

2-24-97 Local Gov.
3-17-97 No Pass

FILED FEB 24 1997 H. 3/31/97 Local Gov.
H. 4/2/97 Do Pass

SENATE FILE 193
BY SCHUERER

Passed Senate, Date ^(P. 840) 3/27/97 Passed House, Date ^(P. 1147) 4-10-97
Vote: Ayes 45 Nays 0 Vote: Ayes 96 Nays 0
Approved April 29, 1997
^(P. 1225) Passed 4-16-97
Vote 50-0

A BILL FOR

1 An Act relating to the election of trustees for special land use
2 districts.

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

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S.F. 193

1 Section 1. Section 303.49, subsections 2, 3, and 4, Code
2 1997, are amended to read as follows:

3 2. Following the initial special election, an annual
4 election shall be held ~~on-the-second-Tuesday-of~~ each September
5 ~~October~~ at a single polling place within the district
6 designated by the county auditor for the purpose of electing a
7 trustee to replace a trustee whose term will expire. The
8 board of trustees, in consultation with the county auditor,
9 shall select the election date. The county auditor shall
10 perform all other acts with reference to the election and
11 conduct it in like manner, as nearly as may be, as provided in
12 chapters 45 and 49. Each registered voter at the election may
13 vote for one person whom the voter desires as a trustee for
14 each expiring term. The term of office for each trustee
15 elected shall be three years.

16 3. Vacancies in the office of trustee of a land use
17 district shall be filled by the remaining members of the board
18 of trustees for the period extending to the ~~second-Tuesday-in~~
19 ~~September~~ October election date at which time the registered
20 voters of the district shall elect a new trustee to fill the
21 vacancy for the unexpired term. Expenses incurred in carrying
22 out the annual elections of trustees shall be paid for by the
23 land use district.

24 4. When the initial board of trustees is elected under
25 this section the trustees shall be ranked in the order of
26 votes received from highest to lowest. Any ties shall be
27 resolved by a random method. The last ranked trustee shall
28 receive an initial term expiring at the next annual election
29 for trustees in ~~September~~ October, the sixth and fifth ranked
30 trustees receive an initial term expiring one year later, the
31 fourth ranked trustee receives an initial term expiring two
32 years after that election, the third and second ranked
33 trustees receive initial terms expiring three years after that
34 election, and the first ranked trustee shall receive an
35 initial term expiring four years after that election.

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EXPLANATION

This bill changes the annual elections for the trustees of special land use districts from the second Tuesday in September to an October date agreed to by the county auditor and the trustees.

SENATE FILE 193

H-1544

1 Amend Senate File 193 as passed by the Senate as
2 follows:
3 1. Page 1, line 4, by striking the word "each"
4 and inserting the following: "each".
5 2. Page 1, line 5, by striking the word
6 "October".
7 3. Page 1, line 17, by striking the word "shall"
8 and inserting the following: "~~shall~~ may".
9 4. Page 1, line 19, by striking the words
10 "October election date" and inserting the following:
11 "next annual election".
12 5. Page 1, line 29, by striking the words "in
13 September October" and inserting the following: "in
14 September".

By DIX of Butler

H-1544 FILED APRIL 2, 1997

Adopted 4-10-97 (P1147)

HOUSE AMENDMENT TO
SENATE FILE 193

S-3462

1 Amend Senate File 193 as passed by the Senate as
2 follows:
3 1. Page 1, line 4, by striking the word "each"
4 and inserting the following: "each".
5 2. Page 1, line 5, by striking the word
6 "October".
7 3. Page 1, line 17, by striking the word "shall"
8 and inserting the following: "~~shall~~ may".
9 4. Page 1, line 19, by striking the words
10 "October election date" and inserting the following:
11 "next annual election".
12 5. Page 1, line 29, by striking the words "in
13 September October" and inserting the following: "in
14 September".

RECEIVED FROM THE HOUSE

S-3462 FILED APRIL 10, 1997

Senate Concurred 4/16/97 (P. 1224)

SENATE FILE 193

AN ACT

RELATING TO THE ELECTION OF TRUSTEES FOR SPECIAL LAND USE DISTRICTS.

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

Section 1. Section 303.49, subsections 2, 3, and 4, Code 1997, are amended to read as follows:

2. Following the initial special election, an annual election shall be held ~~on the second Tuesday of each September~~ at a single polling place within the district designated by the county auditor for the purpose of electing a trustee to replace a trustee whose term will expire. The board of trustees, in consultation with the county auditor, shall select the election date. The county auditor shall perform all other acts with reference to the election and conduct it in like manner, as nearly as may be, as provided in chapters 45 and 49. Each registered voter at the election may vote for one person whom the voter desires as a trustee for each expiring term. The term of office for each trustee elected shall be three years.

3. Vacancies in the office of trustee of a land use district shall ~~may~~ be filled by the remaining members of the board of trustees for the period extending to the ~~second Tuesday in September~~ next annual election at which time the registered voters of the district shall elect a new trustee to fill the vacancy for the unexpired term. Expenses incurred in carrying out the annual elections of trustees shall be paid for by the land use district.

4. When the initial board of trustees is elected under this section the trustees shall be ranked in the order of votes received from highest to lowest. Any ties shall be resolved by a random method. The last ranked trustee shall

receive an initial term expiring at the next annual election for trustees in September, the sixth and fifth ranked trustees receive an initial term expiring one year later, the fourth ranked trustee receives an initial term expiring two years after that election, the third and second ranked trustees receive initial terms expiring three years after that election, and the first ranked trustee shall receive an initial term expiring four years after that election.

MARY E. KRAMER
President of the Senate

RON J. CORBETT
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 193, Seventy-seventh General Assembly.

MARY PAT GUNDERSON
Secretary of the Senate
Approved *April 29* 1997

TERRY E. BRANSTAD
Governor