

*State of Iowa*  
1964

**JOURNAL  
OF THE HOUSE  
of the  
SIXTIETH  
GENERAL ASSEMBLY  
in  
Extraordinary Session**

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Convened February 24, 1964  
Adjourned April 8, 1964

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**HAROLD E. HUGHES, Governor  
W. L. MOOTY, President of the Senate  
ROBERT W. NADEN, Speaker of the House**

Published by the  
**STATE OF IOWA**  
Des Moines

# SIXTIETH GENERAL ASSEMBLY

in

Extraordinary Session

## OFFICERS OF THE HOUSE

ROBERT W. NADEN, Speaker.....	Webster City
MARVIN W. SMITH, Speaker Pro Tempore.....	Paullina
WILLIAM R. KENDRICK, Chief Clerk.....	Des Moines
BURL B. BEAM, Assistant Chief Clerk.....	Martensdale
SUE REED, Chief Journal Clerk.....	Des Moines
LILLIAN LEFFERT, Legislative Counsel.....	Des Moines
MARY NEWCOMB, Engrossing Clerk.....	Des Moines
CHARLOTTE PRICHETT, Secretary to Chief Clerk.....	Des Moines
SHIRLEY BEELER, Secretary to Legislative Counsel.....	Des Moines
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DAISY MCALISTER, File Clerk.....	Des Moines
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MARGARET D. NEWELL, Postmaster.....	Des Moines
LAURA J. STOKES, Postmaster.....	Le Mars
JULIA ANWYL, Secretary to Speaker.....	Des Moines
JOHN CALVERT, Doorkeeper.....	Des Moines
LOUIS CHAPMAN, Doorkeeper.....	Des Moines
THOMAS H. DIXON, Doorkeeper.....	Des Moines
ROBLEY FRY GREGSON, Doorkeeper.....	Des Moines
LARROY M. HOWE, Doorkeeper.....	Des Moines
ALBERT JOHNSON, Doorkeeper.....	Des Moines
A. CADET LATTA, Doorkeeper.....	Des Moines
BYRON MARSHALL, Doorkeeper.....	Indianola
GUY M. MILLER, Doorkeeper.....	Des Moines
PAUL OLSON, Doorkeeper.....	Des Moines

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 24, 1964.

Pursuant to the proclamation of the Governor, convening the Sixtieth General Assembly in Extraordinary Session, the House was called to order at 10:30 o'clock a.m. by the Honorable Robert W. Naden, Speaker of the House.

Prayer was offered by the Reverend Duane Heap, pastor of the First Presbyterian Church, Grundy Center, Iowa.

Speaker Naden welcomed the members of the House and offered the following remarks:

LADIES AND GENTLEMEN OF THE HOUSE OF REPRESENTATIVES:

I'm quite confident that most of you would prefer to be at home during this off-legislative year. But between the December 3 vote and the United States District Court panel decision, we find that we are here, and that we are charged with the responsibility of carrying out the directive of the Court.

It is my belief that the entire membership of this General Assembly will approach the question of fair apportionment with a dedication and desire to perform their function in a completely responsible manner. This legislature can be proud of the fact that our Congressional redistricting manner plan passed by the Fifty-ninth General Assembly is one of only five in the nation that meets the test of the recent Supreme Court decision.

I'm sure that we *can* and that we *will* agree upon a legislative re-apportionment plan that will be fair to all segments of our state; one which will guarantee the rights of the majority but will also protect the voice of the less densely populated areas.

We hope that our attempts to cut the daily expenses of the session by rather drastically cutting the number of service and clerical personnel will not too greatly inconvenience the membership in performing their tasks.

The recommended committee procedures for this special session are suggested for the express purpose of focusing our attention on the specific problem before us.

As a responsible, deliberative, legislative body, we must devote sufficient time to the task to arrive at the best possible plan, but we should ever keep in mind that we also have an obligation to the taxpayers of Iowa to perform this task in as short a session as possible. Let me close my remarks by sincerely stating that I hope that we will have accomplished our goals and will each be back in our home communities within three weeks of today!

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Murphy of Carroll on request of Bock of Hancock; Wells of Taylor on request of Eveland of Boone.

## ELECTION OF CHIEF CLERK

On motion by Robinson of Guthrie, William R. Kendrick was elected Chief Clerk.

Mr. Kendrick presented himself to the Speaker and subscribed to the following oath:

I do solemnly swear that I will support the Constitution of the United States and of the State of Iowa, and that I will faithfully perform the duties of my office to the best of my ability, so help me God.

WILLIAM R. KENDRICK.

## COMMUNICATION FROM THE GOVERNOR

The following communication addressed to the Chief Clerk was delivered and read to the House of Representatives:

Mr. William R. Kendrick,  
Chief Clerk of the House,  
State House, Des Moines, Iowa.

Dear Mr. Kendrick:

Enclosed is a copy of my proclamation issued January 17, 1964, calling into Extraordinary Session the Sixtieth General Assembly, to convene at 10:00 a.m., on the 24th day of February, 1964.

Very truly yours,

HAROLD E. HUGHES, *Governor.*

STATE OF IOWA  
Executive Department

THE GOVERNOR OF THE STATE OF IOWA  
PROCLAMATION

*Whereas*, a panel of judges convened in the United States District Court for the Southern District of Iowa has declared that the existing Iowa constitutional and statutory provisions for the apportionment of members of the Iowa General Assembly are "invidiously discriminatory . . . null and void, and inoperative for all future elections to the General Assembly of the State of Iowa, except elections to fill vacancies in the present General Assembly," and

*Whereas*, the Federal Court panel has further declared that "the present General Assembly has the power to and is the appropriate body to provide for interim reapportionment which meets Federal constitutional standards, and action should be taken in time to make new apportionment provisions operative with respect to the 1964 election for members of the General Assembly which meets in regular session in 1965," and

*Whereas*, the Federal Court panel has ordered that "if a special session of the Legislature is not called within a reasonable time, or if the Legislature is convened and it becomes apparent that no substantial progress has been made to provide for constitutional apportionment, this court reserves jurisdiction to consider prescribing an interim plan of reapportionment," and

*Whereas*, because of the conditions and the Federal Court order above referred to, an extraordinary occasion exists within the contemplation of Section Eleven (11), Article Four (IV), of the Constitution of the State of Iowa,

*Now Therefore*, I, Harold E. Hughes, Governor of the State of Iowa, do



hereby proclaim that the Sixtieth General Assembly shall convene in Extraordinary Session at the State House in the City of Des Moines, Iowa, at 10:00 a.m., on the 24th day of February, A.D., 1964, and to that end I do call upon and direct the members of the House of Representatives and of the Senate of the Sixtieth General Assembly to convene in their respective chambers in the State House at Des Moines, Iowa, at 10 o'clock a.m., on February 24, 1964, for the purpose of receiving from the Chief Executive of the State of Iowa his message pertaining to the purpose for which such assembly is convened, and to transact such legislative business in keeping therewith as may come before the houses of the General Assembly and such other emergency matters as are necessary to provide for continued operation of government in the State of Iowa in the interim prior to the convening of the next regular session of the General Assembly.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Iowa to be affixed. Done at Des Moines this 17th day of January in the year of Our Lord one thousand nine hundred sixty-four.

HAROLD E. HUGHES, *Governor.*

(Seal)

Attest:

MELVIN D. SYNHORST,  
*Secretary of State.*

#### ELECTION OF SPEAKER PRO TEMPORE

Camp of Clinton moved that Smith of O'Brien be unanimously elected Speaker pro tempore for the Extraordinary Session and that a committee of two be appointed to escort Mr. Smith to the Speaker's station.

Motion prevailed and the Speaker appointed the following committee: Camp of Clinton and Boek of Hancock.

The committee escorted Mr. Smith to the Speaker's station and the oath of office was administered to him by Chief Clerk Kendrick.

#### COMMITTEE FROM THE SENATE

A committee from the Senate appeared and notified the House that the Senate was duly organized and ready to receive any communications that the House might desire to transmit.

#### CREDENTIALS OF MEMBERS

The following communication was received from the Secretary of State:

#### STATE OF IOWA

Office of

#### THE SECRETARY OF STATE

*To the Honorable, the Chief Clerk of the House of Representatives:*

I, MELVIN D. SYNHORST, Secretary of State of the State of Iowa, custodian of the files and records pertaining to elections in the state,

DO HEREBY CERTIFY, that the following is a true and correct list of State Representatives, declared by the State Canvassing Board to have been elected in the General Election of November 6, 1962:

Adair.....	Eugene Halling	Jasper.....	Max W. Kreager
Adams.....	James E. Briles	Jefferson.....	LeRoy Chalupa
Allamakee.....	Walter R. Hagen	Johnson.....	Bruce E. Mahan
Appanoose.....	Delmont Moffitt	Johnson.....	Scott Swisher
Audubon.....	Harvey W. Johnson	Jones.....	Roy A. Miller
Benton.....	Fred L. Wright	Keokuk.....	Keith H. Dunton
Black Hawk.....	Chester O. Hougen	Kossuth.....	Casey Loss
Black Hawk.....	Francis L. Messerly	Lee.....	Charles O. Frazier
Boone.....	Raymond Eveland	Linn.....	John M. Ely, Jr.
Bremer.....	Henry W. Busch	Linn.....	Tom Riley
Buchanan.....	Kenneth Parker	Louisa.....	Fred E. Wier
Buena Vista.....	Fred M. Jarvis	Lucas.....	Marion D. Siglin
Butler.....	Charles E. Grassley	Lyon.....	Arthur C. Hanson
Calhoun.....	William P. Winkelman	Madison.....	Alvin P. Meyer
Carroll.....	Bernard J. Murphy	Mahaska.....	Dan Prine
Cass.....	Lester L. Kluever	Marion.....	Elmer H. Vermeer
Cedar.....	A. L. Mensing	Marshall.....	John L. Mowry
Cerro Gordo.....	Marion E. Olson	Mills.....	William J. Scherle
Cherokee.....	Washburn W. Steele	Mitchell.....	Fred B. Hanson
Chickasaw.....	Vince Steffen	Monona.....	Elroy Maule
Clarke.....	Cecil V. Lutz	Monroe.....	Katherine M. Falvey
Clay.....	Merle W. Hagedorn	Montgomery.....	Conrad Ossian
Clayton.....	Harley J. Palas	Muscatine.....	David Stanley
Clinton.....	John Camp	O'Brien.....	Marvin W. Smith
Clinton.....	Lawrence D. Carstensen	Osceola.....	Howard N. Sokol
Crawford.....	Everett Crane	Page.....	Leroy S. Miller
Dallas.....	Leroy H. Petersen	Palo Alto.....	John P. Kibbie
Davis.....	Dewey E. Goode	Plymouth.....	Gordon Stokes
Decatur.....	Lorne R. Worthington	Pocahontas.....	Frances G. Hakes
Delaware.....	James E. Patton	Polk.....	William F. Denman
Des Moines.....	Charles P. Miller	Polk.....	Howard C. Reppert, Jr.
Dickinson.....	Roy J. Smith	Pottawattamie.....	Harry R. Gittins
Dubuque.....	Alfred P. Breithach, Sr.	Pottawattamie.....	
Dubuque.....	John L. Duffy		Maurice Van Nostrand
Emmet.....	Niels J. Nielsen	Poweshiek.....	George L. Paul
Fayette.....	Maurice E. Baringer	Ringgold.....	Quentin V. Anderson
Floyd.....	Wayne Shaw	Sac.....	Elmer F. Lange
Franklin.....	Floyd P. Edgington	Scott.....	Riley Dietz
Fremont.....	Paul E. McElroy	Scott.....	Paul W. Knowles
Greene.....	C. Raymond Fisher	Shelby.....	Alfred Nielsen
Grundy.....	Harold O. Fischer	Sioux.....	Elmer H. Den Herder
Guthrie.....	Samuel E. Robinson	Story.....	Ray C. Cunningham
Hamilton.....	Robert W. Naden	Tama.....	Charles F. Balloun
Hancock.....	Lenabelle Bock	Taylor.....	Ivan Wells
Hardin.....	Paul M. Walter	Union.....	Joseph G. Knock
Harrison.....	W. E. Darrington	Van Buren.....	Floyd H. Millen
Henry.....	Charles F. Strothman	Wapello.....	Cleve L. Carnahan
Howard.....	Ross Stevenson	Warren.....	Carl Hirsch
Humboldt.....	Percie Ellen Van Alstine	Washington.....	Keith L. Vetter
Ida.....	J. W. Graham	Wayne.....	Reed Casey
Iowa.....	William J. Coffman	Webster.....	John J. Murray
Jackson.....	Howard Tabor	Winnebago.....	Henry C. Nelson

Winneshiek.....	Hillman H. Sersland	Worth.....	Harold Mueller
Woodbury.....	Leonard C. Andersen	Wright.....	R. W. Hagie
Woodbury.....	Louis A. Peterson		

I FURTHER CERTIFY, that the following is a true and correct list of State Representatives declared by the State Canvassing Board to have been elected at Special Elections held February 18, 1964, to fill vacancies created by the resignations of Scott Swisher, Katherine M. Falvey and George L. Paul:

Johnson.....	Mrs. Minnette E. Doderer	Poweshiek .....	Al Meacham
Monroe.....	Thomas M. Dougherty		

(Seal)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Capitol, in Des Moines, this twenty-fourth day of February, A.D. 1964.

