

**Senate File 568 - Reprinted**

SENATE FILE 568  
BY COMMITTEE ON STATE  
GOVERNMENT

(SUCCESSOR TO SSB 1237)

(As Amended and Passed by the Senate March 17, 2021)

**A BILL FOR**

1 An Act relating to the conduct of elections, including  
2 nominations and procedures for proposed amendments to the  
3 Iowa Constitution, and including effective date provisions.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 39.2, subsection 4, paragraph a, Code  
2 2021, is amended to read as follows:

3 a. For a county, in an odd-numbered year, the first Tuesday  
4 in March, the second Tuesday in September, or the first Tuesday  
5 after the first Monday in November. For a county, in an  
6 even-numbered year, the first Tuesday in March, ~~or the second~~  
7 Tuesday in September, or the first Tuesday after the first  
8 Monday in November.

9 Sec. 2. Section 39.4, Code 2021, is amended to read as  
10 follows:

11 **39.4 Proclamation concerning revision of Constitution.**

12 1. In the years in which the Constitution requires, or at  
13 other times when the general assembly by law provides for, a  
14 vote on the question of calling a convention and revising the  
15 Constitution, the governor shall at least sixty days before the  
16 general election issue a proclamation directing that at the  
17 general election there be proposed to the people the following  
18 question:

19 Shall there be a convention to revise the Constitution, and  
20 propose amendment or amendments to same?

21 2. The question proposed pursuant to this section shall be  
22 considered a public measure for the purposes of sections 49.43  
23 through 49.47.

24 Sec. 3. Section 39.11, Code 2021, is amended to read as  
25 follows:

26 **39.11 More than one office prohibited.**

27 1. Statewide elected officials and members of the general  
28 assembly shall not hold more than one elective office at a  
29 time. All other elected officials shall not hold more than  
30 one elective office at the same level of government at a time.  
31 This section does not apply to the following offices: county  
32 agricultural extension council or soil and water conservation  
33 district commission.

34 2. Notwithstanding subsection 1, an elected official may  
35 hold a second elective office if not more than thirty days

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1 remain in the term of the first office and the elected official  
2 did not seek reelection for the first office in the most recent  
3 election.

4 Sec. 4. Section 39.12, Code 2021, is amended to read as  
5 follows:

6 **39.12 Failure to vacate.**

7 An elected official who has been elected to another elective  
8 office to which section 39.11 applies shall choose only one  
9 office in which to serve unless otherwise permitted pursuant  
10 to section 39.11, subsection 2. The official shall resign  
11 from all but one of the offices to which section 39.11 applies  
12 before the beginning of the term of the office to which the  
13 person was most recently elected unless otherwise permitted  
14 pursuant to section 39.11, subsection 2. Failure to submit the  
15 required resignation will result in a vacancy in ~~all~~ the first  
16 ~~elective offices~~ office to which the person was elected.

17 Sec. 5. Section 43.11, subsection 1, Code 2021, is amended  
18 to read as follows:

19 1. For an elective county office, in the office of the  
20 county commissioner not earlier than ninety-two days nor later  
21 than 5:00 p.m. on the ~~sixty-ninth~~ seventy-fourth day before the  
22 day fixed for holding the primary election.

23 Sec. 6. Section 43.16, subsection 2, paragraph b, Code 2021,  
24 is amended to read as follows:

25 b. A person who has filed nomination papers with the  
26 commissioner may withdraw as a candidate not later than the  
27 ~~sixty-seventh~~ sixty-ninth day before the primary election by  
28 notifying the commissioner in writing.

29 Sec. 7. Section 43.23, Code 2021, is amended to read as  
30 follows:

31 **43.23 Death or withdrawal of primary candidate.**

32 1. If a person who has filed nomination papers with the  
33 state commissioner as a candidate in a primary election dies  
34 or withdraws up to the ~~seventy-sixth~~ seventy-fourth day before the primary  
35 election, the appropriate convention or central committee of

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1 that person's political party may designate one ~~additional~~  
 2 primary election candidate for the nomination that person  
 3 was seeking, if the designation is submitted to the state  
 4 commissioner in writing by 5:00 p.m. on the seventy-first day  
 5 before the date of the primary election and no other person has  
 6 filed as a candidate for the nomination in that election. The  
 7 name of any candidate so submitted shall be included in the  
 8 appropriate certificate or certificates furnished by the state  
 9 commissioner under section 43.22.

