

FEB 28 1996
STATE GOVERNMENT

HOUSE FILE 2393
BY MASCHER, MYERS, BURNETT,
WITT, and DODERER

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

A BILL FOR

1 An Act relating to petition requirements for certain county
2 special elections.

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

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HF 2393

1 Section 1. Section 69.14A, subsection 1, paragraph a,
2 unnumbered paragraph 2, Code 1995, is amended to read as
3 follows:

4 However, if within fourteen days after publication of the
5 notice or within fourteen days after the appointment is made,
6 whichever is later, a petition is filed with the county
7 auditor requesting a special election to fill the vacancy, the
8 appointment is temporary and a special election shall be
9 called as provided in paragraph "b". The petition shall be
10 signed by registered voters of the county equal in number to
11 ten percent of the votes cast in the county for the office of
12 president of the United States or governor at the preceding
13 general election. The petition shall otherwise meet the
14 requirements of section 331.306, except that in counties where
15 supervisors are elected under plan "three", the number of
16 signatures calculated according to the formula in section
17 331.306 shall be divided by the number of supervisor districts
18 in the county.

19 Sec. 2. Section 69.14A, subsection 2, paragraph a,
20 unnumbered paragraph 2, Code 1995, is amended to read as
21 follows:

22 However, if within fourteen days after publication of the
23 notice or within fourteen days after the appointment is made,
24 whichever is later, a petition is filed with the county
25 auditor requesting a special election to fill the vacancy, the
26 appointment is temporary and a special election shall be
27 called as provided in paragraph "b". The petition shall be
28 signed by registered voters of the county equal in number to
29 ten percent of the votes cast in the county for the office of
30 president of the United States or governor at the preceding
31 general election. The petition shall otherwise meet the
32 requirements of section 331.306.

33 EXPLANATION

34 A vacancy in an elective county office may be filled by
35 appointment or special election, subject to the determination

1 of the appointing authority. However, under current law, if
2 the office is to be filled by appointment, a special election
3 to fill the office shall still be held if a petition signed by
4 eligible electors equal in number to 10 percent of the number
5 of votes cast in the county for the office of president or
6 governor at the last preceding general election is filed. The
7 bill changes the petition signature requirement to registered
8 voters equal in number to 10 percent of the votes cast.

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