MELVIN D. SYNHORST, *Secretary of State.*

The Honorable Minnette E. Doderer of Johnson County, the Honorable Tom Dougherty of Monroe County and the Honorable Al Meacham of Poweshiek County were escorted to the desk by Eveland of Boone.

#### MEMBERS' OATH OF OFFICE

The newly elected members took and subscribed to the following oath of office:

I do solemnly swear that I will support the Constitution of the United States and of the State of Iowa, and that I will faithfully and impartially perform the duties of the office of Representative in the General Assembly of Iowa according to law and to the best of my ability, so help me God.

MINNETTE E. DODERER.

TOM DOUGHERTY.

AL MEACHEM.

#### REPORT OF COMMITTEE ON CREDENTIALS

Gittins of Pottawattamie, chairman of the committee on credentials, submitted the following report and moved its adoption:

MR. SPEAKER: We, your committee on credentials, respectfully report that we find Minnette E. Doderer of Johnson County; Tom Dougherty of Monroe County; and Al Meacham of Poweshiek County duly elected to and entitled to seats in the House of Representatives of the Extraordinary Session of the Sixtieth General Assembly as shown by the duplicate copy of the certificate of election on file in the office of the Secretary of State, as certified to the House of Representatives by the Honorable Melvin D. Synhorst, Secretary of State.

Respectfully submitted,

HARRY R. GITTINS, *Chairman.*

ALFRED NIELSEN.

LORNE R. WORTHINGTON.

Report adopted.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 1, inviting Governor Harold E. Hughes to read his message at joint convention of the two houses on February 24, 1964, at 2 p.m.

CARROLL A. LANE, *Secretary*.

## PERMANENT OFFICERS OF THE HOUSE

Robinson of Guthrie moved that the following named persons be elected permanent officers of the House:

OFFICERS AND EMPLOYEES OF THE  
HOUSE OF REPRESENTATIVES

Burl Beam—Assistant Chief Clerk  
Lillian Leffert—Legislative Counsel  
Mary Newcomb—Engrossing Clerk  
Sue Reed—Chief Journal Clerk  
Charlotte Prichett—Secretary to Chief Clerk  
Shirley Beeler—Secretary to Legislative Counsel  
Phyllis Henderson—Clerk to Chief Clerk  
Ralph Lancaster—Sergeant-at-Arms  
Daisy McAlister—File Clerk  
Elmer E. Pennington—Assistant Electrician  
Maxine Schweiker—Supervisor of Clerks  
Norman Grove—Assistant Electrician  
Margaret D. Newell—Cloakroom  
Laura J. Stokes—Postmaster  
Julia Anwyl—Secretary to Speaker  
John Calvert—Doorkeeper  
Louis Chapman—Doorkeeper  
Thomas H. Dixon—Doorkeeper  
Robley Fry Gregson—Doorkeeper  
LaRoy M. Howe—Doorkeeper  
Albert Johnson—Doorkeeper  
A. Cadet Latta—Doorkeeper  
Byron Marshall—Doorkeeper  
Guy M. Miller—Doorkeeper  
Paul Olson—Doorkeeper

Motion prevailed and the report was adopted.

The officers elected assembled at the Chief Clerk's desk and took the oath of office.

## STANDING COMMITTEES

The Chair announced the reappointment of all standing and special committees of the House of Representatives of the Sixtieth General Assembly, so far as they are essential to the needs and requirements of the Extraordinary Session, with the following exceptions: the reapportionment committee and those persons who are no longer members of the legislature.

The Chair announced the appointment of Hagie of Wright as chairman of the committee on institutions of higher learning and Gittins of Pottawattamie as chairman of the committee on credentials.

The Chair announced the appointment of the following individuals to the following standing committees:

Appropriations Claims Institutions of higher learning	DODERER OF JOHNSON Safety and law enforcement	State planning and development Ways and means Board of regents—subcommittee
	Schools, libraries, state educational institutions	
Agriculture 1 Conservation Elections, political and judicial districts	DOUGHERTY OF MONROE Highway safety	Safety and law enforcement Tax revision
	Mines and mining	
Appropriations Consolidation and co-ordination of state government County and township affairs	MEACHAM OF POWESHIEK Institutions of higher learning	Tax revision School aid—subcommittee
	Public utilities Schools, libraries, state educational institutions	

## COMMITTEE TO NOTIFY THE GOVERNOR

Mensing of Cedar moved that a committee of three be appointed to notify the Governor that the House is duly organized and ready to receive any communications he may desire to transmit.

Motion prevailed and the Speaker appointed Mensing of Cedar, Eveland of Boone and Dietz of Scott.

## COMMITTEE TO NOTIFY THE SENATE

Sersland of Winneshiek moved that a committee of three be appointed to notify the Senate that the House is duly organized and ready to receive any communications it may desire to transmit.

Motion prevailed and the Speaker appointed Sersland of Winneshiek, Hakes of Pocahontas and Hagedorn of Clay.

Mowry of Marshall moved that no bills or joint resolutions except those relating to the organization of the House of Representatives for the Sixtieth General Assembly in Extraordinary Session be received from or filed by any member or members of the House prior to the adoption of the rules of the Sixtieth General Assembly in Extraordinary Session.

Motion prevailed.

Robinson of Guthrie offered the following concurrent resolution, asked and received unanimous consent for its immediate consideration, and moved its adoption:

#### HOUSE CONCURRENT RESOLUTION 1

*Whereas*, section two point nineteen (2.19), Code 1962, provides that the compensation of the chaplains, officers and employees of the General Assembly shall be fixed by joint action of the House and Senate by resolution at the opening of the session; and

*Whereas*, said compensation was so fixed at the opening of the Sixtieth General Assembly;

*Now, Therefore, Be It Resolved by the House, the Senate Concurring:* That the compensation of the said chaplains, officers and employees of the Extraordinary Session of the Sixtieth General Assembly shall be the same as that fixed for the regular session of the Sixtieth General Assembly.

*Be It Further Resolved:* That the same compensation shall be paid to such officers and employees as were engaged in the preliminary work of the Extraordinary Session.

Motion prevailed and the resolution was adopted.

#### SEATING OF MEMBERS

Mowry of Marshall moved that the members of the House be permitted to occupy the same seats held by them during the last regular session and that the newly elected members occupy the seats held by their predecessors.

Motion prevailed.

Mensing of Cedar, from the committee to notify the Governor that the House was duly organized and ready to receive any communications he might desire to transmit, reported that the committee had performed its duty.

Report accepted and the committee discharged.

Sersland of Winneshiek, from the committee to notify the Senate that the House was duly organized and ready to receive any communications that it might desire to transmit, reported that the committee had performed its duty.

Report accepted and the committee discharged.

Mowry of Marshall asked and received unanimous consent for the immediate consideration of Senate Concurrent Resolution 1 and moved its adoption:

### SENATE CONCURRENT RESOLUTION 1

By Rigler

*Be it Resolved by the Senate, the House Concurring:* That a joint convention of the two houses of the Sixtieth General Assembly in Extraordinary Session be held on February 24, 1964, at 2:00 p.m.

*Be It Further Resolved:* That Governor Harold E. Hughes be invited to read his message at this joint convention of the two houses of the Sixtieth General Assembly in Extraordinary Session, convened by him by proclamation, and that the Speaker of the House and the President of the Senate be designated to extend the invitation to him.

Motion prevailed and the resolution was adopted.

### REPORT OF COMMITTEE ON MILEAGE

Coffman of Iowa, from the committee on mileage, submitted the following report:

MR. SPEAKER: Your committee appointed to fix the mileage due each member begs leave to submit the following report:

Leonard C. Andersen.....	195	Charles E. Grassley.....	110
Quentin V. Anderson.....	85	Merle W. Hagedorn.....	185
Charles F. Balloun.....	78	Walter R. Hagen.....	215
Maurice E. Baringer.....	160	Raymond W. Hagie.....	90
Lenabelle Bock.....	105	Frances G. Hakes.....	150
Alfred P. Breittbach.....	200	Eugene Halling.....	65
James E. Briles.....	100	Arthur C. Hanson.....	260
Henry W. Busch.....	125	Fred B. Hanson.....	153
John Camp.....	202	Carl Hirsch.....	22
Cleve L. Carnahan.....	90	Chester O. Hougen.....	120
Lawrence D. Carstensen.....	200	Fred M. Jarvis.....	165
Reed Casey.....	70	Harvey W. Johnson.....	90
LeRoy Chalupa.....	110	John P. Kibbie.....	175
William J. Coffman.....	100	Lester L. Kluever.....	85
Everett Crane.....	118	Joseph G. Knock.....	75
Ray C. Cunningham.....	32	Paul W. Knowles.....	177
William E. Darrington.....	135	Max W. Kreager.....	35
Elmer H. Den Herder.....	238	Elmer F. Lange.....	130
William F. Denman.....	None	Casey Loss.....	150
Riley Dietz.....	165	Cecil V. Lutz.....	54
Minnette Doderer.....	120	Bruce E. Mahan.....	120
Tom Dougherty.....	67	Elroy Maule.....	170
John L. Duffy.....	225	Paul E. McElroy.....	160
Keith H. Dunton.....	95	Al Meacham.....	60
Floyd P. Edgington.....	110	A. L. Mensing.....	165
John M. Ely.....	120	Francis L. Messerly.....	129
Raymond Eveland.....	32	Alvin P. Meyer.....	40
Harold O. Fischer.....	90	Floyd H. Millen.....	152
C. Raymond Fisher.....	60	Charles P. Miller.....	170
Charles O. Frazier.....	190	LeRoy S. Miller.....	150
Harry R. Gittins.....	140	Roy A. Miller.....	162
Dewey E. Goode.....	110	Delmont Moffitt.....	90
J. Wesley Graham.....	150	John L. Mowry.....	52

Harold Mueller .....	135	Marion D. Siglin.....	47
Bernard J. Murphy.....	100	Marvin W. Smith.....	204
John J. Murray.....	100	Roy J. Smith.....	210
Robert W. Naden.....	72	Howard N. Sokol.....	240
Henry C. Nelson.....	117	David Stanley.....	156
Alfred Nielsen.....	110	Washburn W. Steele.....	180
Niels J. Nielsen.....	160	Vince Steffen.....	165
Marion E. Olson.....	130	M. Ross Stevenson.....	190
Conrad Ossian.....	120	A. Gordon Stokes.....	210
Harley J. Palas.....	200	Charles F. Strothman.....	150
Kenneth L. Parker.....	165	Howard Tabor.....	174
James E. Patton.....	165	Percie E. Van Alstine.....	130
Leroy M. Petersen.....	16	Maurice Van Nostrand.....	103
Louis A. Peterson.....	200	Elmer H. Vermeer.....	45
Dan M. Prine.....	60	Keith L. Vetter.....	120
Howard C. Reppert.....	None	Paul M. Walter.....	65
Tom Riley.....	120	Ivan Wells.....	116
Samuel E. Robinson.....	54	Fred E. Wier.....	145
William J. Scherle.....	145	William P. Winkelman.....	100
Hillman H. Sersland.....	190	Lorne R. Worthington.....	85
Wayne Shaw.....	150	Fred L. Wright.....	110

Respectfully submitted,

WILLIAM J. COFFMAN.