10 2. If a person who has filed nomination papers with the  
 11 commissioner as a candidate in a primary election dies or  
 12 withdraws up to the ~~sixty-seventh~~sixty-ninth day before  
 13 the primary election, the appropriate convention or central  
 14 committee of that person's political party may designate one  
 15 ~~additional~~ primary election candidate for the nomination  
 16 that person was seeking, if the designation is submitted to  
 17 the commissioner in writing by 5:00 p.m. on the ~~sixty-third~~  
 18 sixty-fourth day before the primary election. The name of  
 19 any candidate so submitted shall be placed on the appropriate  
 20 ballot or ballots by the commissioner.

21 Sec. 8. Section 43.24, subsection 1, paragraph a, Code 2021,  
 22 is amended to read as follows:

23 a. Objections to the legal sufficiency of a nomination  
 24 petition or certificate of nomination filed or issued under  
 25 this chapter or to the eligibility of a candidate may be filed  
 26 in writing by any person who would have the right to vote for  
 27 the candidate for the office in question. Objections relating  
 28 to incorrect or incomplete information for information that is  
 29 required under section 43.14 or 43.18 shall be sustained.

30 Sec. 9. Section 43.24, subsection 1, paragraph b,  
 31 subparagraph (2), Code 2021, is amended to read as follows:

32 (2) Those filed with the commissioner, not less than  
 33 ~~sixty-four~~sixty-seven days before the date of the election,  
 34 or for certificates of nomination filed under section 43.23,  
 35 not less than ~~sixty-two~~sixty-three days before the date of the

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1 election.

2 Sec. 10. Section 43.78, subsection 2, Code 2021, is amended  
3 to read as follows:

4 2. The name of any candidate designated to fill a vacancy  
5 on the general election ballot in accordance with subsection  
6 1, paragraph "a", "b", or "c" shall be submitted in writing  
7 to the state commissioner not later than 5:00 p.m. on the  
8 ~~seventy-third~~ seventy-sixth day before the date of the general  
9 election.

10 Sec. 11. Section 43.79, Code 2021, is amended to read as  
11 follows:

12 **43.79 Death of candidate after time for withdrawal.**

13 The death of a candidate nominated as provided by law for  
14 any office to be filled at a general election, during the  
15 period beginning on the eighty-first day before the general  
16 election, in the case of any candidate whose nomination papers  
17 were filed with the state commissioner, or beginning on the  
18 ~~seventy-third~~ seventy-fourth day before the general election,  
19 in the case of any candidate whose nomination papers were filed  
20 with the commissioner, and ending ~~on the last day before at~~  
21 the time the polls close on the day of the general election  
22 shall not operate to remove the deceased candidate's name from  
23 the general election ballot. If the deceased candidate was  
24 seeking the office of senator or representative in the Congress  
25 of the United States, governor, attorney general, senator or  
26 representative in the general assembly or county supervisor,  
27 section 49.58 shall control. If the deceased candidate was  
28 seeking any other office, and as a result of the candidate's  
29 death a vacancy is subsequently found to exist, the vacancy  
30 shall be filled as provided by chapter 69.

31 Sec. 12. Section 44.4, subsection 2, paragraph a,  
32 subparagraphs (1) and (2), Code 2021, are amended to read as  
33 follows:

34 (1) Those filed with the state commissioner, not less than  
35 ~~sixty-eight~~ seventy-four days before the first Tuesday after

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1 the first Monday in June in each even-numbered year, or for  
2 certificates of nomination filed under subsection 1, paragraph  
3 "b", not less than seventy-four days before the date of the  
4 election.

5 (2) Those filed with the commissioner, not less than  
6 ~~sixty-four~~ sixty-seven days before the ~~date of the election~~  
7 first Tuesday after the first Monday in June in each  
8 even-numbered year, except as provided in subparagraph (3).

