor is
22 acquitted, or the disability removed, devolve upon the
23 secretary of state.

24 8. Section 18 of Article IV is repealed.

25 9. Section 19 of Article IV as amended by
26 amendment number 2 of the Amendments of 1952 is
27 repealed and the following adopted in lieu thereof:

28 GUBERNATORIAL SUCCESSION. SEC. 19. If there is a
29 vacancy in the office of governor, the secretary of
30 state shall act as governor until the vacancy is
31 filled or the disability removed; and if the secretary
32 of state, for any of the causes in section 17, is
33 incapable of performing the duties pertaining to the
34 office of governor the duties shall devolve upon the
35 president of the senate; and if the president of the
36 senate, for any of the causes in section 17, is
37 incapable of performing the duties pertaining to the
38 office of governor the duties shall devolve upon the
39 speaker of the house of representatives; and if the
40 speaker of the house of representatives, for any of
41 the causes in section 17, is incapable of performing
42 the duties of the office of governor, the justices of
43 the supreme court shall convene the general assembly
44 by proclamation and the general assembly shall
45 organize by the election of a president by the senate
46 and a speaker by the house of representatives. The
47 general assembly shall thereupon immediately proceed
48 to the election of a governor in joint convention.

49 Sec. 2. The foregoing proposed amendment to the
50 Constitution of the State of Iowa is referred to the

1 general assembly to be chosen at **the next general**
2 election for members of the general assembly and the
3 secretary of state is directed to **cause it to be**
4 published for three consecutive months before the date
5 of that election as provided by law."

6 2. Amend the title, line 2, by striking the words
7 "relating to the offices of governor and" and
8 inserting the following: "to eliminate the office
9 of".

SENATE JOINT RESOLUTION 1
AMENDMENT H-5111

REQUESTED BY HALVORSON of Webster

In compliance with a written request received March 31, 1988, a fiscal note for AMENDMENT H 5111 TO SJR 1 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note are available from the Legislative Fiscal Bureau to members of the Legislature upon request.

Amendment H 5111 to the Senate Joint Resolution 1 eliminates the office of Lieutenant Governor.

ASSUMPTIONS:

1. All the duties of the Lieutenant Governor's office will be assumed by the office of the Secretary of State.
2. No additional funds are appropriated to the office of Secretary of State as a result of new duties assigned to this office.

FISCAL IMPACT:

The current appropriation in the office of Lieutenant Governor is \$124,664 in salary and support. The net impact of amendment H 5111 would be a saving of \$124,664. The break-down of the savings is as follows:

Personal services:	\$ 103,057
FTE's	(2.50)
Office supply & support:	\$ 21,607
	=====
Total	\$ 124,664

Sources: Lieutenant Governor

(LSB 1411S-2. KNM)

FILED MARCH 31, 1988

BY DENNIS PROUTY, FISCAL DIRECTOR

SENATE JOINT RESOLUTION 1
FISCAL NOTE

In compliance with a written request received March 31, 1988, a fiscal note for SJR 1 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note are available from the Legislative Fiscal Bureau to members of the Legislature upon request.

Amendment # 5163 to the Senate Joint Resolution 1 combines the offices of the Lieutenant Governor and Secretary of State by eliminating the office of the Lieutenant Governor and all the staff in that office.

ASSUMPTIONS:

1. All the duties of the Lieutenant Governor's office will be assumed by the office of the Secretary of State.
2. No additional funds are appropriated to the Office of Secretary of State as a result of new duties assigned to this office.

FISCAL IMPACT:

The current appropriation is \$124,664 in salary and support in the Office of Lieutenant Governor.