WILLIAM P. WINKELMAN.

JOHN M. ELY, JR.

On motion by Mowry of Marshall, the House recessed until 1:45 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 2, instructing superintendent of printing to mail to each county auditor in Iowa copy of daily Senate and House Journals and bills free of charge.

Also: That the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 1, providing for the compensation of chaplains, officers and employees of the Extraordinary Session.

CARROLL A. LANE, *Secretary*.

## SENATE CONCURRENT RESOLUTION 2

By Burrows

*Be It Resolved by the Senate, the House Concurring:* That the superintendent of printing be instructed to mail to each county auditor in the State of Iowa one copy of the daily Senate and House Journals and one copy of each Senate and House bill of the Sixtieth General Assembly of



Iowa in Extraordinary Session on date of introduction and printing thereof, and that same, with binders, be furnished to such officers free of charge.

Laid over under Rule 25.

#### COMMITTEE TO NOTIFY THE SENATE

Cunningham of Story moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint convention.

Motion prevailed, and the Speaker appointed as such committee Cunningham of Story, Jarvis of Buena Vista and Maule of Monona.

The committee appointed to notify the Senate that the House was ready to receive it in joint convention reported that it had performed its duty. The report was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk, and the members of the Senate were seated in the House chamber.

#### JOINT CONVENTION

In accordance with Senate Concurrent Resolution 1 duly adopted, the joint convention was called to order, President Mooty presiding.

President Mooty announced a quorum present and the joint convention duly organized.

Senator Rigler of Chickasaw moved that a committee of four, consisting of two members from the Senate and two members from the House, be appointed to notify Governor Harold E. Hughes that the joint convention was ready to receive him.

Motion prevailed and the President appointed as such committee Lisle of Page and Fulton of Black Hawk, on the part of the Senate, and Kibbie of Palo Alto and Hougen of Black Hawk, on the part of the House.

The committee waited upon Governor Harold E. Hughes and escorted him to the Speaker's station.

President Mooty presented to the joint convention Governor Harold E. Hughes who delivered the following message:

MR. PRESIDENT, MR. SPEAKER, HONORABLE MEMBERS OF THE SIXTIETH GENERAL ASSEMBLY, LADIES AND GENTLEMEN:

We are met here today in this extraordinary session of the Sixtieth General Assembly to consider, against the backdrop of our state's history,

certain momentous issues that will profoundly affect the lives of our children and our children's children.

I know that it is inconvenient for most of you to participate in a legislative session at this time. I realize that for many of you it means a considerable financial sacrifice and the abandonment of long-standing plans. I appreciate, deeply, therefore, the evidences of good will and cooperation I have seen on your part.

Let me add, too, that I know you have come here with the determination to do the best job within your powers to enact legislation that will be for the general welfare of the people of Iowa and to do this in the shortest possible time.

I know that you, as well as I, are concerned with the heavy expense of the special session and will resist all pressures to unnecessarily prolong it.

As you know, Section 11, Article IV, of the Constitution of Iowa provides that the Chief Executive "may, on extraordinary occasions, convene the General Assembly and shall state to both Houses, when assembled, the purpose for which they shall have been convened."

On the 17th of January, I issued the proclamation convening this session and today I am here to state my purpose, as the law provides.

The central purpose of this extraordinary session of the Sixtieth Assembly is, of course, to reapportion the Iowa legislature in accordance with the January 14, 1964, federal court order in the case of *Davis v. Synhorst*.

While the struggle for equitable reapportionment in Iowa has gone on for many years, three historic events in the past year led up to the convening of this session here today.

On May 3 of 1963, a panel of three judges, convened in the United States District Court for the Southern District of Iowa, declared that the present distribution of seats in the Iowa General Assembly discriminates unjustly against certain segments of our state's population and violates that part of the Federal Constitution which guarantees every citizen equal protection of the laws.

At that time, however, the court deferred opinion upon all constitutional issues then pending and withheld a decree to permit the electorate of Iowa to vote on the Shaff Plan.

The second of the three major events to which I have referred came on December 3 when the voters of Iowa rejected the Shaff Plan by a vote of 272,382 to 190,424.

Then, on January 14 of this year, less than six weeks ago, the federal court panel mentioned before made its final ruling in the case of *Davis v. Synhorst* and ordered a special session of the Legislature to be called to adopt new apportionment provisions before this year's elections. That is the point at which we stand today.

While our first order of business here is reapportionment and this will be the principal subject of my brief remarks here today, it has also become apparent that certain corrective legislation is needed to carry out the intent of the regular session of the Sixtieth General Assembly in at least two areas.

The first of these deals with the authority of local school districts to issue bonds for junior college purposes. Senate File 156 of the last session was intended to grant such authority, but bonding attorneys have held that it fails to do so. At the present time, at least two of the sixteen Iowa communities which have junior colleges—Clinton and Fort Dodge—are thus stalemated in their efforts to issue bonds for junior college construction.

Secondly, House Concurrent Resolution 23, passed near the close of the last session, was intended to provide legislation to enable the State of Iowa

to participate in a new federal program for construction of academic buildings for institutions of higher education within the state. However, it has become apparent that the resolution does not clearly permit Iowa to qualify for participation in the Federal Higher Education Facilities Act of 1963.

A third problem has arisen since the last session. It involves Iowa's participation in Public Law 88-164, the Mental Retardation Facilities and Community Mental Health Centers Construction Act of 1963, which was signed into law by President Kennedy less than a month before his tragic death. Enabling legislation is needed to permit Iowa to qualify for federal funds under this program to assist public and nonprofit groups in the construction of facilities for the mentally retarded and the construction of community mental health centers.

I therefore state it to be the additional purpose of this special session to deal, as the Legislature sees fit, with these and such other enabling and legalizing acts of noncontroversial nature that carry out the unfulfilled legislative intent of the regular session, or enable this state to participate in federal programs that were authorized by the Congress subsequent to the adjournment of the regular legislative session, or to take care of such emergency matters as are necessary to provide for continued operation of the government of the state in the interim prior to the convening of the next session of the General Assembly.

Such items are, I believe, largely routine and noncontroversial. The reapportionment issue, on the other hand, is both complex and controversial. As we work on it, the eyes of the entire nation, as well as those of our own state, are upon us.

At this time, I believe it is my obligation to spell out in clear terms once again where I stand on reapportionment legislation and how I interpret the federal court order.

In the first place, I would repeat what I have said many times in the past—that I am interested in a plan of apportionment that will be fair to *all* of the people of this state, both rural and urban. During the Shaff Plan debates, it was stated that I want both houses on population exclusively. This was not true then. It is not true now.

On the other hand, let me state very plainly my complete conviction that those who think the federal judges and the people of Iowa will accept another minority-controlled reapportionment plan—a Shaff Plan in reverse, for example—are deluding themselves. Minority representation to protect the legitimate interests of the more sparsely populated counties is entirely different from the minority *control* we have had so long.

In the long debate through the years over reapportionment in this state, we have sometimes become hypnotized by words and arguments that sound logical, but ignore the basic issue—which is equality of representation.

In the final analysis, it is *people's* rights that must come first.

The Fourteenth Amendment to the Constitution of the United States says that "no state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States."

There are those who would have us believe that the federal court is some outside agency that has no business moving into our state to tell us what to do. I would point out that the three federal judges come from our own state and know this state and its needs as well as we. And they considered this matter only because a group of Iowans asked them to.

There are those who would have us believe that the federal court order violates our rights by intervening in apportionment matters. The exact contrary, of course, is true. The court order is protecting the rights of the individual citizens, as guaranteed by the federal constitution.

As to my own individual preference for a reapportionment plan, I would say, as I have said before, that I favor a bicameral legislative pattern with the House on population and the Senate on population and area factors.

The federal court has ruled that one house shall be apportioned on a purely population basis and that "any departure from a population basis in the other house shall be on a rational basis." I construe this to mean that the second house would have a very substantial population factor.

I have stated in very general terms the legislative pattern I favor and which I believe would come within the court's guidelines.

But, notwithstanding my preference, I want to make it perfectly clear that I am open-minded about the mechanics of the actual apportionment and will support any plan that will get the job done properly.

It is not my intention to submit a specific plan at this time. Quite frankly, I think this would be prejudicial to the cause. The development of specific legislation is the prerogative of the legislators—and in both houses, the majority party is clearly in the saddle.

I am not interested in what individual or what group may get the credit for developing a good plan. If those who previously supported the Shaff Plan will come up with a good plan in line with the court's guidelines, I think this would be the most wholesome thing that could happen. As I have always said, the issue of equality of representation should not be a partisan issue.

I am well aware that the actual drawing up of a workable reapportionment plan is not an easy job. On the other hand, let us not deceive ourselves—the guidelines laid down by the federal judges are clear, not fuzzy. The only thing that would seriously impede the development of a good plan would be the mistaken notion that the will of the people and the ruling of the judges could somehow be circumvented. If we keep the shape of the forest firmly in view, the trees will fall in place.

I will stand ready to confer with any of you members of the Assembly on reapportionment (or other) matters at all times. I will be available to arbitrate differences on the issue, if desired.

Moreover, let me say this: I have complete confidence in your ability to develop and enact a fair reapportionment plan that will make it unnecessary for the federal court to do the job for us. We may differ on some of the points involved, but I respect your desire and your intention to keep faith with the people.

Presumably, the interim apportionment plan the court has ordered the Legislature to enact will require executive approval. If the plan developed falls within the guidelines of the court, there will be no problem. If not, I will do what I consider to be right, but you may be assured that I would not, under any circumstances, exercise executive power capriciously or to implement personal prejudice.

We are, as I see it, standing on the threshold of a magnificent era of potential progress and economic development for this state. In our efforts to keep a reasonable share of our talented young people in Iowa, I am convinced that a fair system of reapportionment will have a magnetic influence. Moreover, I am convinced that good apportionment will give the entire state—rural and urban—a spiritual lift. For if there is any one quality that characterizes the people of this state over the long run—it is the sense of fair play.

I realize that those of you who come from small counties that stand to lose representation in the change face a difficult task. I can understand this for I come from a small community myself and have lived most of my

life close to farm people. Yet, I sincerely believe that such wounds as there may be will heal and the state will be the stronger in the long run.

The truth of the matter is that the issues that divide us as neighbors and fellow-citizens here in Iowa are small by comparison with the common causes that should unite us.

It is time, ladies and gentlemen, to let bygones be bygones and to work together for the future of our state.

Many of the personalities and controversies that command the headlines today will be forgotten with the passage of the years. But what we do about apportionment—what we do to assure our citizens the constitutional guarantee of equality of voting rights—will live on for generations.

We *can* not—and I am confident we *will* not—fail to act rightfully on this fundamental issue of fair voting rights which, in the final analysis, is the basic issue of democracy itself.

You have a most difficult task ahead, yes.

But you also have the greatest opportunity in the history of this legislative body to do something truly great for the people of Iowa.

The spotlight of the nation is on Iowa at this hour. If we can display statesmanship on the great issue before us—and I believe we can—our example will be an inspiration to men of good will in all the states of the Union and will live forever in the future history of this beloved state.

Governor Hughes was escorted from the House chamber by the committee previously appointed.

Mowry of Marshall moved that the joint convention be now dissolved.

The motion prevailed.

The House reconvened, Speaker Naden in the chair.

#### ASSIGNMENT OF DESKS IN THE PRESS GALLERY WEST PRESS GALLERY

1. Bill Eberline, Associated Press
2. Marv Braverman, Des Moines Tribune
3. George Mills and Jack Magarrell, Des Moines Register
4. Jerry Gross, United Press International
5. Harrison Weber, Iowa Daily Press Association
6. Don Reid, Iowa Press Association
7. Ros Jensen, Omaha World-Herald
8. The Daily Times, Davenport
9. John Stowell, Dubuque Telegraph Herald

#### EAST PRESS GALLERY

1. Otto Weber, Radio Station WHO
2. James Arpy, Davenport Morning Democrat
3. Max Rauer, Radio Station KSO
4. Bob Clyde, WOI-TV
5. Martin Jensen, Station WMT
6. Bill Severin, Waterloo Daily Courier
7. Frank Nye, Cedar Rapids Gazette
8. Dillard Stokes, Council Bluffs Nonpareil
9. Charles Lakin, KRNT-TV

## REPORT OF COMMITTEE ON RULES

Smith of O'Brien, from the committee on rules, presented the following report:

MR. SPEAKER: Your committee on rules begs leave to submit the following report:

That the rules of the regular session of the House of Representatives of the Sixtieth General Assembly shall apply to and be in full force and effect for the Extraordinary Session of the Sixtieth General Assembly with the following exceptions:

1. Amend Rule eight (8), line one (1) by inserting after the word "rule" the words "or special rule of this extraordinary session".

