

Senate File 366 - Introduced

SENATE FILE _____
BY BOETTGER

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

A BILL FOR

1 An Act relating to the election of county sheriff on a
2 nonpartisan basis and providing an effective date.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 2673SS 82
5 sc/es/88

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1 1 Section 1. Section 39.17, unnumbered paragraph 1, Code
1 2 2007, is amended to read as follows:
1 3 There shall be elected in each county at the general
1 4 election to be held in the year 1976 and every four years
1 5 thereafter, an auditor ~~and a sheriff, each~~ to hold office for
1 6 a term of four years.
1 7 Sec. 2. Section 39.21, Code 2007, is amended to read as
1 8 follows:
1 9 39.21 NONPARTISAN OFFICES.
1 10 1. There shall be elected at each general election, on a
1 11 nonpartisan basis, the following officers:
1 12 ~~1- a.~~ County public hospital trustees as required by
1 13 section 347.25.
1 14 ~~2- b.~~ Soil and water conservation district commissioners
1 15 as required by section 161A.5.
1 16 ~~3- c.~~ County agricultural extension council members as
1 17 provided in section 176A.6.
1 18 ~~4- d.~~ Township officers as provided in section 39.22,
1 19 subsection 2.
1 20 2. There shall be elected in each county at the general
1 21 election to be held in the year 2008 and every four years
1 22 thereafter, on a nonpartisan basis, a sheriff to hold office
1 23 for a term of four years.
1 24 Sec. 3. Section 69.14A, subsection 2, unnumbered paragraph
1 25 1, Code 2007, is amended to read as follows:
1 26 A vacancy in any of the offices listed in section 39.17 or
1 27 in the office of county sheriff shall be filled by one of the
1 28 two following procedures:
1 29 Sec. 4. Section 97B.49C, subsection 1, paragraph e, Code
1 30 2007, is amended to read as follows:
1 31 e. "Sheriff" means a county sheriff as ~~defined~~ described
1 32 in section ~~39.17~~ 39.21.
1 33 Sec. 5. Section 97B.49G, subsection 7, paragraph a,
1 34 unnumbered paragraph 3, subparagraph (1), Code 2007, is
1 35 amended to read as follows:
2 1 (1) As a county sheriff as ~~defined~~ described in section
2 2 ~~39.17~~ 39.21.
2 3 Sec. 6. Section 331.651, subsection 1, unnumbered
2 4 paragraph 1, Code 2007, is amended to read as follows:
2 5 The office of sheriff is ~~an~~ a nonpartisan elective office.
2 6 However, if a vacancy occurs in the office, the first deputy
2 7 shall assume the office after qualifying as provided in this
2 8 section. The first deputy shall hold the office until a
2 9 successor is appointed or elected to the unexpired term as
2 10 provided in chapter 69. If a sheriff is suspended from
2 11 office, the district court may appoint a sheriff until a
2 12 temporary appointment is made by the board as provided in
2 13 section 66.19.
2 14 Sec. 7. Section 331.661, subsection 3, Code 2007, is
2 15 amended to read as follows:
2 16 3. The office of multicounty sheriff is created effective
2 17 on January 1 of the year following the next general election
2 18 at which the county sheriff is elected as provided by this
2 19 section and section ~~39.17~~ 39.21.
2 20 Sec. 8. IMMEDIATE EFFECTIVE DATE. This Act, being deemed

2 21 of immediate importance, takes effect upon enactment.

2 22 EXPLANATION

2 23 This bill provides that the county sheriff shall be elected
2 24 on a nonpartisan basis beginning with the general election in
2 25 November 2008.

2 26 The bill takes effect upon enactment.

2 27 LSB 2673SS 82

2 28 sc:nh/es/88