The break-down of the expenses is as follows:

Personal services:	\$ 103,057
FTE's	(2.50)
Office Supply & support:	\$ 21,607
	=====
Total	\$ 124,664

Sources: Lieutenant Governor

(LSP 2421's, KMM)

FILED MARCH 31, 1988

BY DENNIS PROUTY, FISCAL DIRECTOR

SENATE JOINT RESOLUTION 1

H-5161

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

3 1. By striking page 1, line 1 through page 4,
4 line 11, and inserting the following:

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

7 1. Section 3 of Article IV of the Constitution of
8 the State of Iowa, as amended by amendment number 1 of
9 the Amendments of 1972, is repealed beginning with the
10 general election in the year 1994 and the following
11 adopted in lieu thereof:

12 SEC. 3. There shall be a Lieutenant Governor-
13 Secretary of State who shall hold the office for the
14 same term and be elected at the same time as the
15 Governor. In voting for Governor and Lieutenant
16 Governor-Secretary of State, the electors shall
17 designate for whom they vote as Governor, and for whom
18 they vote as Lieutenant Governor-Secretary of State.
19 The returns of every election for Governor, and
20 Lieutenant Governor-Secretary of State, shall be
21 sealed up and transmitted to the seat of government of
22 the State, directed to the Speaker of the House of
23 Representatives, who shall open and publish them in
24 the presence of both houses of the General Assembly.

25 2. Section 4 of Article IV of the Constitution of
26 the State of Iowa, as amended by amendment number 1 of
27 the Amendments of 1952, is repealed beginning with the
28 general election in the year 1994 and the following
29 adopted in lieu thereof:

30 SEC. 4. The persons, respectively having the
31 highest number of votes for Governor and Lieutenant
32 Governor-Secretary of State, shall be declared duly
33 elected; but in the case of two or more persons having
34 an equal and the highest number of votes for either
35 office, the General Assembly shall, by joint vote,
36 forthwith proceed to elect one of the persons
37 Governor, or Lieutenant Governor-Secretary of State,
38 as the case may be.

39 If, upon the completion of the canvass of votes for
40 Governor and Lieutenant Governor-Secretary of State by
41 the General Assembly, it shall appear that the person
42 who received the highest number of votes for Governor
43 has since died, resigned, or is unable to qualify,
44 fails to qualify, or for any other reason is unable to
45 assume the duties of the office of Governor for the
46 ensuing term, the powers and duties of the office
47 shall devolve upon the person who received the highest
48 number of votes for Lieutenant Governor-Secretary of
49 State until the disability is removed and, upon
50 inauguration, the person shall assume the powers and

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duties of the Governor.

3. Section 5 of Article IV of the Constitution of the State of Iowa is repealed beginning with the general election in the year 1994 and the following adopted in lieu thereof:

SEC. 5. Contested elections for Governor, or Lieutenant Governor-Secretary of State, shall be determined by the General Assembly in such manner as may be prescribed by law.

4. Section 6 of Article IV of the Constitution of the State of Iowa is repealed beginning with the general election in the year 1994 and the following adopted in lieu thereof:

SEC. 6. A person shall not be eligible to the office of Governor, or Lieutenant Governor-Secretary of State, if the person has not been a citizen of the United States, and a resident of the state, two years next preceding the election, and attained the age of thirty years at the time of the election.

5. Section 22 of Article IV of the Constitution of the State of Iowa, as amended by amendment number 1 of the Amendments of 1972, is repealed beginning with the general election in the year 1994 and the following adopted in lieu thereof:

SEC. 22. An Auditor of State and a Treasurer of State shall be elected by the qualified electors at the same time that the Governor is elected and for a four-year term commencing on the first day of January next after their election, and they shall perform such duties as may be provided by law.

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

1. Section 14 of Article IV of the Constitution of the State of Iowa is repealed beginning with the second Monday in January 1995 and the following adopted in lieu thereof:

SEC. 14. A person shall not, while holding any office under the authority of the United States, or this state, execute the office of Governor, or Lieutenant Governor-Secretary of State, except as hereinafter expressly provided.