9 Sec. 13. Section 44.6, Code 2021, is amended to read as  
10 follows:

11 **44.6 Hearing before state commissioner.**

12 Objections filed with the state commissioner shall be  
13 considered by the secretary of state and auditor of state and  
14 attorney general, and a majority decision shall be final; but  
15 if the objection is to the certificate of nomination of one  
16 or more of the above named officers, said officer or officers  
17 so objected to shall not pass upon the same, but their places  
18 shall be filled, respectively, by the treasurer of state,  
19 the governor, and the secretary of agriculture. Objections  
20 relating to incorrect or incomplete information for information  
21 that is required under section 44.3 shall be sustained.

22 Sec. 14. Section 44.7, Code 2021, is amended to read as  
23 follows:

24 **44.7 Hearing before commissioner.**

25 Except as otherwise provided in section 44.8, objections  
26 filed with the commissioner shall be considered by the county  
27 auditor, county treasurer, and county attorney, and a majority  
28 decision shall be final. However, if the objection is to the  
29 certificate of nomination of one or more of the above named  
30 county officers, the officer or officers objected to shall not  
31 pass upon the objection, but their places shall be filled,  
32 respectively, by the chairperson of the board of supervisors,  
33 the sheriff, and the county recorder. Objections relating to  
34 incorrect or incomplete information for information that is  
35 required under section 44.3 shall be sustained.

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1 Sec. 15. Section 44.8, Code 2021, is amended by adding the  
2 following new subsection:

3 NEW SUBSECTION 3. Objections relating to incorrect or  
4 incomplete information for information that is required under  
5 section 44.3 shall be sustained.

6 Sec. 16. Section 44.9, subsections 1 and 2, Code 2021, are  
7 amended to read as follows:

8 1. In the office of the state commissioner, at least  
9 ~~sixty-eight~~ eighty-one days before the date of the election,  
10 or for withdrawal of nominations filed under section 44.4,  
11 subsection 1, paragraph "b", at least seventy-six days before  
12 the date of election

13 2. In the office of the appropriate commissioner, at least  
14 ~~sixty-four~~ seventy-four days before the date of the election,  
15 except as otherwise provided in subsection 6.

16 Sec. 17. Section 44.11, Code 2021, is amended to read as  
17 follows:

18 **44.11 Vacancies filled.**

19 If a candidate named under this chapter withdraws or dies  
20 before the deadline established in section 44.9, declines a  
21 nomination, ~~or dies before election day~~, or if a certificate of  
22 nomination is held insufficient or inoperative by the officer  
23 with whom it is required to be filed, or in case any objection  
24 made to a certificate of nomination, or to the eligibility  
25 of any candidate named in the certificate, is sustained by  
26 the board appointed to determine such questions, the vacancy  
27 or vacancies may be filled by the convention, or caucus, or  
28 in such manner as such convention or caucus has previously  
29 provided. The vacancy or vacancies shall be filled not less  
30 than ~~seventy-four~~ seventy-six days before the election in  
31 the case of nominations required to be filed with the state  
32 commissioner or not less than seventy-one days for nominations  
33 filed under section 44.4, subsection 1, paragraph "b", not less  
34 than ~~sixty-four~~ sixty-nine days before the election in the case  
35 of nominations required to be filed with the commissioner, not

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1 less than forty-twoday before the election in the case of  
2 nominations required to be filed in the office of the school  
3 board secretary, and not less than forty-twoday before the  
4 election in the case of nominations required to be filed with  
5 the commissioner for city elections.

6 Sec. 18. Section 48A.30, subsection 1, paragraph a, Code  
7 2021, is amended to read as follows:

8 a. The registered voter dies. For the purposes of this  
9 subsection, the commissioner may accept as evidence of death a  
10 notice from the state registrar of vital statistics forwarded  
11 by the state registrar of voters, a notice from the federal  
12 social security administration, a written statement from a  
13 person related to the registered voter within the second degree  
14 of consanguinity or first degree of affinity, an obituary  
15 in a newspaper or that appears on the internet site of a  
16 funeral establishment licensed under chapter 156 or by the  
17 proper authority of another state, a written statement from an  
18 election official or personal representative of the registered  
19 voter's estate, or a notice from the county recorder of the  
20 county where the registered voter died.

