

JAN 10 2001

STATE GOVERNMENT

HOUSE FILE 39
BY JENKINS and BRUNKHORST

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

A BILL FOR

1 An Act relating to straight party voting in elections.

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

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HF 39

1 Section 1. Section 49.37, subsection 1, unnumbered
2 paragraph 1, Code 2001, is amended by striking the unnumbered
3 paragraph and inserting in lieu thereof the following:

4 A ballot shall not contain a straight party or organization
5 section for the voter to mark. Straight party voting shall
6 not be provided for general elections or for any other
7 elections in which more than one partisan office will be
8 filled.

9 Sec. 2. Section 49.42A, Code 2001, is amended to read as
10 follows:

11 49.42A FORM OF OFFICIAL BALLOT.

12 The ballot for the general election shall be arranged in
13 substantially the following form:

14 ~~PARTISAN-OFFICES-STRAIGHT-PARTY-VOTING~~

15 ~~To-vote-for-all-candidates-from-a-single-party-mark-the~~
16 ~~voting-target-next-to-the-party-name.--Not-all-parties-have~~
17 ~~nominated-candidates-for-all-offices.--Marking-a-straight~~
18 ~~party-vote-does-not-include-votes-for-nonpartisan-offices,~~
19 ~~judges,-or-questions-~~

20 ~~POLITICAL-PARTY-NAME~~

21 ~~POLITICAL-PARTY-NAME~~

22 ~~POLITICAL-ORGANIZATION-NAME~~

23 ~~POLITICAL-ORGANIZATION-NAME~~

24 ~~OTHER-POLITICAL-ORGANIZATIONS~~

25 ~~The-following-political-organizations-have-nominated~~
26 ~~candidates-for-only-one-office-~~

27 ~~POLITICAL-ORGANIZATION-NAME~~

28 ~~POLITICAL-ORGANIZATION-NAME~~

29 FEDERAL OFFICES

30 For President and Vice President

31 Vote for no more than one team.

32 CANDIDATE NAME, of State

33 CANDIDATE NAME, of State

34 Political Party

35 CANDIDATE NAME, of State

1 CANDIDATE NAME, of State
2 Political Party
3 CANDIDATE NAME, of State
4 CANDIDATE NAME, of State
5 Political Organization Name
6 CANDIDATE NAME, of State
7 CANDIDATE NAME, of State
8 Political Organization Name
9 CANDIDATE NAME, of State
10 CANDIDATE NAME, of State
11 Nominated by Petition
12
13 Write-in for President, if any.
14
15 Write-in for Vice President, if any.
16 For U. S. Senator
17 Vote for no more than one.
18 CANDIDATE NAME
19 Political Party
20 CANDIDATE NAME
21 Political Party
22 CANDIDATE NAME
23 Political Organization
24 CANDIDATE NAME
25 Political Organization
26 CANDIDATE NAME
27 Nominated by Petition
28
29 Write-in vote, if any.
30 For U. S. Representative
31 First District
32 Vote for no more than one.
33 CANDIDATE NAME
34 Political Party
35 CANDIDATE NAME

1 Political Party
 2 CANDIDATE NAME
 3 Political Organization
 4 CANDIDATE NAME
 5 Political Organization
 6 CANDIDATE NAME
 7 Nominated by Petition
 8
 9 Write-in vote, if any.

STATE OFFICES

For State Senator, District 2
 Vote for no more than one.

13 CANDIDATE NAME
 14 Political Party
 15 CANDIDATE NAME
 16 Political Party
 17 CANDIDATE NAME
 18 Political Organization
 19 CANDIDATE NAME
 20 Political Organization
 21 CANDIDATE NAME
 22 Nominated by Petition
 23
 24 Write-in vote, if any.

25 Sec. 3. Section 49.57, subsection 2, Code 2001, is amended
26 to read as follows:

27 ~~2. In the area of the general election ballot for straight~~
 28 ~~party voting, the party names shall be printed in capital~~
 29 ~~letters of uniform size, in not less than twelve point type.~~
 30 After the name of each candidate for a partisan office the
 31 name of the candidate's political party shall be printed in at
 32 least six point type.

33 Sec. 4. Section 49.98, Code 2001, is amended to read as
34 follows:

35 49.98 COUNTING BALLOTS.

1 The ballots shall be counted according to the voters' marks
2 on them as provided in sections 49.92 ~~to-49.97~~ and 49.93, and
3 not otherwise. If, for any reason, it is impossible to
4 determine from a ballot, as marked, the choice of the voter
5 for any office, the vote for that office shall not be counted.
6 ~~When there is a conflict between a straight party or~~
7 ~~organization vote for one political party or nonparty~~
8 ~~political organization and the vote cast by marking the voting~~
9 ~~target next to the name of a candidate for another political~~
10 ~~party or nonparty political organization on the ballot, the~~
11 ~~mark next to the name of the candidate shall be held to~~
12 ~~control, and the straight party or organization vote in that~~
13 ~~case shall not apply as to that office.~~ Any ballot shall be
14 rejected if it is marked in any other manner than authorized
15 in sections 49.92 ~~to-49.97~~ and 49.93. A ballot shall be
16 rejected if the voter used a mark to identify the voter's
17 ballot.

18 Sec. 5. Section 52.12, Code 2001, is amended to read as
19 follows:

20 52.12 ~~EXCEPTION~~ PROHIBITION -- STRAIGHT PARTY VOTING.

21 Voting machines used in this state shall not have a single
22 lever or switch which casts a vote for each candidate of a
23 political party or nonparty political organization which has
24 nominated candidates for more than one partisan office on the
25 ballot. Straight party voting shall not be provided for ~~all~~
26 general elections or for any other elections in which more
27 than one partisan office will be filled.

28 Sec. 6. Sections 49.94, 49.95, 49.96, and 49.97, Code
29 2001, are repealed.

30 EXPLANATION

31 This bill abolishes straight party voting in the general
32 election and all other elections in which more than one
33 partisan office will be filled.

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