2. Section 15 of Article IV of the Constitution of the State of Iowa, as amended by amendment number 1 of the Amendments of 1972, is repealed beginning with the second Monday in January 1995 and the following adopted in lieu thereof:

SEC. 15. The official term of the Governor, and Lieutenant Governor-Secretary of State, shall commence on the second Monday of January next after their election, and continue until their successors are

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1 elected and qualify. The Lieutenant Governor-
2 Secretary of State, while acting as Governor, shall
3 receive the same compensation as provided for the
4 Governor and at such other times, the amount as
5 provided by law.

6 3. Section 17 of Article IV of the Constitution of
7 the State of Iowa is repealed beginning with the
8 second Monday in January 1995 and the following
9 adopted in lieu thereof:

10 SEC. 17. In case of the death, impeachment,
11 resignation, removal from office, or other disability
12 of the Governor, the powers and duties of the office
13 for the remainder of the term, or until the Governor
14 shall be acquitted, or the disability removed, shall
15 devolve upon the Lieutenant Governor-Secretary of
16 State.

17 4. Section 18 of Article IV of the Constitution of
18 the State of Iowa is repealed beginning with the
19 second Monday in January 1995 and the following
20 adopted in lieu thereof:

21 SEC. 18. The Lieutenant Governor-Secretary of
22 State shall have the duties performed by the Secretary
23 of State and such other duties as may be prescribed by
24 law.

25 5. Section 19 of Article IV of the Constitution of
26 the State of Iowa, as amended by amendment number 2 of
27 the Amendments of 1952, is repealed beginning with the
28 second Monday in January 1995 and the following
29 adopted in lieu thereof:

30 SEC. 19. If there is a vacancy in the office of
31 the Governor, and the Lieutenant Governor-Secretary of
32 State by reason of death, impeachment, resignation,
33 removal from office, or other disability becomes
34 incapable of performing the duties pertaining to the
35 office of Governor, the President of the Senate shall
36 act as Governor until the vacancy is filled or the
37 disability is removed; and if the President of the
38 Senate, for any of the above causes, shall be
39 incapable of performing the duties pertaining to the
40 office of Governor, the same shall devolve upon the
41 Speaker of the House of Representatives; and if the
42 Speaker of the House of Representatives, for any of
43 the above causes, shall be incapable of performing the
44 duties of the office of Governor, the Justices of the
45 Supreme Court shall convene the General Assembly by
46 proclamation and the General Assembly shall organize
47 by the election of a President by the Senate and a
48 Speaker by the House of Representatives. The General
49 Assembly shall thereupon immediately proceed to the
50 election of a Governor and Lieutenant Governor-

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Page Four

1 Secretary of State in joint convention.
2 Sec. 3. The foregoing proposed amendment to the
3 Constitution of the State of Iowa is referred to the
4 General Assembly to be chosen at the next general
5 election for members of the General Assembly and the
6 Secretary of State is directed to cause it to be
7 published for three consecutive months before the date
8 of that election as provided by law."

H-5163 FILED FEBRUARY 24, 1988 BY HALVORSON of Webster

Done 2/24/88 by [unclear]

HOUSE AMENDMENT TO
SENATE JOINT RESOLUTION 1

S-5860

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

3 1. Page 3, by striking lines 8 through 13.

4 2. Page 4, by inserting after line 2 the
5 following:

6 "Sec. 3. Section 22 of Article IV of the
7 Constitution of the State of Iowa, as amended by
8 amendment number 1 of the Amendments of 1972, is
9 repealed beginning with the general election in the
10 year 1994, and the following adopted in lieu thereof:

11 SEC 22. An auditor of state and a treasurer of
12 state shall be elected by the qualified electors at
13 the same time that the governor is elected and for a
14 four-year term commencing on the first day of January
15 next after their election and they shall perform such
16 duties as may be provided by law.

17 Sec. 4. Section 18 of Article IV of the
18 Constitution of the State of Iowa is repealed
19 beginning with the second Monday in January, 1995, and
20 the following adopted in lieu thereof:

21 SEC. 18. The lieutenant governor shall perform
22 those duties assigned to the secretary of state, those
23 duties of the governor assigned to the lieutenant
24 governor by the governor, and such other duties as may
25 be provided by law.