Further amend Rule eight (8), line six (6) by striking the word "present" and inserting the words "of the house".

Further amend Rule eight (8), line eight (8) by striking the word "rules" and inserting the words "standing and special rules of this extraordinary session".

Further amend rule eight (8), line ten (10) by striking all after the word members in line ten (10) and inserting the words "of the house".

2. Strike all of Rule twenty-eight (28).

3. Strike paragraph one (1) of Rule twenty-nine (29).

4. Amend Rule thirty (30), line four (4) by inserting after the word "select" the words "or special".

Further amend Rule thirty (30), line seven (7) by striking the period in line seven (7) and inserting the words "the Speaker may place the bill on the calendar."

Further amend Rule thirty (30), paragraph four (4), line one (1) by striking the word "standing" and inserting in lieu thereof the word "special".

Further amend Rule thirty (30), paragraph four (4), by striking all after the period in line six (6).

5. Strike all of Rule thirty-one (31).

6. Amend Rule thirty-five (35) by striking all of paragraph two (2).

7. Strike all of Rule thirty-six (36).

8. Amend Rule forty-five (45) by striking the period in line six (6) and inserting the words ", or a special committee."

9. Amend Rule fifty-one (51), line one (1), by adding after the word "standing" the words "or special".

Further amend Rule fifty-one (51), line three (3), by adding after the word "standing" the words "or special".

10. Amend Rule fifty-two (52), line two (2), by adding after the word "bills" the words ", and special committee bills".

11. Strike all of Rule fifty-three (53).

12. Strike all of Rule fifty-four (54).

The following special rules are to be adopted:

#### Special Rule No. 1

The Speaker shall appoint a special or select committee known as the committee on reapportionment of the General Assembly. All bills or joint resolutions relating or pertaining to reapportionment of the General Assembly shall be referred to this committee unless otherwise ordered by the Speaker.

#### Special Rule No. 2

The Speaker shall appoint a special or select committee known as the committee on introduction of bills. No bills or joint resolutions shall be

filed in or considered by the House, except a bill or joint resolution introduced and filed by the committee on introduction of bills, or bills and joint resolutions passed by the Senate, or bills and joint resolutions relating or pertaining to reapportionment of the General Assembly. This rule does not apply to the special or select committee on reapportionment of the General Assembly.

All House Concurrent Resolutions and all House Resolutions including those pertaining or relating to the convening, organization, conduct, expense and adjournment of this extraordinary session shall be filed and considered by the House under the standing rules of procedure of the Sixtieth General Assembly.

### Special Rule No. 3

Whenever the standing rules of the House of the Sixtieth General Assembly are in conflict with the special rules of this extraordinary session the special rules of the extraordinary session shall prevail.

Mowry of Marshall offered the following amendment to the report of the committee on rules and moved its adoption:

Amend report of committee on rules by:

Striking paragraph two (2) of item one (1) and in lieu thereof insert, "Further amend Rule eight (8) by inserting after the word 'present' in line six (6) the words 'but not less than a constitutional majority.'"

Strike paragraph four (4) of item one (1) and in lieu thereof insert "Further amend Rule eight (8) by striking all after the word 'present' in line ten (10) and inserting in lieu thereof the words 'but not less than a constitutional majority.'"

Amendment adopted.

Smith of O'Brien moved that the report of the committee on rules as amended be adopted.

Motion prevailed, and the report as amended was adopted.

### COMMITTEE APPOINTMENTS

The Speaker announced the following appointments to standing committees of the House:

#### COMMITTEE ON REAPPORTIONMENT

Nelson, Chairman	Edgington	Millen	Robinson
Carstensen,	Eveland	Mowry	Scherle
Ranking	Gittins	Nielsen of Emmet	Smith of
Member	Hakes	Peterson of	O'Brien
Baringer	Hanson of Lyon	Woodbury	Stanley
Denman	Knock	Prine	Stevenson
Duffy	Messerly	Riley	Wells
Dunton			

#### COMMITTEE ON INTRODUCTION OF BILLS

Kreager,	Casey	Dietz	Hagedorn
Chairman	Camp	Fisher of	Halling
Vermeer,	Cunningham	Greene	Jarvis
Ranking	Darrington	Grassley	Loss
Member	Den Herder	Goode	Lutz

Mahan  
Maule  
McElroy

Mensing  
Olson  
Palas

Reppert  
Sersland

Stokes  
Vetter

On motion by Mowry of Marshall, the House adjourned until 10:00 a.m., Tuesday, February 25, 1964.



# **JOURNAL OF THE HOUSE**

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**HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 25, 1964.**

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Kirby Webster, rector of the St. Paul Episcopal Church, Marshalltown, Iowa.

The Journal of February 24 was approved.

## **LEAVE OF ABSENCE**

Leave of absence was granted as follows:

Murphy of Carroll indefinitely on request of Eveland of Boone.

## **ADOPTION OF SENATE CONCURRENT RESOLUTION 2**

Mowry of Marshall called up for consideration Senate Concurrent Resolution 2, filed February 24 and found on pages 10 and 11 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

On motion by Camp of Clinton, the House recessed until 1:15 p.m.

## **AFTERNOON SESSION**

The House reconvened, Speaker Naden in the chair.

On motion by Mowry of Marshall, the House adjourned until 10:00 a.m., Wednesday, February 26, 1964.

# **JOURNAL OF THE HOUSE**

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 26, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend William Simbro, pastor of the Methodist Church, Ainsworth, Iowa.

The Journal of February 25 was approved.

## **PRESENTATION OF VISITORS**

Johnson of Audubon presented to the House sixty eighth grade students from Exira Community School with their teachers, Mrs. Elwood and Mr. Gillen.

## **LEAVE OF ABSENCE**

Leave of absence was granted as follows:

Dunton of Keokuk on request of Denman of Polk; Frazier of Lee for Wednesday, Thursday and Friday on request of Riley of Linn; Murray of Webster on request of Miller of Des Moines.

## **INTRODUCTION OF BILL**

House File 1, by committee on introduction of bills, a bill for an act to authorize school corporations to incur indebtedness and issue bonds to defray the cost of building, furnishing, reconstructing, repairing, improving or remodeling public community or junior college buildings and additions thereto, and procuring a site or sites therefor, and to repeal chapter one hundred seventy-nine (179), Acts of the Sixtieth General Assembly.

Read first time and referred to committee on tax revision.

## **ANNOUNCEMENT BY THE SPEAKER**

The Speaker announced the resignation of Dietz of Scott from the committee on introduction of bills and appointed Lange of Sac to fill the vacancy on the committee.

## **MESSAGE FROM THE SENATE**

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the

Senate has adopted the report of the joint committee on joint legislative employees.

CARROLL A. LANE, *Secretary of the Senate.*

#### REPORT OF JOINT COMMITTEE ON JOINT LEGISLATIVE EMPLOYEES

We, your joint committee appointed to nominate employees for the extra help of the Sixtieth General Assembly of Iowa in Extraordinary Session, hereby submit the following:

##### JOINT HELP

Post Office Assistant:

Larry James Hilton, Clinton County

Mail Carrier:

Wm. Edwin Swygard, Polk County

Index Clerk:

Bertha Schenke, Polk County

##### ENROLLING ROOM

Assistant Enrolling Clerks:

Pauline Kephart, Polk County

Jane Sperry, Polk County

##### CODE OFFICE

Secretary to the Code Editor:

Olive Bennum, Polk County

##### CUSTODIAN

Janitors:

Harry Freed, Polk County

Hamon E. Johnson, Polk County

Michael Monahan, Polk County

Fred W. Hood, Polk County

Harold Kennerly, Polk County

Remmer S. Paterna, Polk County

Harold S. Davis, Polk County

Head Policeman:

Pirl B. Stuart, Polk County

Policemen:

Omer K. Wright, Polk County

Dean Young, Polk County

Claude Higen, Warren County

Francis E. Compton, Jr., Polk County

Elevator Operators:

Marcella Lyons, Polk County

Gladys Richardson, Polk County

Matron:

Mary Wilson, Polk County

Watchmen:

Charlie Foster, Polk County

John Wilfon, Polk County

Telephone Operator:

Gertrude Cantwell, Polk County

GEORGE L. SCOTT,  
*On the Part of the Senate.*  
SAMUEL E. ROBINSON,  
*On the Part of the House.*

On motion by Mowry of Marshall, the House recessed until 1:30 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

### PROCEDURES ADOPTED BY THE COMMITTEE ON INTRODUCTION OF BILLS

1. Prepare all bills according to Rule 26, ELIMINATING the sponsors' names.
2. Additional requirement is a STATEMENT OF URGENCY, which is to be signed by all sponsors. (This statement should be concise and set forth basic reasons for immediate consideration.)
3. All bills are to be recorded with the committee secretaries:  
Marjorie McCormack—Seat 6  
Bea Framness—Seat 66
4. The bill will be printed only after receiving favorable action in this committee, and if so it will be reported to the Speaker in accordance with Rule 30.

On motion by Mowry of Marshall, the House adjourned until 10:00 a.m., Thursday, February 27, 1964.

# **JOURNAL OF THE HOUSE**

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**HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, THURSDAY, FEBRUARY 27, 1964.**

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Robert Gildner, pastor of the Immanuel Methodist Church, Des Moines, Iowa.

The Journal of February 26 was approved.

## **LEAVE OF ABSENCE**

Leave of absence was granted as follows:

Nelson of Winnebago on request of Scherle of Mills.

## **ADOPTION OF REPORT OF JOINT COMMITTEE ON JOINT LEGISLATIVE EMPLOYEES**

Robinson of Guthrie called up for consideration the report of joint committee on joint legislative employees, filed February 26 and found on pages 21 and 22 of the House Journal, and moved its adoption.

Motion prevailed and the report was adopted.

## **INTRODUCTION OF JOINT RESOLUTION**

House Joint Resolution 1, by Andersen of Woodbury and Knowles, a joint resolution proposing a constitutional amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend such Constitution by repeal of section six (6), article three (III) thereof, section thirty-four (34) of Article three (III) thereof and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article three (III), and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III), and proposing substitutes in lieu thereof.

Read first time and referred to special committee on reapportionment.

Dietz of Scott asked and received unanimous consent to take up for immediate consideration House Resolution 1 and moved its adoption.

## HOUSE RESOLUTION 1

By Mowry, Ely and Camp

*Whereas*, the General Assembly is meeting in extraordinary session for the purpose of considering both temporary and constitutional provisions for reapportionment of the legislature.

*And Whereas*, the preliminary work must be done by committee activity comprising approximately one-fourth of the legislature, thus leaving the remaining members with unused amounts of time;

*Now Therefore, Be It Resolved* that the Speaker of the House appoint a special seven member committee for the purpose of arranging with various state departments, boards and commissions, presentations for the purpose of furthering the information of the individual legislators concerning the duties and procedures of such departments, boards and commissions. It shall be the duty of said committee to arrange for limited presentations to be followed by brief questions by the members of the legislature. Such sessions to be presided over by the Speaker or a temporary presiding officer designated by the Speaker. Such sessions to be held in the House chamber during periods in which the House is recessed or adjourned, and so arranged as not to interfere with the expeditious handling of reapportionment matters.

Motion prevailed and the resolution was adopted.

## SPECIAL COMMITTEE

Pursuant to House Resolution 1, the Speaker appointed to the special committee: Van Nostrand of Pottawattamie, Chairman; Dietz of Scott; Ely of Linn; Graham of Ida; Kluever of Cass; Sersland of Winneshiek; and Worthington of Decatur.

On motion of Mowry of Marshall, the House recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

## SCHEDULE OF SPECIAL COMMITTEE

Friday, February 28	10:30 a.m.	Lawrence F. Scalise Enforcement Director Liquor Control Commission
Monday, March 2	10:45 a.m.	C. E. Worlan, Director Iowa Development Commission
Monday, March 2	1:45 p.m.	Marvin Selden State Comptroller
Tuesday, March 3	10:30 a.m.	David Dancer, Secretary Board of Regents

On motion by Mowry of Marshall, the House adjourned until 10:00 a.m., February 28, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FRIDAY, FEBRUARY 28, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend George Myskens, pastor of the Trinity Reformed Church, Pella, Iowa.