21 Sec. 19. Section 49.31, subsection 2, paragraph c, Code  
22 2021, is amended to read as follows:

23 c. On the general election ballot the names of candidates  
24 for the nonpartisan offices listed in section 39.21 shall  
25 be arranged by drawing lots for position. The commissioner  
26 shall hold the drawing on the ~~first business day following the~~  
27 ~~deadline for filing of nomination certificates or petitions~~  
28 ~~with the commissioner for the general election pursuant to~~  
29 ~~section 44.4~~ sixty-eighth day prior to the first Tuesday after  
30 the first Monday in November. If a candidate withdraws, dies,  
31 or is removed from the ballot after the ballot position of  
32 names has been determined, such candidate's name shall be  
33 removed from the ballot, and the order of the remaining names  
34 shall not be changed.

35 Sec. 20. NEW SECTION **49.42B Form of official ballot—**

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**1 candidates for president and vice president.**

2 When candidates for president and vice president of the  
3 United States appear on the ballot, the following statement  
4 shall appear directly above the section of the ballot listing  
5 such candidates:

6 [A ballot cast for the named candidates for president and vice  
7 president of the United States is considered to be cast for  
8 the slate of presidential electors nominated by the political  
9 party, nonparty political organization, or independent  
10 candidate.]

11 Sec. 21. Section 49.43, subsection 2, Code 2021, is amended  
12 to read as follows:

13 2. Constitutional amendments and other public measures ~~may~~  
14 shall be summarized by the commissioner as provided in sections  
15 49.44 and 52.25.

16 Sec. 22. Section 49.44, subsection 1, Code 2021, is amended  
17 to read as follows:

18 1. When a proposed constitutional amendment or other public  
19 measure to be decided by the voters of the entire state is to  
20 be voted upon, the state commissioner shall prepare a written  
21 summary of the amendment or measure including the number of  
22 the amendment or statewide public measure assigned by the  
23 state commissioner. The summary shall be printed immediately  
24 preceding the text of the proposed amendment or measure on the  
25 paper ballot or optical scan ballot referred to in section  
26 49.43. If the complete text of the proposed amendment or  
27 public measure will not fit on the ballot it shall be posted  
28 inside the voting booth. A copy of the full text shall be  
29 included with any absentee ballots.

30 Sec. 23. NEW SECTION **49.47A Public measures—**  
31 **notification.**

32 For a public measure appearing on a ballot in the month of  
33 March or September, the entity requesting the public measure  
34 shall mail notification of the election to each household that  
35 includes a registered voter eligible to vote on the public

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1 measure not later than twenty days before the election. The  
2 notification shall include the date of the election, the hours  
3 during which the polls will be open, and information on finding  
4 the voter's polling place, including the internet site and  
5 telephone number of the county commissioner of elections and  
6 the internet site of the state commissioner of elections.

7 Sec. 24. Section 49.53, subsection 1, Code 2021, is amended  
8 to read as follows:

9 1. The commissioner shall not less than four nor more than  
10 twenty days before the day of each election, except those for  
11 which different publication requirements are prescribed by law,  
12 publish notice of the election. The notice shall ~~contain a~~  
13 ~~facsimile of the portion of the ballot containing the first~~  
14 ~~rotation as prescribed by section 49.31, subsection 2, and~~  
15 ~~shall show list~~ the names of all candidates or nominees and the  
16 office each seeks, and all public questions, to be voted upon  
17 at the election. ~~The sample ballot published as a part of the~~  
18 ~~notice may at the discretion of the commissioner be reduced in~~  
19 ~~size relative to the actual ballot but such reduction shall~~  
20 ~~not cause upper case letters appearing in candidates' names or~~  
21 ~~in summaries of public measures on the published sample ballot~~  
22 ~~to be less than nine point type.~~ The notice shall also state  
23 the date of the election, the hours the polls will be open,  
24 that each voter is required to provide identification at the  
25 polling place before the voter can receive and cast a ballot,  
26 the location of each polling place at which voting is to occur  
27 in the election, and the names of the precincts voting at each  
28 polling place, ~~but the statement need not set forth any fact~~  
29 ~~which is apparent from the portion of the ballot appearing as~~  
30 ~~a part of the same notice.~~ The notice shall include the full  
31 text of all public measures to be voted upon at the election.  
32 The notice may contain one or more facsimiles of the portion  
33 of the ballot containing the first rotation as prescribed by  
34 section 49.31, subsection 2.