26 Sec. 5. The foregoing proposed amendment contained
27 in sections 3 and 4 of this resolution to the
28 Constitution of the State of Iowa is referred to the
29 General Assembly to be chosen at the next general
30 election for members of the General Assembly and the
31 Secretary of State is directed to cause it to be
32 published for three consecutive months before the date
33 of that election as provided by law."

34 3. Page 4, line 3, by inserting after the word
35 "amendment" the following: "contained in sections 1
36 and 2 of this resolution".

S-5860

Filed April 8, 1988

Senator's original to journal 4/11 (p. 1718)
House received 4/12 (p. 1774)

RECEIVED FROM THE HOUSE

11

SSB #21
State Government

New
SJR!

SENATE JOINT RESOLUTION
BY (PROPOSED COMMITTEE ON STATE
GOVERNMENT BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

SENATE JOINT RESOLUTION

1 A Joint Resolution proposing amendments to the Constitution of
2 the State of Iowa relating to the offices of the governor and
3 lieutenant governor.

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

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SUB COMMITTEE ASSIGNMENTS

CHAIR: *Coleman*
COMMITTEE: *State Gov.*
1-20-87

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

3 1. Section 2 of Article IV of the Constitution of the
4 State of Iowa, as amended by amendment number 1 of the
5 Amendments of 1972, is repealed beginning with the general
6 election in the year 1990 and the following adopted in lieu
7 thereof:

8 SEC. 2. The governor and the lieutenant governor shall be
9 elected by the qualified electors at the time and place of
10 voting for members of the general assembly. Each of them
11 shall hold office for four years from the time of installation
12 in office and until a successor is elected and qualifies.

13 2. Section 3 of Article IV of the Constitution of the
14 State of Iowa, as amended by amendment number 1 of the
15 Amendments of 1972, is repealed beginning with the general
16 election in the year 1990 and the following adopted in lieu
17 thereof:

18 SEC. 3. The electors shall designate their selections for
19 governor and lieutenant governor as if these two offices were
20 one and the same. The names of nominees for the governor and
21 the lieutenant governor shall be grouped together in a set on
22 the ballot according to which nominee for governor is seeking
23 office with which nominee for lieutenant governor, as
24 prescribed by law. An elector shall cast only one vote for
25 both a nominee for governor and a nominee for lieutenant
26 governor. The returns of every election for governor and
27 lieutenant governor shall be sealed and transmitted to the
28 seat of government of the state, and directed to the speaker
29 of the house of representatives who shall open and publish
30 them in the presence of both houses of the general assembly.

31 3. Section 4 of Article IV of the Constitution of the
32 State of Iowa, as amended by amendment number 1 of the
33 Amendments of 1952, is repealed beginning with the general
34 election in the year 1990 and the following adopted in lieu
35 thereof:

1 SEC. 4. The nominees for governor and lieutenant governor
2 jointly having the highest number of votes cast for them shall
3 be declared duly elected. If two or more sets of nominees for
4 governor and lieutenant governor have an equal and the highest
5 number of votes for the offices jointly, the general assembly
6 shall by joint vote proceed, as soon as is possible, to elect
7 one set of nominees for governor and lieutenant governor. If,
8 upon the completion by the general assembly of the canvass of
9 votes for governor and lieutenant governor, it appears that
10 the nominee for governor in the set of nominees for governor
11 and lieutenant governor receiving the highest number of votes
12 has since died or resigned, is unable to qualify, fails to
13 qualify, or is for any other reason unable to assume the
14 duties of the office of governor for the ensuing term, the
15 powers and duties shall devolve to the nominee for lieutenant
16 governor of the same set of nominees for governor and
17 lieutenant governor, who shall assume the powers and duties of
18 governor upon inauguration and until the disability is
19 removed. If both nominees for governor and lieutenant
20 governor are unable to assume the duties of the office of
21 governor, the person next in succession shall act as governor.

