

JAN 8 1996
STATE GOVERNMENT

HOUSE JOINT RESOLUTION 2001
BY WARNSTADT

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

HOUSE JOINT RESOLUTION

1 A Joint Resolution proposing an amendment to the Constitution of
2 the State of Iowa relating to the office of Secretary of
3 State.

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

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HSR 2001

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

3 1. Section 16 of Article III of the Constitution of the
4 State of Iowa, as amended by amendment number 4 of the Amend-
5 ments of 1968, is repealed and the following adopted in lieu
6 thereof:

7 EXECUTIVE APPROVAL -- VETO -- ITEM VETO BY GOVERNOR. Sec.
8 16. Every bill which shall have passed the General Assembly,
9 shall, before it becomes a law, be presented to the Governor.
10 If the Governor approves, the Governor shall sign it; but if
11 not, the Governor shall return it with the Governor's
12 objections, to the house in which it originated, which shall
13 enter the same upon their journal, and proceed to reconsider
14 it; if, after such reconsideration, it again passes both
15 houses, by yeas and nays, by a majority of two thirds of the
16 members of each house, it shall become a law, notwithstanding
17 the Governor's objections. If any bill shall not be returned
18 within three days after it shall have been presented to the
19 Governor, Sunday excepted, the same shall be a law in like
20 manner as if the Governor had signed it, unless the General
21 Assembly, by adjournment, prevent such return. Any bill
22 submitted to the Governor for approval during the last three
23 days of a session of the General Assembly, shall be deposited
24 by the Governor in the office of Auditor of State, within
25 thirty days after the adjournment, with the Governor's
26 approval, if approved by the Governor, and with the Governor's
27 objections, if the Governor disapproves thereof.

28 The Governor may approve appropriation bills in whole or in
29 part, and may disapprove any item of an appropriation bill; and
30 the part approved shall become a law. Any item of an
31 appropriation bill disapproved by the Governor shall be
32 returned, with the Governor's objections, to the house in which
33 it originated, or shall be deposited by the Governor in a state
34 office, which office shall be designated by law, in the case of
35 an appropriation bill submitted to the Governor for the

1 Governor's approval during the last three days of a session of
2 the General Assembly, and the procedure in each case shall be
3 the same as provided for other bills. Any such item of an
4 appropriation bill may be enacted into law notwithstanding the
5 Governor's objections, in the same manner as provided for other
6 bills.

7 2. Section 21 of Article IV of the Constitution of the
8 State of Iowa is repealed and the following adopted in lieu
9 thereof:

10 GRANTS AND COMMISSIONS. Sec. 21. All grants and
11 commissions shall be in the name and by the authority of the
12 people of the State of Iowa, sealed with the Great Seal of the
13 State, signed by the Governor, and countersigned by the Auditor
14 of State.

15 3. Section 22 of Article IV of the Constitution of the
16 State of Iowa, as amended by amendment number 1 of the
17 Amendments of 1972, is repealed and the following adopted in
18 lieu thereof:

19 AUDITOR -- TREASURER. Sec. 22. An Auditor of State and a
20 Treasurer of State shall be elected by the qualified electors
21 at the same time that the Governor is elected and for a four-
22 year term commencing on the first day of January next after
23 their election. The Auditor of State shall conduct all lawful
24 elections held in the state and shall receive for filing all
25 documents required by law for the organization and creation of
26 corporations. The Auditor of State and Treasurer of State
27 shall perform other duties as may be provided by law.

28 Sec. 2. The foregoing proposed amendment to the Constitu-
29 tion of the State of Iowa is referred to the General Assembly
30 to be chosen at the next general election for members of the
31 General Assembly and the Secretary of State is directed to
32 cause it to be published for three consecutive months previous
33 to the date of that election as provided by law.

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EXPLANATION

35 This proposed amendment to the Constitution of the State of

1 Iowa removes the office of secretary of state from the
2 Constitution and provides that the auditor of state shall
3 perform the constitutional duties of the secretary of state.

4 The joint resolution also provides that the auditor of state
5 shall conduct elections and receive corporate filings and
6 perform other duties as required by law. Currently, the
7 secretary of state is required by statute to conduct elections
8 and receive corporate filings.

9 The resolution, if adopted, would be referred to the next
10 general assembly before being submitted to the electorate for
11 ratification.

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