35 Sec. 25. Section 49.57, subsection 6, Code 2021, is amended

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1 to read as follows:

2 6. A portion of the ballot shall include the words "Official  
3 ballot", the unique identification number or name assigned by  
4 the commissioner to the ballot style, the date of the election,  
5 and the ~~impression or likeness of the~~ county seal of the county  
6 of the commissioner who has caused the ballot to be printed  
7 pursuant to section 49.51.

8 Sec. 26. Section 49.58, subsection 1, Code 2021, is amended  
9 to read as follows:

10 1. If any candidate nominated by a political party,  
11 as defined in section 43.2, for the office of senator or  
12 representative in the Congress of the United States, governor,  
13 attorney general, or senator or representative in the general  
14 assembly dies during the period beginning on the ~~eighty-eighth~~  
15 eighty-first day and ending at the time the polls close on the  
16 ~~last day before~~ of the general election, or if any candidate  
17 so nominated for the office of county supervisor dies during  
18 the period beginning on the ~~seventy-third~~ seventy-fourth day  
19 and ending at the time the polls close on the ~~last day before~~  
20 of the general election, the vote cast at the general election  
21 for that office shall not be canvassed as would otherwise be  
22 required by chapter 50. Instead, a special election shall be  
23 held on the first Tuesday after the second Monday in December,  
24 for the purpose of electing a person to fill that office.

25 Sec. 27. Section 49.75, Code 2021, is amended to read as  
26 follows:

27 **49.75 Oath.**

28 Before opening the polls, each of the board members shall  
29 take the following oath:

30 I, A. B., do solemnly swear or affirm that I will  
31 impartially, and to the best of my knowledge and ability,  
32 perform the duties of precinct election official of this  
33 election, and will studiously endeavor to prevent fraud,  
34 deceit, and abuse in conducting the election.

35 I understand that as a precinct election official, I have

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1 access to certain information that is considered confidential  
2 and is protected under Code chapters 22, 39A, 48A, and 715C.  
3 Due to this protected status, I agree to only release this  
4 information in accordance with Iowa law.

5 Additionally, I understand that the prohibition on sharing  
6 confidential information extends before and after the hours  
7 that my assigned polling place is open.

8 Sec. 28. Section 49.78, subsection 4, Code 2021, is amended  
9 to read as follows:

10 4. A person who is registered to vote but is unable  
11 to present a form of identification under subsection 2 or  
12 3 may establish identity and residency in the precinct by  
13 written oath of a person who is also registered to vote in  
14 the precinct. Before signing an oath under this subsection,  
15 the attesting registered voter shall present to the precinct  
16 election official proof of the voter's identity as provided  
17 in subsection 2 or 3. The attesting registered voter's oath  
18 shall attest to the stated identity of the person wishing to  
19 vote and that the person is a current resident of the precinct.  
20 The oath must be signed by the attesting registered voter in  
21 the presence of the appropriate precinct election official.  
22 A registered voter who has signed two oaths on election day  
23 attesting to a person's identity and residency as provided in  
24 this subsection is prohibited from signing any further oaths as  
25 provided in this subsection on that day.

26 Sec. 29. Section 49A.6, Code 2021, is amended to read as  
27 follows:

28 **49A.6 Certification— sample ballot.**

29 The state commissioner of elections shall, not less than  
30 ~~sixty-nine~~ sixty-three days preceding any election at which a  
31 constitutional amendment or public measure is to be submitted  
32 to a vote of the entire people of the state, transmit to the  
33 county commissioner of elections of each county a certified  
34 copy of the amendment or measure and a sample of the ballot to  
35 be used in such cases, prepared in accordance with law.