22 4. Section 5 of Article IV of the Constitution of the
23 State of Iowa is repealed beginning with the general election
24 in the year 1990 and the following adopted in lieu thereof:

25 SEC. 5. Contested elections for the offices of governor
26 and lieutenant governor shall be determined by the general
27 assembly as prescribed by law.

28 Sec. 2. The following amendment to the Constitution of the
29 State of Iowa is proposed:

30 1. Section 15 of Article IV of the Constitution of the
31 State of Iowa, as amended by amendment number 1 of the
32 Amendments of 1972, is repealed beginning with the second
33 Monday in January, 1991 and the following adopted in lieu
34 thereof:

35 SEC. 15. The official terms of the governor and lieutenant

1 governor shall commence on the Tuesday after the second Monday
2 of January next after their election and shall continue until
3 their successors are elected and qualify. The governor and
4 lieutenant governor shall be paid compensation and expenses as
5 provided by law. The lieutenant governor, while acting as
6 governor, shall be paid the compensation and expenses
7 prescribed for the governor.

8 2. Section 18 of Article IV of the Constitution of the
9 State of Iowa is repealed beginning with the second Monday in
10 January, 1991 and the following adopted in lieu thereof:

11 SEC. 18. The lieutenant governor shall have the duties
12 provided by law and those duties of the governor assigned to
13 the lieutenant governor by the governor.

14 3. Section 19 of Article IV of the Constitution of the
15 State of Iowa as amended by amendment number 2 of the
16 Amendments of 1952 is repealed beginning with the second
17 Monday in January, 1991 and the following adopted in lieu
18 thereof:

19 SEC. 19. If there be a vacancy in the office of the
20 governor and the lieutenant governor shall by reason of death,
21 impeachment, resignation, removal from office, or other
22 disability become incapable of performing the duties
23 pertaining to the office of governor, the president of the
24 senate shall act as governor until the vacancy is filled or
25 the disability removed; and if the president of the senate,
26 for any of the above causes, shall be incapable of performing
27 the duties pertaining to the office of governor the same shall
28 devolve upon the speaker of the house of representatives; and
29 if the speaker of the house of representatives, for any of the
30 above causes, shall be incapable of performing the duties of
31 the office of governor, the justices of the supreme court
32 shall convene the general assembly by proclamation and the
33 general assembly shall organize by the election of a president
34 by the senate and a speaker by the house of representatives.
35 The general assembly shall thereupon immediately proceed to

SENATE JOINT RESOLUTION 1

A JOINT RESOLUTION

PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF IOWA
RELATING TO THE OFFICES OF THE GOVERNOR AND LIEUTENANT
GOVERNOR.

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:

1. Section 2 of Article IV of the Constitution of the State of Iowa, as amended by amendment number 1 of the Amendments of 1972, is repealed beginning with the general election in the year 1990 and the following adopted in lieu thereof:

SEC. 2. The governor and the lieutenant governor shall be elected by the qualified electors at the time and place of voting for members of the general assembly. Each of them shall hold office for four years from the time of installation in office and until a successor is elected and qualifies.

2. Section 3 of Article IV of the Constitution of the State of Iowa, as amended by amendment number 1 of the Amendments of 1972, is repealed beginning with the general election in the year 1990 and the following adopted in lieu thereof:

SEC. 3. The electors shall designate their selections for governor and lieutenant governor as if these two offices were one and the same. The names of nominees for the governor and the lieutenant governor shall be grouped together in a set on the ballot according to which nominee for governor is seeking office with which nominee for lieutenant governor, as prescribed by law. An elector shall cast only one vote for both a nominee for governor and a nominee for lieutenant governor. The returns of every election for governor and lieutenant governor shall be sealed and transmitted to the seat of government of the state, and directed to the speaker of the house of representatives who shall open and publish

them in the presence of both houses of the general assembly.

