

5 2. By striking in line nineteen (19) the word "sixty" and by inserting in
6 lieu thereof the word, "fifty (50)".

7 3. By striking in line twenty (20) the words, "seventy-five" and by in-
8 serting in lieu thereof the word, "eighty (80)".

Approved May 16, 1969.

CHAPTER 218

ELECTION COUNTY SUPERVISORS

H. F. 812

AN ACT relating to the election of county boards of supervisors.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1.

2 1. Each county board of supervisors shall, by November 1, 1969, select
3 one of the following alternative supervisor representation plans:

4 a. Plan one. Election at large and without district residence require-
5 ments for members.

6 b. Plan two. Election at large but with equal population district resi-
7 dence requirements for members.

8 c. Plan three. Election from single-member equal-population districts
9 in which the electors of each district shall elect one member who shall be
10 required to reside in that district.

11 2. The plan so selected and any plan thereafter selected by the
12 board shall, subject to the provisions of section two (2) of this Act, remain
13 in effect for at least six years.

14 3. In the event that a plan is not selected by resolution of the board by
15 November 1, 1969, and a special election pursuant to section two (2) of this
16 Act has not thereafter been petitioned for, plan one as provided in subsec-
17 tion one (1), paragraph a of this section shall become effective on January
18 1, 1970.

1 SEC. 2. The board of supervisors, when petitioned by ten percent of
2 the number of qualified electors of the county having voted in the last
3 previous general election for the office of governor, shall cause a special
4 election to be held within the county for the purpose of selecting the su-
5 pervisor representation plan enumerated in section one (1) of this Act un-
6 der which such county board shall thereafter be elected.

7 Such petition shall be filed with the county auditor by January 1 of
8 the year 1970 or any general election year thereafter. However, the plan
9 selected by such special election and any plan thereafter selected by spe-
10 cial election shall remain in effect for at least six years. Said special elec-
11 tion shall be held at least one hundred days prior to the primary election.
12 Notice of such special election shall be published once each week for three
13 successive weeks in an official newspaper of the county and shall state the
14 alternative representation plans to be submitted to the electors and that
15 the election will be held not less than five nor more than twenty days from
16 the date of last publication.

17 The alternative supervisor representation plans shall be stated in sub-
18 stantially the following manner:

19 "The individual members of the county board of supervisors in _____
20 _____ County, Iowa, shall be elected:

21 Plan 1. At large and without district residence requirements for mem-
22 bers.

23 Plan 2. At large but with equal population district residence require-
24 ments for members.

25 Plan 3. From single-member equal-population districts in which the
26 electors of each district shall elect one member who shall be required to
27 reside in that district."

28 If the plan adopted by a plurality of the ballots cast in the special
29 election is not the supervisor representation plan currently in effect in the
30 county, the members of the board serving at the time of the special elec-
31 tion shall continue their terms until the second secular day in January fol-
32 lowing the next general election, at which time the terms of all such mem-
33 bers shall expire and members shall be elected pursuant to the require-
34 ments of the plan adopted by the people and set out in sections three (3),
35 four (4), and five (5) of this Act.

1 SEC. 3. **Plan one.** If plan one is selected pursuant to sections one
2 (1) or two (2) of this Act, the county board shall be elected as provided in
3 this section.

4 1. In the primary and general elections, the number of supervisors, or
5 candidates for such offices, which constitutes the county board in such
6 county, shall be elected by the qualified electors of the county at large
7 and no district residence requirements shall be imposed upon the candi-
8 dates for such office.

9 2. In counties with three supervisors, one person shall be elected as a
10 member of the board for two years and two persons shall be elected as mem-
11 bers of the board for four years.

12 In counties with five supervisors, two persons shall be elected as mem-
13 bers of the board for two years and three persons shall be elected as mem-
14 bers of the board for four years.

15 In no case shall a board be composed of more than five members.

16 The determination as to whether a term of office shall be for two or four
17 years shall be decided by lot prior to the primary election, and the results
18 of such determination indicated on the ballot in such primary and general
19 elections. If section six (6) of this Act is applicable, terms shall be desig-
20 nated in compliance therewith. Terms of office in all subsequent general
21 elections shall be for four years, except as otherwise provided by this Act.