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1 Sec. 30. Section 50.11, subsection 1, Code 2021, is amended  
2 to read as follows:

3 1. When the canvass is completed one of the precinct  
4 election officials shall publicly announce the total number of  
5 votes received by each of the persons voted for, the office for  
6 which the person is designated, as announced by the designated  
7 tally keepers, and the number of votes for, and the number of  
8 votes against, any proposition which shall have been submitted  
9 to a vote of the people. A precinct election official ~~shall~~  
10 may, at the request of the commissioner who is conducting  
11 the election, communicate the election results by telephone  
12 ~~or and shall deliver the election results~~ in person pursuant  
13 to section 50.14 to the commissioner who is conducting the  
14 election immediately upon completion of the canvass.

15 Sec. 31. Section 50.12, Code 2021, is amended to read as  
16 follows:

17 **50.12 Return and preservation of ballots.**

18 Immediately after making the proclamation, and before  
19 separating, the board members of each precinct in which votes  
20 have been received by paper ballot shall enclose in an envelope  
21 or other container all ballots which have been counted by them,  
22 except those endorsed "Rejected as double", "Defective", or  
23 "Objected to", and securely seal the envelope. The signatures  
24 of all board members of the precinct shall be placed across  
25 the seal or the opening of the container so that it cannot  
26 be opened without breaking the seal. The precinct election  
27 officials ~~or a precinct election official not delivering~~  
28 election results in person pursuant to section 50.14, shall  
29 return all the ballots to the commissioner on the night of the  
30 election, who and the commissioner shall carefully preserve  
31 them for six months. Ballots from elections for federal  
32 offices shall be preserved for twenty-two months. The sealed  
33 packages containing voted ballots shall be opened only for  
34 an official recount authorized by section 50.48, 50.49, or  
35 50.50, for an election contest held pursuant to chapters 57

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1 through 62, to conduct an audit pursuant to section 50.51, or  
2 to destroy the ballots pursuant to section 50.19.

3 Sec. 32. **NEW SECTION 50.14 Return of results.**

4 When election results are delivered in person to the  
5 commissioner who is conducting the election, the printed  
6 results and memory device of the voting equipment shall be  
7 returned to the commissioner on election night by two precinct  
8 election officials who shall be of different political parties  
9 in the case of a partisan election, or by a person designated  
10 by the commissioner, including but not limited to a state or  
11 local law enforcement officer. The printed results and memory  
12 device shall be returned in a securely sealed envelope with the  
13 signatures of all board members of the precinct placed across  
14 the seal so that the envelope cannot be opened without breaking  
15 the seal.

16 Sec. 33. Section 50.17, Code 2021, is amended to read as  
17 follows:

18 **50.17 Return of election register.**

19 The precinct election register prepared for each election,  
20 together with the ballots to be returned pursuant to section  
21 50.12, if any, and the signed and attested tally list, shall be  
22 delivered to the commissioner by one of the precinct election  
23 officials ~~by noon of the day following the election~~ who does  
24 not deliver the election results in person pursuant to section  
25 50.14.

26 Sec. 34. Section 50.23, Code 2021, is amended to read as  
27 follows:

28 **50.23 Messengers for missing tally lists.**

29 The commissioner shall send messengers for all tally lists  
30 not received in the commissioner's office ~~by noon of the day~~  
31 following the election on the night of the election. The  
32 expense of securing such tally lists shall be paid by the  
33 county.

34 Sec. 35. Section 50.24, subsection 2, Code 2021, is amended  
35 to read as follows:

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1     2. Upon convening, the board shall open and canvass the  
 2 tally lists and shall prepare abstracts stating the number of  
 3 votes cast in the county, or in that portion of the county  
 4 in which the election was held, for each office and on each  
 5 question on the ballot for the election. The board shall  
 6 contact the chairperson of the special precinct board before  
 7 adjourning and include in the canvass any write-in votes  
 8 tallied and recorded by the special precinct board or any  
 9 absentee ballots which were received after the polls closed in  
 10 accordance with section 53.17 and which were canvassed by the  
 11 special precinct board after election day. The abstract shall  
 12 further indicate the name of each person who received votes for  
 13 each office on the ballot, and the number of votes each person  
 14 named received for that office, and the number of votes for and  
 15 against each question submitted to the voters at the election.  
 16 The votes of all write-in candidates who each received less  
 17 than five percent of the votes cast for an office or who  
 18 each received fewer than ten votes and was not determined to  
 19 be elected shall be reported collectively under the heading  
 20 "scattering".