The Journal of February 27 was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Patton of Delaware on request of Cunningham of Story; Nielsen of Shelby on request of Smith of O'Brien; Balloun of Tama on request of Dunton of Keokuk; Jarvis of Buena Vista and Hougden of Black Hawk on request of Lange of Sac; Johnson of Audubon on request of Robinson of Guthrie; Hagen of Allamakee on request of Sersland of Winneshiek; Wright of Benton on request of Mensing of Cedar; Parker of Buchanan on request of Palas of Clayton; Camp of Clinton on request of Carstensen of Clinton; Moffitt of Appanoose on request of Dougherty of Monroe; Walter of Hardin on request of Knock of Union.

## PRESENTATION OF VISITORS

Den Herder of Sioux presented to the House forty students of the Orange City Christian School, Orange City, with their superintendent, Alvin Vanden Bosch, and teacher, Ray Geerdes.

## INTRODUCTION OF BILLS

House File 2, by committee on introduction of bills, a bill for an act to legalize the proceedings of the city council of the City of Missouri Valley, Iowa, including all legal notices given, and in connection with the making of a contract for the construction of certain street improvements with the Cornhusker Paving Company in connection therewith, and to legalize said contract, and authorize its performance by said council, and the financing thereof.

Read first time and referred to committee on judiciary 2.

House File 3, by committee on introduction of bills, a bill for an act to legalize the proceedings of the Town Council of the Town of Tabor, Iowa, including all legal notices given, in connection with the making of a contract for the construction of certain improvements to the Municipal Sewage Works and Facilities with C. M. Shafer of

Winterset, Iowa, in connection therewith, and to legalize said contract, and authorize its performance by said council, and the financing thereof.

Read first time and referred to committee on judiciary 2.

House File 4, by committee on introduction of bills, a bill for an act relating to the display of signs and the labeling of imported meats when sold or offered for sale, and providing for penalty for violation of the provisions hereof.

Read first time and referred to committee on agriculture 1.

#### HOUSE CONCURRENT RESOLUTION 2

By Vermeer

*Whereas*, many citizens residing in the Pleasantville Community School District in Marion County are greatly concerned about the future of said school district, because of the fact that it now appears that it may not be possible to obtain a qualified teaching staff for the 1964-1965 school year; and

*Whereas*, it is essential that the children of all school districts in the state receive adequate education;

*Now, Therefore, Be It Resolved by the House of Representatives, the Senate Concurring:* That a committee of six (6) members be appointed, three (3) from the House of Representatives appointed by the Speaker, and three (3) from the Senate appointed by the President of the Senate, for the purpose of investigating the conditions now existing in such school district, and the causes resulting in the apparent inability of such school district to obtain a qualified teaching staff for the next school year; and

*Be It Further Resolved:* That the said committee report to the general assembly the results of its findings within ten (10) days, together with its recommendations of needed additional legislation, if any.

Laid over under Rule 25.

#### HOUSE CONCURRENT RESOLUTION 3

By Winkelman, Hagie, Vermeer and Kluever

*Whereas*, the current livestock market prices are disastrously low resulting in a depression of Iowa's total economy; and

*Whereas*, the recent red meat imports voluntary agreements with Australia, New Zealand, and Ireland do not contribute to a sound agricultural economy; and

*Whereas*, the President of the United States has the executive authority under the existing law to administer meat imports;

*Now, Therefore, Be It Resolved by the House of Representatives of the State of Iowa, the Senate Concurring:* That the General Assembly respectfully request the President of the United States to base agreements on a level no higher than the import average of the years 1958 through 1962.

*Be It Further Resolved*, that a copy of this resolution be sent to the President of the United States and to the members of Congress from Iowa.

Laid over under Rule 25.



On motion by Mowry of Marshall, the House recessed until 11:30 a.m.

The House reconvened, Speaker Naden in the chair.

#### REPORT OF COMMITTEE

Hanson of Lyon, from the committee on tax revision, submitted the following report:

MR. SPEAKER: Your committee on tax revision to whom was referred **House File 1**, a bill for an act to authorize school corporations to incur indebtedness and issue bonds to defray the cost of building, furnishing, reconstructing, repairing, improving or remodeling public community or junior college buildings and additions thereto, and procuring a site or sites therefor, and to repeal chapter one hundred seventy-nine (179), Acts of the Sixtieth General Assembly, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ARTHUR C. HANSON, *Chairman*.

On motion by Mowry of Marshall, the House adjourned until 10:00 a.m., March 2, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MONDAY, MARCH 2, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Melvin Mattox, pastor of the Grace Baptist Church, Winterset, Iowa.

The Journal of February 27 was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Camp of Clinton on request of Carstensen of Clinton; Miller of Page on request of Sokol of Osceola; Hagen of Allamakee on request of Sersland of Winneshiek; Busch of Bremer on request of Peterson of Woodbury; Patton of Delaware on request of Cunningham of Story.

## PRESENTATION OF VISITORS

Graham of Ida presented to the House thirty-one students from the Ida Grove Community School and their teacher, Mrs. Clara Bekman.

## PRESENTATION OF SPECIAL GUEST

Mowry of Marshall presented to the House the Honorable Dr. M. F. Keller of Great Falls, Montana, a member of the House of Representatives of the State of Montana.

The Honorable Dr. M. F. Keller addressed the House briefly.

## INTRODUCTION OF BILL

House File 5, by Mowry, Camp, Stanley, Hanson of Lyon, Prine, Hagie, Mensing, Olson, Moffitt, Lange, Petersen of Dallas, Peterson of Woodbury, Cunningham, Van Nostrand and Miller of Page, a bill for an act to provide a comprehensive interim plan for fair representation and apportionment of the General Assembly.

Read first time and referred to special committee on reapportionment.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 2

Vermeer of Marion asked and received unanimous consent to take up for immediate consideration House Concurrent Resolution 2, filed

February 28 and found on page 26 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

On motion by Mowry of Marshall, the House recessed until 2:30 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

### HOUSE CONCURRENT RESOLUTION 4

By Hagedorn

*Whereas*, the price of dressed steer and heifer beef has reached the lowest levels in several years, causing many producers financial difficulty; and *Whereas*, cheap feed grain over a period of years has been an incentive for increased production of cattle; and

*Whereas*, the low level of cattle prices has forced feeders to feed to excessive weights, adding to an already burdensome supply; and

*Whereas*, the retail prices of meats have not been lowered relative to wholesale prices; and

*Whereas*, only a few chain-store outlets and wholesale grocery outlets purchase the bulk of wholesale beef for retail; now therefore

*Be It Resolved by the House of Representatives, the Senate Concurring:* That we request the Congress of the United States give serious consideration to wheat legislation that will prevent wheat from direct competition with feed grains, which would be an added incentive for wheat farmers to bid for feeder cattle.

Section 1. We urge that extensive research be encouraged to explore the possibility of producing meatier cattle.

Sec. 2. We urge the Congress to investigate the meat industry margins, in respect to our meat departments paying an unfair share of overhead costs, and the practice of retail outlets producing and processing cattle.

Sec. 3. We urge the Congress to pass House Resolution 1706, and also to adopt a food-stamp plan with an extra appropriation for red meats.

Sec. 4. We respectfully request United State Secretary of Agriculture, Orville Freeman, to make maximum use of Section 32 funds.

*Be It Further Resolved*, that the Chief Clerk of the House of Representatives be instructed to forward a copy of this resolution to the following:

The Senate Committee on Agriculture, Senator Allen Ellander, chairman; to the House Committee on Agriculture, Honorable Harold Cooley, chairman, to United States Secretary of Agriculture, Orville Freeman, to the President of the United States, Lyndon B. Johnson, and to each member of the Iowa delegation of the Senate and the House of Representatives of the United States.

Laid over under Rule 25.

### ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 1, under Rule 35.

On motion by Carstensen of Clinton, the House adjourned until 10:00 a.m., Tuesday, March 3, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, TUESDAY, MARCH 3, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Wilbur Wood, pastor of the First Presbyterian Church, Avoca, Iowa.

The Journal of March 2 was approved.

## PRESENTATION OF VISITORS

Cunningham of Story presented to the House seventy students from the Ballard-Huxley Community School, accompanied by their teachers, Mr. Donahue and Mr. Davenport.

Mahan and Doderer of Johnson presented to the House the ninth grade civics class of Coralville School accompanied by their teacher, Mrs. Allaire, and superintendent, Mr. Peters.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Fisher of Greene on request of Kreager of Jasper; Wells of Taylor on request of Hirsch of Warren; Worthington of Decatur on request of Eveland of Boone; Camp of Clinton and Hagen of Allamakee on request of Sersland of Winneshiek; Siglin of Lucas on request of Carnahan of Wapello.

## INTRODUCTION OF BILL

House File 6, by committee on introduction of bills, a bill for an act relating to joint construction and financing of bridges and highways by cities and counties.

Read first time and referred to committee on cities and towns.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 3

Winkelman of Calhoun called up for consideration House Concurrent Resolution 3, filed February 28 and found on page 26 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

## CONSIDERATION OF BILLS

House File 1, a bill for an act to authorize school corporations to incur indebtedness and issue bonds to defray the cost of building,

furnishing, reconstructing, repairing, improving or remodeling public community or junior college buildings and additions thereto, and procuring a site or sites therefor, and to repeal chapter one hundred seventy-nine (179), Acts of the Sixtieth General Assembly, with report of committee recommending passage, was taken up for consideration.

Hougen of Black Hawk offered the following amendment, filed by the committee on tax revision, and moved its adoption:

Amend House File 1 as follows:

1. Amend section one (1), line seven (7), by striking after the word "which" the following, "has heretofore established or" and inserting in lieu thereof the following, "is presently operating a public community or junior college, or any school corporation".

2. Further amend House File 1, at the end of section three (3) thereof, by deleting the period after the word "Iowa" and adding thereto the following:

"and the Daily Record, a newspaper printed at Cedar Falls, Iowa".

Amendment adopted.

Carstensen of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 98:

Andersen of	Frazier	Mensing	Reppert
Woodbury	Gittins	Messerly	Riley
Anderson of	Goode	Millen	Robinson
Ringgold	Graham	Miller of	Scherle
Balloun	Grassley	Des Moines	Sersland
Baringer	Hagedorn	Miller of	Shaw
Bock	Hagie	Jones	Smith of
Breitbach	Hakes	Miller of	Dickinson
Briles	Hanson of	Page	Smith of
Busch	Lyon	Moffitt	O'Brien
Carnahan	Hanson of	Mowry	Sokol
Carstensen	Mitchell	Mueller	Stanley
Casey	Hirsch	Murphy	Steele
Chalupa	Hougen	Nelson	Steffen
Coffman	Jarvis	Nielsen of	Stevenson
Crane	Johnson	Emmet	Stokes
Cunningham	Kibbie	Nielsen of	Strothman
Darrington	Kluever	Shelby	Tabor
Den Herder	Knock	Olson	Van Alstine
Denman	Knowles	Ossian	Van Nostrand
Dietz	Kreager	Palas	Vermeer
Doderer	Lange	Parker	Vetter
Dougherty	Loss	Patton	Walter
Dunton	Lutz	Petersen of	Wier
Edgington	Mahan	Dallas	Winkelman
Ely	Maule	Peterson of	Wright
Eveland	McElroy	Woodbury	Mr. Speaker
Fischer of	Meacham	Prine	
Grundy			

The nays were, 1:

Halling

Absent or not voting, 9:

Camp  
Duffy

Fisher of  
Greene  
Hagen

Meyer  
Murray  
Siglin

Wells  
Worthington

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion by Mowry of Marshall, the House recessed until 1:30 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

### INTRODUCTION OF BILL

House File 7, by special committee on reapportionment, a bill for an act to provide a comprehensive interim plan for fair representation and apportionment of the General Assembly.

Read first time and placed on the calendar.