1 SEC. 4. **Plan two.** If plan two is selected pursuant to sections one
2 (1) or two (2) of this Act, the county board shall be elected as provided in
3 this section.

4 1. The board of supervisors shall, before November 1, 1969, and before
5 November first of the nonelection year following each federal decennial
6 census thereafter, if necessary, divide the county into a number of super-
7 visor districts corresponding to the number of supervisors in such county.
8 However, if such plan is selected pursuant to section two (2) of this Act, the
9 board shall so divide the county before March 15 of the election year. The
10 board shall make a good-faith effort to achieve precise mathematical equal-
11 ity in the population of such districts as indicated by the most recent fed-
12 eral decennial census.

13 Such supervisor districts may be drawn on the basis of existing natural

14 or artificial divisions and boundaries of the county; township and voting
15 precinct lines may be crossed; but in no event shall the existence of con-
16 venient district boundaries justify the designation of supervisor districts
17 which are not of as nearly precise mathematical equality in population as
18 is practicable.

19 2. Members of the county board shall be required to reside one to each
20 supervisor district but shall be elected by the electors of the county at
21 large. Election ballots shall be prepared to specify the district which each
22 candidate seeks to represent and each elector may cast a vote for one
23 candidate from each district for which a supervisor is to be chosen in the
24 general election.

25 3. The county board may redesignate supervisor districts once in every
26 two years, and no sooner. In the event that the board redistricts, it must
27 be completed and available to the public by November first of the year
28 prior to the election to be applicable in that election year. The provisions
29 of this subsection shall not be construed as having the effect of lengthening
30 or diminishing the term of office of any member of such board as a result
31 of such redesignation, nor shall districts be redesignated except in compli-
32 ance with this section. No supervisor district shall be designated by the
33 county board pursuant to subsection one (1) of this section which, while
34 complying with the requirement that it be of as nearly precise mathemati-
35 cal equality in population as practicable to the other supervisor districts
36 of the county, discriminates by design for or against any political party,
37 board member, candidate for board membership, racial or ethnic minority
38 or any other group of persons.

39 4. At the primary and general elections the number of supervisors, or
40 candidates for such offices, which constitute the county board in such coun-
41 ty shall be elected as provided in this section. Terms of members shall be
42 as provided in section three (3), subsection two (2) of this Act.

1 **SEC. 5. Plan three.** If plan three is selected pursuant to sections one
2 (1) or two (2) of this Act, the county board shall be elected as provided in
3 section four (4) of this Act, except that each member of the board, and
4 candidates for such office, shall, at the primary and general elections,
5 be elected only by the electors of the district which he or they seek to rep-
6 resent.

1 **SEC. 6.**

2 1. In the event there is no special election pursuant to section two (2)
3 of this Act or a special election does not change the supervisor representa-
4 tion plan selected by the board pursuant to section one (1) of this Act,
5 the members of the board elected in the 1968 general election shall, except
6 as provided in subsection two (2) of this section, continue to retain office
7 until their terms expire. If plan one is selected, or imposed pursuant to
8 section one (1), subsection three (3) of this Act, such holdover members
9 shall become supervisors at large.

10 2. The terms of holdover members elected to five-year terms in the
11 1968 general election shall expire on the second secular day in January,
12 1973. No county board shall, after the second secular day in January,
13 1971, be composed of more than five members. Boards of more than five
14 members shall, before the 1970 general election, reduce their number to five
15 in a manner determined by the board and pursuant to law.

16 If plan two or three is selected under the circumstances described in sub-
17 section one (1) of this section, each holdover member shall represent the

18 supervisor district wherein he resides; however, if two or more such hold-
 19 over members are residents of the same district the terms of both or all
 20 of such members shall expire on the second secular day in January follow-
 21 ing the 1970 general election and members shall be chosen in such election
 22 to fill the vacancies thus created. The terms of such members shall be two
 23 years. All subsequent members shall be elected pursuant to this Act.

1 SEC. 7. Section three hundred thirty-one point two (331.2), Code 1966,
 2 is hereby repealed and the following enacted in lieu thereof:

3 "When petitioned to do so by one-tenth of the qualified electors of said
 4 county having voted in the last previous general election for the office of
 5 governor, the board of supervisors shall, or may on its own motion by
 6 resolution, submit to the qualified electors of the county, at any regular
 7 election, a proposition as to whether or not the number of supervisors
 8 should be increased to five.