21     Sec. 36. Section 50.51, subsection 5, Code 2021, is amended  
 22 to read as follows:

23     5. In advance of ~~any all~~ other ~~election elections~~, the state  
 24 commissioner ~~may~~ shall order an audit of the election in the  
 25 manner provided in this section.

26     Sec. 37. Section 53.17A, Code 2021, is amended by adding the  
 27 following new subsection:

28     NEW SUBSECTION 4. The state commissioner shall by February  
 29 26, 2024, include on the state commissioner's internet site  
 30 an application through which a voter can track the voter's  
 31 absentee ballot request form and absentee ballot. The  
 32 applications shall provide all of the following information:

33     a. Whether the voter returned a ballot in person, by mail,  
 34 or by voting in person at a satellite location.

35     b. The date the absentee ballot request form was received by

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1 the county commissioner.

2 c. The date the absentee ballot was mailed or given to the  
3 voter.

4 d. The date the absentee ballot was received by the county  
5 commissioner.

6 e. The date the county commissioner opened the outer  
7 envelope.

8 f. Whether there is a problem with the absentee ballot  
9 request form or absentee ballot that requires correction by the  
10 voter, along with instructions for the voter to contact the  
11 county commissioner as soon as possible to resolve the issue.

12 Sec. 38. Section 53.37, subsection 2, Code 2021, is amended  
13 to read as follows:

14 2. The term "*armed forces of the United States*" as used in  
15 this subchapter, shall mean the army, navy, marine corps, coast  
16 guard, ~~and~~ air force, ~~and~~ space force of the United States.

17 Sec. 39. Section 53.49, Code 2021, is amended to read as  
18 follows:

19 **53.49 Applicable to armed forces and other citizens.**

20 The provisions of this subchapter as to absent voting shall  
21 apply only to absent voters in the armed forces of the United  
22 States as defined for the purpose of absentee voting in section  
23 53.37. The provisions of sections 53.1 through ~~53.34~~ 53.33  
24 shall apply to all other voters not members of the armed forces  
25 of the United States.

26 Sec. 40. Section 54.9, Code 2021, is amended to read as  
27 follows:

28 **54.9 Compensation.**

29 The electors shall each receive a compensation of  
30 ~~five dollars~~ one-half of the federal general services  
31 administration's per diem rate for the relevant date and  
32 location for every day's attendance, and the same mileage as  
33 members of the general assembly which shall be paid from funds  
34 not otherwise appropriated from the general fund of the state.

35 Sec. 41. Section 99F.7, subsection 11, paragraph a, Code

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1 2021, is amended to read as follows:

2 a. A license to conduct gambling games in a county shall  
3 be issued only if the county electorate approves the conduct  
4 of the gambling games as provided in this subsection. The  
5 board of supervisors, upon receipt of a valid petition meeting  
6 the requirements of section 331.306, and subject to the  
7 requirements of paragraph "e", shall direct the commissioner of  
8 elections to submit to the registered voters of the county a  
9 proposition to approve or disapprove the conduct of gambling  
10 games in the county. The proposition shall be submitted at an  
11 election held on a date specified in section 39.2, subsection  
12 4, paragraph "a". ~~To be submitted at a general election, the~~  
13 ~~petition must be received by the board of supervisors at least~~  
14 ~~five working days before the last day for candidates for county~~  
15 ~~offices to file nomination papers for the general election~~  
16 ~~pursuant to section 44.4.~~ If a majority of the county voters  
17 voting on the proposition favor the conduct of gambling games,  
18 the commissioner may issue one or more licenses as provided in  
19 this chapter. If a majority of the county voters voting on  
20 the proposition do not favor the conduct of gambling games, a  
21 license to conduct gambling games in the county shall not be  
22 issued.