3. Section 4 of Article IV of the Constitution of the State of Iowa, as amended by amendment number 1 of the Amendments of 1952, is repealed beginning with the general election in the year 1990 and the following adopted in lieu thereof:

SEC. 4. The nominees for governor and lieutenant governor jointly having the highest number of votes cast for them shall be declared duly elected. If two or more sets of nominees for governor and lieutenant governor have an equal and the highest number of votes for the offices jointly, the general assembly shall by joint vote proceed, as soon as is possible, to elect one set of nominees for governor and lieutenant governor. If, upon the completion by the general assembly of the canvass of votes for governor and lieutenant governor, it appears that the nominee for governor in the set of nominees for governor and lieutenant governor receiving the highest number of votes has since died or resigned, is unable to qualify, fails to qualify, or is for any other reason unable to assume the duties of the office of governor for the ensuing term, the powers and duties shall devolve to the nominee for lieutenant governor of the same set of nominees for governor and lieutenant governor, who shall assume the powers and duties of governor upon inauguration and until the disability is removed. If both nominees for governor and lieutenant governor are unable to assume the duties of the office of governor, the person next in succession shall act as governor.

4. Section 5 of Article IV of the Constitution of the State of Iowa is repealed beginning with the general election in the year 1990 and the following adopted in lieu thereof:

SEC. 5. Contested elections for the offices of governor and lieutenant governor shall be determined by the general assembly as prescribed by law.

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

1. Section 15 of Article IV of the Constitution of the State of Iowa, as amended by amendment number 1 of the Amendments of 1972, is repealed beginning with the second

Monday in January, 1991 and the following adopted in lieu thereof:

SEC. 15. The official terms of the governor and lieutenant governor shall commence on the Tuesday after the second Monday of January next after their election and shall continue until their successors are elected and qualify. The governor and lieutenant governor shall be paid compensation and expenses as provided by law. The lieutenant governor, while acting as governor, shall be paid the compensation and expenses prescribed for the governor.

2. Section 18 of Article IV of the Constitution of the State of Iowa is repealed beginning with the second Monday in January, 1991 and the following adopted in lieu thereof:

SEC. 18. The lieutenant governor shall have the duties provided by law and those duties of the governor assigned to the lieutenant governor by the governor.

3. Section 19 of Article IV of the Constitution of the State of Iowa as amended by amendment number 2 of the Amendments of 1952 is repealed beginning with the second Monday in January, 1991 and the following adopted in lieu thereof:

SEC. 19. If there be a vacancy in the office of the governor and the lieutenant governor shall by reason of death, impeachment, resignation, removal from office, or other disability become incapable of performing the duties pertaining to the office of governor, the president of the senate shall act as governor until the vacancy is filled or the disability removed; and if the president of the senate, for any of the above causes, shall be incapable of performing the duties pertaining to the office of governor the same shall devolve upon the speaker of the house of representatives; and if the speaker of the house of representatives, for any of the above causes, shall be incapable of performing the duties of the office of governor, the justices of the supreme court shall convene the general assembly by proclamation and the general assembly shall organize by the election of a president by the senate and a speaker of the house of representatives. The general assembly shall thereupon immediately proceed to

the election of a governor and lieutenant governor in joint convention.

Sec. 3. The foregoing proposed amendment, having been adopted and agreed to by the Seventy-first General Assembly, 1986 Session, thereafter duly published, and now adopted and agreed to by the Seventy-second General Assembly in this joint resolution, shall be submitted to the people of the state of Iowa at the general election in November of the year nineteen hundred eighty-eight in the manner required by the Constitution of the State of Iowa and the laws of the state of Iowa.

.....
JO ANN ZIMMERMAN
President of the Senate

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DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate Joint Resolution 1, Seventy-second General Assembly.

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JOHN F. DWYER
Secretary of the Senate