

JAN 13 1999

STATE GOVERNMENT

HOUSE JOINT RESOLUTION

BY CORMACK

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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 to allow the recall, by petition and
3 election, of the Governor, Lieutenant Governor, Secretary of
4 State, Auditor of State, Treasurer of State, Attorney General,
5 Secretary of Agriculture, members of the General Assembly, and
6 elective officials of political subdivisions.

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

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HSR 3

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

3 1. Article XI of the Constitution of the State of Iowa is
4 amended by adding the following new section:

5 RECALL OF ELECTIVE OFFICERS AND OFFICIALS. Sec. 9. All
6 elective state officers, members of the General Assembly, and
7 all elective officials of political subdivisions of the State
8 shall be subject to recall from office by the eligible
9 electors of the State or political subdivisions whenever a
10 petition demanding recall signed by eligible electors equal in
11 number to at least twenty-five percent of the votes cast for
12 that office in the last election is filed with the official
13 with whom nomination papers for the office are filed, and such
14 official shall call a special election on the recall of the
15 officer or official in accordance with a procedure established
16 in law by the General Assembly.

17 Sec. 2. The foregoing amendment to the Constitution of the
18 State of Iowa is referred to the General Assembly to be chosen
19 at the next general election for members of the General
20 Assembly and the Secretary of State is directed to cause the
21 same to be published for three consecutive months previous to
22 the date of that election as provided by law.

23 EXPLANATION

24 This joint resolution proposes an amendment to the
25 Constitution of the State of Iowa which would allow an
26 election for the recall from office of the governor,
27 lieutenant governor, secretary of state, auditor of state,
28 treasurer of state, attorney general, secretary of
29 agriculture, members of the general assembly, and elective
30 officials of political subdivisions after petition by the
31 eligible electors of the state or of the political
32 subdivisions. Implementation of the amendment would require
33 statutory changes.

34 The resolution, if adopted, would be referred to the next
35 general assembly before being submitted to the electorate for

1 ratification.

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**HOUSE JOINT RESOLUTION 3
FISCAL NOTE**

A fiscal note for **House Joint Resolution 3** is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

House Joint Resolution 3 proposes an amendment to the Constitution of the State of Iowa to allow the recall, by petition and election, of the Governor, Lieutenant Governor, Secretary of State, Auditor of State, Treasurer of State, Attorney General, Secretary of Agriculture, members of the General Assembly, and elective officials of political subdivision.

ASSUMPTIONS

The number of recall petition elections that could be called are unknown.

FISCAL IMPACT

There would be no significant cost impact to the State General Fund.

The fiscal impact of HJR 3 to the counties cannot be determined due to insufficient information. However, special election costs for precincts in the State of Iowa average approximately \$650. A statewide special election would cost approximately \$1.5 million.

SOURCES

Iowa League of Cities
Iowa State Association of Counties
Secretary of State
National Conference of State Legislatures

(LSB 1437hh, SLS)

FILED FEBRUARY 24, 1999

BY DENNIS PROUTY, FISCAL DIRECTOR