House File 385 - Introduced

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

A BILL FOR

1 An Act relating to the filing of nomination petitions to fill a
2   vacancy on a city council.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1850HV 82
5 eg/gg/14

PAG LIN

1 1   Section 1. Section 372.13, subsection 2, paragraph b,
1 2 unnumbered paragraph 1, Code 2007, is amended to read as
1 3 follows:
1 4   By a special election held to fill the office for the
1 5 remaining balance of the unexpired term. If the council opts
1 6 for a special election or a valid petition is filed under
1 7 paragraph "a", the special election may be held concurrently
1 8 with any pending election as provided by section 69.12 if by
1 9 so doing the vacancy will be filled not more than ninety days
1 10 after it occurs. Otherwise, a special election to fill the
1 11 office shall be called by the council at the earliest
1 12 practicable date. The council shall give the county
1 13 commissioner at least thirty=two days' written notice of the
1 14 date chosen for the special election. The council of a city
1 15 where a primary election may be required shall give the county
1 16 commissioner at least sixty days' written notice of the date
1 17 chosen for the special election. A special election held
1 18 under this subsection is subject to sections 376.4 through
1 19 376.11, but the dates for actions in relation to the special
1 20 election, including dates for filing of nomination petitions,
1 21 shall be calculated with regard to the date for which the
1 22 special election is called. However, a nomination petition
1 23 must be filed not less than twenty=five days before the date
1 24 of the special election and, where a primary election may be
1 25 required, a nomination petition must be filed not less than
1 26 fifty=two days before the date of the special election.
1 27   EXPLANATION
1 28   This bill provides that a nomination petition for a special
1 29 election called to fill a vacancy on a city council must be
1 30 filed not less than 25 days before the date of the special
1 31 election. For those cities where a primary election may be
1 32 required, the nomination petition must be filed not less than
1 33 52 days before the date of the special election.
1 34 LSB 1850HV 82
1 35 eg:sc/gg/14