### REPORTS OF COMMITTEE

Kluever of Cass, from the committee on judiciary 2, submitted the following report:

MR. SPEAKER: Your committee on judiciary 2 to whom was referred House File 2, a bill for an act to legalize the proceedings of the city council of the City of Missouri Valley, Iowa, including all legal notices given, and in connection with the making of a contract for the construction of certain street improvements with the Cornhusker Paving Company in connection therewith, and to legalize said contract, and authorize its performance by said council, and the financing thereof, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same *do pass*.

LESTER L. KLUEVER, *Chairman*.

Also:

MR. SPEAKER: Your committee on judiciary 2 to whom was referred House File 3, a bill for an act to legalize the proceedings of the Town Council of the Town of Tabor, Iowa, including all legal notices given, in connection with the making of a contract for the construction of certain improvements to the Municipal Sewage Works and Facilities with C. M. Shafer of Winterset, Iowa, in connection therewith, and to legalize said contract, and authorize its performance by said Council, and the financing thereof, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same *do pass*.

LESTER L. KLUEVER, *Chairman*.

## AMENDMENTS FILED

1 Amend House File 4 by adding thereto the following  
2 section:

3 Sec. 3. This Act being deemed of immediate importance  
4 shall be in full force and effect from and after its passage  
5 and publication in The Rockwell City Advocate, a newspaper  
6 published at Rockwell City, Iowa, and the Eagle Grove Eagle,  
7 a newspaper published at Eagle Grove, Iowa.

WINKELMAN of Calhoun.  
HAGIE of Wright.

On motion by Mowry of Marshall, the House recessed until 10:00  
a.m., Wednesday, March 4, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, WEDNESDAY, MARCH 4, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Harold Butts, pastor of the Indianola Methodist Church and Center Chapel Church, Indianola, Iowa.

The Journal of March 3 was approved.

## PRESENTATION OF VISITORS

Hougen of Black Hawk presented to the House the Honorable Bernard R. Balch, former member of the House from Black Hawk County in the Fifty-seventh and Fifty-eighth General Assemblies.

Riley of Linn presented to the House ten Camp Fire girls from Cedar Rapids, accompanied by their leader, Mrs. John Wieneke.

Mowry of Marshall presented to the House eighty-six students from West Marshall High School, State Center, accompanied by their teachers, Mrs. Young and Mr. Martin.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Wells of Taylor on request of Hirsch of Warren; Camp of Clinton on request of Carstensen of Clinton.

## INTRODUCTION OF BILL

House File 8, by committee on introduction of bills, a bill for an act to legalize and validate the proceedings of the board of directors of the Harlan Community School District, in the County of Shelby, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first time and referred to committee on judiciary 2.

## PROOFS OF PUBLICATION

Published copy of House File 2 and verified proof of publication of said bill in The Daily Times, Missouri Valley, Iowa, on February 26, 1964, was



filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

Published copy of House File 8 and verified proof of publication of said bill in the Harlan News-Advertiser, Harlan, Iowa, on March 2, 1964, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

Published copy of House File 3 and verified proof of publication of said bill in The Tabor Beacon, Tabor, Iowa, on February 26, 1964, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

Published copy of Senate File 3 and verified proof of publication of said bill in the New Sharon Star, New Sharon, Iowa, on February 27, 1964, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

WILLIAM R. KENDRICK, *Chief Clerk,*  
*House of Representatives.*

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 1, a bill for an act to provide for representation in the Senate and House of Representatives in the Sixty-first General Assembly and thereafter.

Also: That the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 3, providing that the general assembly respectfully request the President of the United States to base meat import agreements on a level no higher than the import average of the years 1958 through 1962.

Also: That the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 1, a bill for an act authorizing school corporations to incur indebtedness and issue bonds.

CARROLL A. LANE, *Secretary.*

#### MOTION FOR DIVISION OF HOUSE FILE 7

Mowry of Marshall moved that when House File 7 is considered by the House there be a division of the sections and that section 3 be considered separate and apart from the other sections of the bill.

Motion prevailed.

#### MOTION TO SUSPEND RULES LOST

Ely of Linn moved that the rules be suspended and that the House consider House File 7 at the afternoon session of the House.

On the question "Shall the rules be suspended for the consideration of House File 7?"

The motion having failed to receive a two-thirds majority, lost.

On motion by Mowry of Marshall, the House recessed until 11:15 a.m.

The House reconvened, Speaker Naden in the chair.

Mowry of Marshall asked and received unanimous consent that, in the consideration of House File 7, the presiding officer interpret the rules of procedure as liberally as possible, and that any question defeated may be considered a second time prior to any consideration by a conference committee.

#### HOUSE CONCURRENT RESOLUTION 5

By Sokol and Millen

*Whereas*, apportionment of the Iowa Legislature and seats in Congress are based on the United States Census, and allocations of federal aid are based on population formulae, it is imperative that people be counted in their voting residences, and

*Whereas*, it appears that the present statutory rules for taking the United States Census are very broad and administrative rules decree that servicemen overseas are not included in the count at all; and servicemen in the United States are counted where they are stationed and college students are counted where they attend college and not in the county or precinct of their voting residence, and

*Whereas*, it appears that these persons should be counted at their place of voting residence in order to fairly apportion legislatures and members of Congress, and to insure fairness in allocation of federal funds, now therefore,

*Be It Resolved by the House, the Senate Concurring*, that we request the Congress of the United States to give serious consideration to enactment of a statute to insure that persons are counted at their voting residence in the forthcoming United States Census.

*Be It Further Resolved*, that the Chief Clerk of the House of Representatives be instructed to forward a copy of this resolution to the Iowa members of the Senate and the House of Representatives of the United States and to the Secretary of Commerce of the United States.

Laid over under Rule 25.

#### REPORT OF COMMITTEE

Den Herder of Sioux, from the committee on agriculture 1, submitted the following report:

MR. SPEAKER: Your committee on agriculture 1 to whom was referred **House File 4**, a bill for an act relating to the display of signs and the labeling of imported meats when sold or offered for sale, and providing for violation of the provision hereof, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House File 4 by striking all of sections 1 and 2 and inserting in lieu thereof the following:

"Title ten (X), Code 1962, is amended by adding the following:

Section 1. No meats, either fresh, canned, frozen or cured, which are products of any foreign country imported into the United States, or any meat products containing any such imported meat or meats, shall be sold or offered for sale in this state through any food establishment unless there shall be displayed in the place of business of such person, firm or corporation a conspicuous sign indicating that such meats or meat products are imported and unless there shall be placed labels or brands on each quarter, half or whole carcass of any such meat, and on each can, case or package containing any of the above-mentioned products, naming the country of its origin.

Sec. 2. Any person, firm or corporation violating the provisions of this Act shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than twenty-five dollars (\$25.00) and not more than one hundred dollars (\$100.00) or by imprisonment in the county jail not exceeding thirty (30) days for the first offense.

For each second or consecutive conviction of such offense under this Act such person, firm or corporation shall be punished by a fine of not less than one hundred dollars (\$100.00) or not more than five hundred dollars (\$500.00) or by imprisonment in the county jail not more than ninety (90) days, or by both such fine and imprisonment.

Sec. 3. This Act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in The Rockwell City Advocate, a newspaper published at Rockwell City, Iowa, and the Eagle Grove Eagle, a newspaper published at Eagle Grove, Iowa."

ELMER DEN HERDER, *Chairman*.

#### AMENDMENTS FILED

1 Amend House File 7 as follows:

2 1. Amend section three (3), line twenty-one (21), by  
3 striking the word "Cherokee" and inserting in lieu thereof  
4 the word "Crawford".

5 2. Further amend section three (3) by striking from  
6 line twenty-three (23) the word "Crawford" and inserting  
7 in lieu thereof "Cherokee".

LANGE of Sac.  
GRAHAM of Ida.

1 Amend House File 7 as follows:

2 Amend by striking all of section four (4) and inserting in lieu  
3 thereof the following:

4 "Sec. 4. This Act, being deemed of immediate importance,  
5 shall be in full force and effect from and after its passage  
6 publication in the Ames Daily Tribune, a newspaper published  
7 at Ames, Iowa, and in the Oelwein Daily Register, a newspaper  
8 published at Oelwein, Iowa."

BARINGER of Fayette.  
CUNNINGHAM of Story.

1 Amend House File 7 as follows:

2 1. Amend section three (3), line twenty-three (23), by  
3 striking the word "Crawford" and inserting in lieu thereof  
4 the word "Sac".

5 2. Further amend section three (3), line  
6 thirty-seven (37), by striking the word "Sac" and inserting in lieu  
7 thereof the word "Crawford".

CRANE of Crawford.

- 1 Amend House File 7 by striking all of Sec. 3 and substituting
- 2 in lieu thereof Sec. 3 of House File 5.

RILEY of Linn.  
FRAZIER of Lee.  
KIBBIE of Palo Alto.  
MESSERLY of Black Hawk.  
KNOWLES of Scott.  
DIETZ of Scott.  
STEFFEN of Chickasaw.  
DENMAN of Polk.

- 1 Amend House File 7 as follows:
- 2 By striking from section one (1) all of paragraph "a"
- 3 of subsection two (2) and by relettering the subsequent
- 4 paragraphs.

RILEY of Linn.  
FRAZIER of Lee.  
DIETZ of Scott.  
KNOWLES of Scott.  
DENMAN of Polk.

- 1 Amend House File 7 as follows:
- 2 By striking from section two (2), line four (4), the
- 3 word "fifty-six" and inserting in lieu thereof the word
- 4 "fifty-seven".
- 5 Further amend by striking from section two (2), line
- 6 fifty-nine (59), the word "three" and inserting in lieu
- 7 thereof the word "four".

RILEY of Linn.  
FRAZIER of Lee.  
DIETZ of Scott.  
KNOWLES of Scott.  
DENMAN of Polk.

- 1 Amend House File 7 by striking therefrom all of section three
- 2 (3) and inserting in lieu thereof section two (2) of Senate
- 3 File 1, as passed by the Senate.

DENMAN of Polk.  
MESSERLY of Black Hawk.  
RILEY of Linn.  
REPPERT of Polk.  
MURRAY of Webster.  
DODERER of Johnson.

- 1 Amend House File 7, section three (3) as follows:
- 2 1. By striking from line twelve (12) the word
- 3 "four" and inserting in lieu thereof the word "five".
- 4 2. By striking from line sixteen (16) the word
- 5 "three" and inserting in lieu thereof the word "four".
- 6 3. By striking from line seventy-two (72) the word
- 7 "nine" and inserting in lieu thereof the word "twelve".
- 8 4. By striking from line seventy-eight (78) the word
- 9 "two" and inserting in lieu thereof the word "three".
- 10 5. By striking from line one hundred (100) the word
- 11 "four" and inserting in lieu thereof the word "six".
- 12 6. By striking from line one hundred thirty-four

13 (134) the word "five" and inserting in lieu thereof the  
14 word "six".

15 7. By striking from line one hundred fifty-two  
16 (152) the word "three" and inserting in lieu thereof the  
17 word "four".

18 8. By striking from line one hundred fifty-six  
19 (156) the word "two" and inserting in lieu thereof the  
20 word "three".

21 9. By striking from line one hundred fifty-eight  
22 (158) the word "four" and inserting in lieu thereof the  
23 word "five".

RILEY of Linn.  
FRAZIER of Lee.  
DIETZ of Scott.  
KNOWLES of Scott.  
DENMAN of Polk.

1 Amend House File 7 by striking all of section 2 and inserting  
2 in lieu thereof the following two sections:

3 (1) Chapter forty-one (41), Code 1962, is hereby repealed  
4 and the following enacted in lieu thereof:

5 The number of senators in the general assembly is hereby  
6 fixed at sixty (60) and they are hereby apportioned among the  
7 several counties and under said apportionment the state is  
8 hereby divided into fifty (50) senatorial districts, each  
9 district to have a number of senators as hereafter provided,  
10 as follows:

11 1. Lee county shall constitute the first district and  
12 elect one senator.

13 2. Appanoose county, Davis county and Van Buren county  
14 shall constitute the second district and elect one senator.

15 3. Lucas county, Monroe county and Wayne county shall  
16 constitute the third district and elect one senator.

17 4. Decatur county, Ringgold county and Union county shall  
18 constitute the fourth district and elect one senator.

19 5. Adams county, Montgomery county and Taylor county shall  
20 constitute the fifth district and elect one senator.