9 If a majority of the votes cast shall be in favor of the increase to five
 10 members, then at the next general election two additional supervisors shall
 11 be elected; one for a term of two years and one for a term of four years.

12 The length of term for which any person is a candidate and the time
 13 when the term begins shall be indicated on the ballot."

1 SEC. 8. Section three hundred thirty-one point three (331.3), Code
 2 1966, is hereby repealed and the following enacted in lieu thereof:

3 "In any county where the number of supervisors has been increased to
 4 five, the board of supervisors shall, on petition of one-tenth of the qualified
 5 electors of the county having voted in the last previous general election for
 6 the office of governor, or may on its own motion by resolution, submit to
 7 the qualified electors of the county, at any regular election, a proposition
 8 as to whether or not the number of supervisors should be decreased to
 9 three.

10 If a majority of the votes cast shall be in favor of the decrease to three
 11 members, then the number of supervisors shall be so reduced as provided in
 12 section three hundred thirty-one point six (331.6) of the Code and section
 13 nine (9) of this Act."

1 SEC. 9. Section three hundred thirty-one point seven (331.7), Code
 2 1966, as amended by chapter one hundred four (104), section two (2), Acts
 3 of the Sixty-second General Assembly, is hereby repealed and the follow-
 4 ing enacted in lieu thereof:

5 "At the next general election following the one at which the proposition
 6 to reduce the number of members of the board to three was carried, such
 7 members shall be elected pursuant to the supervisor representation plan
 8 currently in effect in such county. One person shall be elected as member
 9 of the board for two years and two for four years.

10 The length of term for which any person is a candidate and the time
 11 when the term begins shall be indicated on the ballot."

1 SEC. 10. Chapter one hundred four (104), section one (1), Acts of the
 2 Sixty-second General Assembly, amending section thirty-nine point eighteen
 3 (39.18), Code 1966, is hereby amended by striking from line eight (8) the
 4 words "supervisor or".

1 SEC. 11. Sections thirty-nine point nineteen (39.19), thirty-nine point
 2 twenty (39.20), three hundred thirty-one point eight (331.8), three hundred
 3 thirty-one point nine (331.9), three hundred thirty-one point ten (331.10),

4 three hundred thirty-one point eleven (331.11), three hundred thirty-one
 5 point twenty-five (331.25), three hundred thirty-one point twenty-six (331.26),
 6 three hundred thirty-one point twenty-seven (331.27), three hundred thirty-
 7 one point twenty-eight (331.28), Code 1966, are hereby repealed.

Approved June 6, 1969.

CHAPTER 219

REPAIR OF COUNTY BUILDINGS

H. F. 334

AN ACT relating to the amount of money a county may spend to repair and remodel buildings owned by the county.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section three hundred forty-five point one (345.1), Code
 2 1966, is hereby amended by striking in line twenty-two (22) the word
 3 "twenty" and inserting in lieu thereof the word "fifty".

Approved May 22, 1969.

CHAPTER 220

COUNTY PUBLIC HOSPITALS

H. F. 624

AN ACT relating to county public hospitals.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section three hundred forty-seven point seven (347.7), Code
 2 1966, as amended by chapter three hundred (300), sections one (1) and
 3 three (3), Acts of the Sixty-second General Assembly, is hereby further
 4 amended by inserting at the end thereof the following:
 5 "No levy shall be made for the improvement, maintenance, or replace-
 6 ments of the hospital until the hospital has been constructed, staffed, and
 7 receiving patients."

1 SEC. 2. Section three hundred forty-seven point one (347.1), Code 1966,
 2 is hereby amended as follows:

3 1. By striking lines fourteen (14) and fifteen (15) and inserting in lieu
 4 thereof the words "such purpose."

5 2. By striking from lines twenty-three (23) and twenty-four (24) the
 6 words "provided for herein" and inserting in lieu thereof the words "as
 7 limited by the provisions of sections three hundred forty-seven point five
 8 (347.5) and three hundred forty-seven point seven (347.7) of the Code".

Approved June 6, 1969.