23 Sec. 42. Section 277.4, subsection 4, Code 2021, is amended  
24 to read as follows:

25 4. Any person on whose behalf nomination petitions have  
26 been filed under this section may withdraw as a candidate by  
27 filing a signed statement to that effect with the secretary ~~at~~  
28 ~~any time prior to 5:00 p.m. on the thirty-fifth day before the~~  
29 ~~election consistent with section 44.9, subsection 5.~~

30 Sec. 43. Section 331.552, subsection 4, Code 2021, is  
31 amended to read as follows:

32 4. a. Keep the official county seal provided by the county.  
33 The official seal shall be an impression seal on the face of  
34 which shall appear the name of the county, the word "county",  
35 which may be abbreviated, and the word "Iowa". A county shall

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1 have only one official county seal.

2 b. Notwithstanding paragraph "a", the county commissioner  
3 of elections may use a facsimile of the official county seal  
4 or a modified facsimile of the official county seal for the  
5 purposes of election duties set forth in sections 43.36 and  
6 49.51, and section 49.57, subsection 6. If modified, the  
7 county seal shall contain the name of the county, the word  
8 "county", which may be abbreviated, the word "auditor", which  
9 may be abbreviated, and the word "Iowa".

10 Sec. 44. Section 347.25, subsection 1, Code 2021, is amended  
11 to read as follows:

12 1. The election of hospital trustees whose offices are  
13 established by this chapter or chapter 145A or 347A shall  
14 take place at the general election on ballots which shall  
15 not reflect a nominee's political affiliation. Nomination  
16 shall be made by petition in accordance with chapter 45. The  
17 petition form shall be furnished by the county commissioner  
18 of elections, shall be signed by fifty eligible electors of  
19 the county, and shall be filed with the county commissioner  
20 of elections at least sixty-nine days before the date of  
21 the election. A plurality is sufficient to elect hospital  
22 trustees.

23 Sec. 45. Section 376.5, Code 2021, is amended to read as  
24 follows:

25 **376.5 Publication of ballot.**

26 Notice ~~containing a copy of the ballot~~ for each regular,  
27 special, primary, or runoff city election ~~must~~ shall be  
28 published by the county commissioner of elections as provided  
29 in section 362.3, except that notice of a regular, primary, or  
30 runoff election may be published not less than four days before  
31 the date of the election. The published notice must ~~contain~~  
32 list the names of all candidates, and may not contain any party  
33 designations. The published notice must ~~contain~~ include any  
34 question to be submitted to the voters. The notice may contain  
35 one or more facsimiles of the portion of the ballot containing

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1 the first arrangement of candidates as prescribed by section  
2 49.31, subsection 2.

3 Sec. 46. REPEAL. Sections 43.80, 49A.10, 49A.11, and 53.34,  
4 Code 2021, are repealed.

5 Sec. 47. REPEAL. 2017 Iowa Acts, chapter 155, section 1,  
6 is repealed.

7 Sec. 48. EFFECTIVE DATE.

8 1. Except as otherwise provided, this Act, being deemed of  
9 immediate importance, takes effect upon enactment.

10 2. The following take effect January 1, 2022:

11 a. The section of this Act amending section 43.11,  
12 subsection 1.

13 b. The section of this Act amending section 43.16,  
14 subsection 2, paragraph "b".

15 c. The section of this Act amending section 43.24,  
16 subsection 1, paragraph "b", subparagraph (2).

17 d. The section of this Act amending section 43.78,  
18 subsection 2.

19 e. The section of this Act amending section 43.79.

20 f. The section of this Act amending section 44.4, subsection  
21 2, paragraph "a", subparagraphs (1) and (2).

22 g. The section of this Act amending section 44.9,  
23 subsections 1 and 2.

24 h. The section of this Act amending section 44.11.

25 i. The section of this Act amending section 49.58,  
26 subsection 1.

27 j. The section of this Act amending section 50.51,  
28 subsection 5.