21 6. Fremont county, Mills county and Page county shall  
22 constitute the sixth district and elect one senator.

23 7. Des Moines county shall constitute the seventh district  
24 and elect one senator.

25 8. Henry county and Jefferson county shall constitute the  
26 eighth district and elect one senator.

27 9. Wapello county shall constitute the ninth district and  
28 elect one senator.

29 10. Louisa county and Washington county shall constitute  
30 the tenth district and elect one senator.

31 11. Keokuk county and Mahaska county shall constitute the  
32 eleventh district and elect one senator.

33 12. Marion county and Warren county shall constitute the  
34 twelfth district and elect one senator.

35 13. Adair county, Clarke county and Madison county shall  
36 constitute the thirteenth district and elect one senator.

37 14. Audubon county, Cass county and Shelby county shall  
38 constitute the fourteenth district and elect one senator.

39 15. Pottawattamie county shall constitute the fifteenth

- 40 district and elect two senators.  
41 16. Cedar county and Muscatine county shall constitute the  
42 sixteenth district and elect one senator.  
43 17. Scott county shall constitute the seventeenth district  
44 and elect two senators.  
45 18. Clinton county shall constitute the eighteenth district  
46 and elect one senator.  
47 19. Jackson county and Jones county shall constitute the  
48 nineteenth district and elect one senator.  
49 20. Linn county shall constitute the twentieth district  
50 and elect three senators.  
51 21. Johnson county shall constitute the twenty-first  
52 district and elect one senator.  
53 22. Benton county and Tama county shall constitute the  
54 twenty-second district and elect one senator.  
55 23. Iowa county and Poweshiek county shall constitute the  
56 twenty-third district and elect one senator.  
57 24. Marshall county shall constitute the twenty-fourth  
58 district and elect one senator.  
59 25. Jasper county shall constitute the twenty-fifth district  
60 and elect one senator.  
61 26. Story county shall constitute the twenty-sixth district  
62 and elect one senator.  
63 27. Polk county shall constitute the twenty-seventh district  
64 and elect five senators.  
65 28. Boone county and Greene county shall constitute the  
66 twenty-eighth district and elect one senator.  
67 29. Dallas county and Guthrie county shall constitute the  
68 twenty-ninth district and elect one senator.  
69 30. Carroll county, Crawford county and Sac county shall  
70 constitute the thirtieth district and elect one senator.  
71 31. Harrison county and Monona county shall constitute the  
72 thirty-first district and elect one senator.  
73 32. Dubuque county shall constitute the thirty-second  
74 district and elect one senator.  
75 33. Buchanan county and Delaware county shall constitute  
76 the thirty-third district and elect one senator.  
77 34. Black Hawk county shall constitute the thirty-fourth  
78 district and elect two senators.  
79 35. Hamilton county and Hardin county shall constitute  
80 the thirty-fifth district and elect one senator.  
81 36. Webster county shall constitute the thirty-sixth  
82 district and elect one senator.  
83 37. Buena Vista county, Calhoun county and Pocahontas  
84 county shall constitute the thirty-seventh district and elect  
85 one senator.  
86 38. Cherokee county, Ida county and Plymouth county shall  
87 constitute the thirty-eighth district and elect one senator.  
88 39. Woodbury county shall constitute the thirty-ninth  
89 district and elect two senators.  
90 40. Allamakee county and Clayton county shall constitute  
91 the fortieth district and elect one senator.  
92 41. Fayette county and Winneshiek county shall constitute  
93 the forty-first district and elect one senator.  
94 42. Bremer county, Butler county and Grundy county shall  
95 constitute the forty-second district and elect one senator.

96 43. Franklin county, Humboldt county and Wright county  
97 shall constitute the forty-third district and elect one senator.

98 44. Chickasaw county and Floyd county shall constitute the  
99 forty-fourth district and elect one senator.

100 45. Howard county, Mitchell county and Worth county shall  
101 constitute the forty-fifth district and elect one senator.

102 46. Cerro Gordo county shall constitute the forty-sixth  
103 district and elect one senator.

104 47. Hancock county, Kossuth county and Winnebago county  
105 shall constitute the forty-seventh district and elect one  
106 senator.

107 48. Clay county, Emmet county and Palo Alto county shall  
108 constitute the forty-eighth district and elect one senator.

109 49. Dickinson county, O'Brien county and Osceola county  
110 shall constitute the forty-ninth district and elect one senator.

111 50. Lyon county and Sioux county shall constitute the  
112 fiftieth district and elect one senator.

113 (2) The provisions of this Act shall not affect the term of  
114 office of senators now holding certificates of election from  
115 the present senatorial districts. In the event of any vacancy  
116 occurring in any senatorial district after the effective date  
117 of this Act it shall be filled by the electors of the district  
118 as it existed at the time the vacancy occurred. All senatorial  
119 districts whose senator's term expires at the end of the year  
120 1964 shall elect one senator for a full four-year term. In  
121 addition, the following districts shall elect additional  
122 senators for a two-year term as outlined below.

123 District fifteen shall elect one senator for a two-year  
124 term.

125 District seventeen shall elect one senator for a two-year  
126 term.

127 District twenty shall elect two senators for a two-year  
128 term.

129 District twenty-seven shall elect four senators for a two-  
130 year term.

131 District thirty-four shall elect one senator for a two-year  
132 term.

133 District thirty-nine shall elect one senator for a two-  
134 year term.

REPERT of Polk.  
MAHAN of Johnson.  
EVELAND of Boone.  
DENMAN of Polk.

1 Amend House File 7 by striking all of section 3 and inserting  
2 in lieu thereof the following two (2) sections:

3 (1) Chapter forty-two (42), Code 1962, is hereby repealed  
4 and the following enacted in lieu thereof:

5 The number of representatives in the general assembly is  
6 hereby fixed at one hundred twenty (120), and they are hereby  
7 apportioned among the several legislative districts as set out  
8 in section two (2) of this Act according to the number of  
9 inhabitants in each, and under said apportionment each district  
10 is to have the number of representatives as hereafter provided  
11 as follows:

12 1. Lee county shall constitute the first district and elect

13 two representatives.

14 2. Appanoose county, Davis county and Van Buren county shall  
15 constitute the second district and elect two representatives.

16 3. Lucas county, Monroe county and Wayne county shall consti-  
17 tute the third district and elect one representative.

18 4. Decatur county, Ringgold county and Union county shall  
19 constitute the fourth district and elect one representative.

20 5. Adams county, Montgomery county and Taylor county shall  
21 constitute the fifth district and elect one representative.

22 6. Fremont county, Mills county and Page county shall  
23 constitute the sixth district and elect two representatives.

24 7. Des Moines county shall constitute the seventh district  
25 and elect two representatives.

26 8. Henry county and Jefferson county shall constitute  
27 the eighth district and elect one representative.

28 9. Wapello county shall constitute the ninth district and  
29 elect two representatives.

30 10. Louisa county and Washington county shall constitute  
31 the tenth district and elect one representative.

32 11. Keokuk county and Mahaska county shall constitute the  
33 eleventh district and elect two representatives.

34 12. Marion county and Warren county shall constitute the  
35 twelfth district and elect two representatives.

36 13. Adair county, Clarke county and Madison county shall  
37 constitute the thirteenth district and elect one representative.

38 14. Audubon county, Cass county and Shelby county shall  
39 constitute the fourteenth district and elect two representatives.

40 15. Pottawattamie county shall constitute the fifteenth  
41 district and elect four representatives.

42 16. Cedar county and Muscatine county shall constitute the  
43 sixteenth district and elect two representatives.

44 17. Scott county shall constitute the seventeenth district  
45 and elect five representatives.

46 18. Clinton county shall constitute the eighteenth district  
47 and elect two representatives.

48 19. Jackson county and Jones county shall constitute the  
49 nineteenth district and elect two representatives.

50 20. Linn county shall constitute the twentieth district  
51 and elect six representatives.

52 21. Johnson county shall constitute the twenty-first  
53 district and elect two representatives.

54 22. Benton county and Tama county shall constitute the  
55 twenty-second district and elect two representatives.

56 23. Iowa county and Poweshiek county shall constitute the  
57 twenty-third district and elect two representatives.

58 24. Marshall county shall constitute the twenty-fourth  
59 district and elect two representatives.

60 25. Jasper county shall constitute the twenty-fifth  
61 district and elect two representatives.

62 26. Story county shall constitute the twenty-sixth district  
63 and elect two representatives.

64 27. Polk county shall constitute the twenty-seventh district  
65 and elect twelve representatives.

66 28. Boone county and Greene county shall constitute the  
67 twenty-eighth district and elect two representatives.



- 68 29. Dallas county and Guthrie county shall constitute the  
69 twenty-ninth district and elect two representatives.
- 70 30. Carroll county, Crawford county and Sac county shall  
71 constitute the thirtieth district and elect three representatives.
- 72 31. Harrison county and Monona county shall constitute the  
73 thirty-first district and elect one representative.
- 74 32. Dubuque county shall constitute the thirty-second  
75 district and elect three representatives.
- 76 33. Buchanan county and Delaware county shall constitute  
77 the thirty-third district and elect two representatives.
- 78 34. Black Hawk county shall constitute the thirty-fourth  
79 district and elect five representatives.
- 80 35. Hamilton county and Hardin county shall constitute the  
81 thirty-fifth district and elect two representatives.
- 82 36. Webster county shall constitute the thirty-sixth  
83 district and elect two representatives.
- 84 37. Buena Vista county, Calhoun county and Pocahontas county  
85 shall constitute the thirty-seventh district and elect two  
86 representatives.
- 87 38. Cherokee county, Ida county and Plymouth county shall  
88 constitute the thirty-eighth district and elect two representatives.
- 89 39. Woodbury county shall constitute the thirty-ninth district  
90 and elect five representatives.
- 91 40. Allamakee county and Clayton county shall constitute  
92 the fortieth district and elect two representatives.
- 93 41. Fayette county and Winneshiek county shall constitute  
94 the forty-first district and elect two representatives.
- 95 42. Bremer county, Butler county and Grundy county shall  
96 constitute the forty-second district and elect two representatives.
- 97 43. Franklin county, Humboldt county and Wright county shall  
98 constitute the forty-third district and elect two representatives.
- 99 44. Chickasaw county and Floyd county shall constitute the  
100 forty-fourth district and elect two representatives.
- 101 45. Howard county, Mitchell county and Worth county shall  
102 constitute the forty-fifth district and elect two representatives.
- 103 46. Cerro Gordo county shall constitute the forty-sixth  
104 district and elect two representatives.
- 105 47. Hancock county, Kossuth county and Winnebago county  
106 shall constitute the forty-seventh district and elect two  
107 representatives.
- 108 48. Clay county, Emmet county and Palo Alto county shall  
109 constitute the forty-eighth district and elect two representatives.
- 110 49. Dickinson county, O'Brien county and Osceola county  
111 shall constitute the forty-ninth district and elect two  
112 representatives.
- 113 50. Lyon county and Sioux county shall constitute the  
114 fiftieth district and elect two representatives.
- 115 (2) Nothing in this Act shall affect the present terms  
116 of the representatives from any of the districts.

REPPERT of Polk.  
MAHAN of Johnson.  
EVELAND of Boone.  
DENMAN of Polk.

1 Amend House File 7 by striking all after the enacting  
2 clause and inserting in lieu thereof the following:

3 "Section 1. The General Assembly hereby determines that in  
4 order to provide fair representation for all citizens of Iowa in  
5 the interim period before a Constitutional amendment becomes  
6 effective, the apportionment of the General Assembly shall be  
7 based upon the following principles:

8 1. The House of Representatives and the Senate shall be  
9 apportioned on a fair and reasonable basis, taking into account  
10 population, area, and the historical relationships and common or  
11 differing interests of the people of the various areas of the  
12 state. In order to give proper recognition to all such factors,  
13 the following principles shall apply:

14 a. Any county having more than thirty-five thousand (35,000)  
15 population shall be a senatorial district and shall be entitled  
16 to one senator. In addition, each such county having a population  
17 of one hundred thousand (100,000) or more shall be entitled to  
18 one additional senator plus another additional senator for each  
19 additional one hundred thousand (100,000) population.

20 b. No county having less than thirty-five thousand (35,000)  
21 population shall be joined in a senatorial district with any coun-  
22 ty having more than thirty-five thousand (35,000) population.

23 c. No senatorial district shall contain more than three (3)  
24 counties.

25 d. The counties having less than thirty-five thousand (35,000)  
26 population shall be joined in senatorial districts of two counties  
27 or three counties. In forming such districts, counties whose  
28 people have a high degree of common interests shall be joined  
29 together when practicable.

30 3. To the maximum practicable extent, the boundaries of  
31 senatorial districts as provided in chapter sixty-nine (69),  
32 Acts of the Fifty-ninth (59th) General Assembly, shall be retained  
33 under this Act, in view of the recent senate redistricting en-  
34 acted in 1961, the probability that a Constitutional amendment  
35 on reapportionment will be adopted in the near future, the im-  
36 minence of the 1964 primary and general elections, and the de-  
37 sirability of permitting senators elected in 1962 to complete  
38 the four-year terms for which they were elected in order to  
39 provide a reasonable measure of continuity and experience in  
40 the senate.

41 The General Assembly hereby declares that the foregoing  
42 principles have been followed in this Act and that the provisions  
43 of this Act are necessary and reasonable in order to provide fair  
44 representation in the General Assembly for all citizens of Iowa.

45 Sec. 2. Section forty-one point one (41.1), Code 1962, is  
46 hereby repealed and the following enacted in lieu thereof.

47 The number of senators in the general assembly is hereby fixed  
48 at fifty-six and they are hereby apportioned among the several  
49 counties as follows:

50 1. Lee county shall constitute the first district with one  
51 senator.

52 2. Appanoose county, Davis county and Van Buren county shall  
53 constitute the second district with one senator.

54 3. Lucas county, Monroe county and Wayne county shall consti-  
55 tute the third district with one senator.

- 56 4. Decatur county, Ringgold county and Union county shall  
57 constitute the fourth district with one senator.
- 58 5. Adams county, Montgomery county and Taylor county shall  
59 constitute the fifth district with one senator.
- 60 6. Fremont county, Mills county and Page county shall consti-  
61 tute the sixth district with one senator.
- 62 7. Des Moines county shall constitute the seventh district  
63 with one senator.
- 64 8. Henry county and Jefferson county shall constitute the  
65 eighth district with one senator.
- 66 9. Wapello county shall constitute the ninth district with  
67 one senator.
- 68 10. Louisa county and Washington county shall constitute the  
69 tenth district with one senator.
- 70 11. Keokuk county and Mahaska county shall constitute the  
71 eleventh district with one senator.
- 72 12. Marion county and Warren county shall constitute the  
73 twelfth district with one senator.
- 74 13. Adair county, Clarke county and Madison county shall  
75 constitute the thirteenth district with one senator.
- 76 14. Audubon county, Cass county and Shelby county shall con-  
77 stitute the fourteenth district with one senator.
- 78 15. Pottawattamie county shall constitute the fifteenth dis-  
79 trict with one senator.
- 80 16. Cedar county and Muscatine county shall constitute the  
81 sixteenth district with one senator.
- 82 17. Scott county shall constitute the seventeenth district  
83 with two senators.
- 84 18. Clinton county shall constitute the eighteenth district  
85 with one senator.
- 86 19. Jackson county and Jones county shall constitute the nine-  
87 teenth district with one senator.
- 88 20. Linn county shall constitute the twentieth district with  
89 two senators.
- 90 21. Johnson county shall constitute the twenty-first district  
91 with one senator.
- 92 22. Benton county and Tama county shall constitute the twenty-  
93 second district with one senator.
- 94 23. Iowa county and Poweshiek county shall constitute the  
95 twenty-third district with one senator.
- 96 24. Marshall county shall constitute the twenty-fourth district  
97 with one senator.
- 98 25. Jasper county shall constitute the twenty-fifth district  
99 with one senator.
- 100 26. Story county shall constitute the twenty-sixth district  
101 with one senator.
- 102 27. Polk county shall constitute the twenty-seventh district  
103 with three senators.
- 104 28. Boone county and Greene county shall constitute the twenty-  
105 eighth district with one senator.
- 106 29. Dallas county and Guthrie county shall constitute the  
107 twenty-ninth district with one senator.
- 108 30. Carroll county, Crawford county and Sac county shall con-  
109 stitute the thirtieth district with one senator.
- 110 31. Harrison county and Monona county shall constitute the

- 111 thirty-first district with one senator.  
112 32. Dubuque county shall constitute the thirty-second dis-  
113 trict with one senator.  
114 33. Buchanan county and Delaware county shall constitute the  
115 thirty-third district with one senator.  
116 34. Black Hawk county shall constitute the thirty-fourth dis-  
117 trict with two senators.  
118 35. Hamilton county and Hardin county shall constitute the  
119 thirty-fifth district with one senator.  
120 36. Webster county shall constitute the thirty-sixth district  
121 with one senator.  
122 37. Buena Vista county, Calhoun county and Pocahontas county  
123 shall constitute the thirty-seventh district with one senator.  
124 38. Cherokee county, Ida county and Plymouth county shall  
125 constitute the thirty-eighth district with one senator.  
126 39. Woodbury county shall constitute the thirty-ninth district  
127 with two senators.  
128 40. Allamakee county and Clayton county shall constitute the  
129 fortieth district with one senator.  
130 41. Fayette county and Winneshiek county shall constitute  
131 the forty-first district with one senator.  
132 42. Bremer county, Butler county and Grundy county shall  
133 constitute the forty-second district with one senator.  
134 43. Franklin county, Humboldt county and Wright county shall  
135 constitute the forty-third district with one senator.  
136 44. Chickasaw county and Floyd county shall constitute the  
137 forty-fourth district with one senator.  
138 45. Howard county, Mitchell county and Worth county shall con-  
139 stitute the forty-fifth district with one senator.  
140 46. Cerro Gordo county shall constitute the forty-sixth dis-  
141 trict with one senator.  
142 47. Hancock county, Kossuth county and Winnebago county shall  
143 constitute the forty-seventh district with one senator.  
144 48. Clay county, Emmet county and Palo Alto county shall  
145 constitute the forty-eighth district with one senator.  
146 49. Dickinson county, O'Brien county and Osceola county shall  
147 constitute the forty-ninth district with one senator.  
148 50. Lyon county and Sioux county shall constitute the fiftieth  
149 district with one senator.  
150 This Act shall be effective as to the nomination and election  
151 of one senator from each of the following districts in the year  
152 1964 and thereafter for four-year terms each:  
153 Second (2d)  
154 Third (3d)  
155 Fourth (4th)  
156 Fifth (5th)  
157 Eleventh (11th)  
158 Twelfth (12th)  
159 Thirteenth (13th)  
160 Fifteenth (15th)  
161 Seventeenth (17th)  
162 Twentieth (20th)  
163 Twenty-first (21st)  
164 Twenty-fourth (24th)  
165 Twenty-seventh (27th)  
166 Twenty-eighth (28th)

- 167 Twenty-ninth (29th)  
168 Thirty-third (33d)  
169 Thirty-fourth (34th)  
170 Thirty-sixth (36th)  
171 Thirty-eighth (38th)  
172 Thirty-ninth (39th)  
173 Fortieth (40th)  
174 Forty-first (41st)  
175 Forty-second (42d)  
176 Forty-sixth (46th)  
177 Forty-seventh (47th)  
178 Forty-eighth (48th)  
179 Forty-ninth (49th)  
180 Fiftieth (50th)  
181 This Act shall be effective as to the nomination and election  
182 of one senator from each of the following districts in the year  
183 1964 for two-year terms each:  
184 Sixteenth (16th)  
185 Nineteenth (19th)  
186 Twentieth (20th)  
187 Twenty-sixth (26th)  
188 Twenty-seventh (27th)  
189 Thirty-ninth (39th)  
190 Forty-third (43rd)  
191 The terms of senators elected in 1962 for terms of four years,  
192 or elected subsequently to fill a vacancy in any such term, shall  
193 continue until December 31, 1966. In the year 1966 and thereafter  
194 one senator, except as otherwise indicated, shall be nominated and  
195 elected from each of the following districts for four-year terms  
196 each:  
197 First (1st)  
198 Sixth (6th)  
199 Seventh (7th)  
200 Eighth (8th)  
201 Ninth (9th)  
202 Tenth (10th)  
203 Fourteenth (14th)  
204 Sixteenth (16th)  
205 Seventeenth (17th)  
206 Eighteenth (18th)  
207 Nineteenth (19th)  
208 Twentieth (20th)  
209 Twenty-second (22d)  
210 Twenty-third (23d)  
211 Twenty-fifth (25th)  
212 Twenty-sixth (26th)  
213 Twenty-seventh (27th) (two to be elected)  
214 Thirtieth (30th)  
215 Thirty-first (31st)  
216 Thirty-second (32d)  
217 Thirty-fourth (34th)  
218 Thirty-fifth (35th)  
219 Thirty-seventh (37th)  
220 Thirty-ninth (39th)  
221 Forty-third (43d)

222 Forty-fourth (44th)

223 Forty-fifth (45th)

224 Sec. 3. Chapter forty-two (42), Code 1962, is hereby repealed  
225 and the following enacted in lieu thereof:

226 The House of Representatives shall be composed as follows and  
227 members thereof shall be elected in 1964 and each two years there-  
228 after in accordance with the following apportionment:

229 Each county having a population equal to one per cent (1%) or  
230 less of the state's population shall elect one (1) representative  
231 and one (1) additional representative for each additional one per  
232 cent (1%) of the state's population (nine-tenths of one per cent shall  
233 be considered as a full one per cent).

234 The county of Adair shall comprise one district and elect one  
235 representative.

236 The county of Adams shall comprise one district and elect one  
237 representative.

238 The county of Allamakee shall comprise one district and elect  
239 one representative.

240 The county of Appanoose shall comprise one district and elect  
241 one representative.

242 The county of Audubon shall comprise one district and elect  
243 one representative.

244 The county of Benton shall comprise one district and elect  
245 one representative.

246 The county of Black Hawk shall comprise one district and elect  
247 four representatives.

248 The county of Boone shall comprise one district and elect one  
249 representative.

250 The county of Bremer shall comprise one district and elect  
251 one representative.

252 The county of Buchanan shall comprise one district and elect  
253 one representative.

254 The county of Buena Vista shall comprise one district and elect  
255 one representative.

256 The county of Butler shall comprise one district and elect one  
257 representative.

258 The county of Calhoun shall comprise one district and elect  
259 one representative.

260 The county of Carroll shall comprise one district and elect  
261 one representative.

262 The county of Cass shall comprise one district and elect one  
263 representative.

264 The county of Cedar shall comprise one district and elect  
265 one representative.

266 The county of Cerro Gordo shall comprise one district and elect  
267 one representative.

268 The county of Cherokee shall comprise one district and elect  
269 one representative.

270 The county of Chickasaw shall comprise one district and elect  
271 one representative.

272 The county of Clarke shall comprise one district and elect  
273 one representative.

274 The county of Clay shall comprise one district and elect one  
275 representative.

- 276 The county of Clayton shall comprise one district and elect  
277 one representative.
- 278 The county of Clinton shall comprise one district and elect  
279 two representatives.
- 280 The county of Crawford shall comprise one district and elect  
281 one representative.
- 282 The county of Dallas shall comprise one district and elect  
283 one representative.
- 284 The county of Davis shall comprise one district and elect  
285 one representative.
- 286 The county of Decatur shall comprise one district and elect  
287 one representative.
- 288 The county of Delaware shall comprise one district and elect  
289 one representative.
- 290 The county of Des Moines shall comprise one district and elect  
291 one representative.
- 292 The county of Dickinson shall comprise one district and elect  
293 one representative.
- 294 The county of Dubuque shall comprise one district and elect  
295 three representatives.
- 296 The county of Emmet shall comprise one district and elect  
297 one representative.
- 298 The county of Fayette shall comprise one district and elect  
299 one representative. •
- 300 The county of Floyd shall comprise one district and elect  
301 one representative.
- 302 The county of Franklin shall comprise one district and elect  
303 one representative.
- 304 The county of Fremont shall comprise one district and elect  
305 one representative.
- 306 The county of Greene shall comprise one district and elect  
307 one representative.
- 308 The county of Grundy shall comprise one district and elect  
309 one representative.
- 310 The county of Guthrie shall comprise one district and elect  
311 one representative.
- 312 The county of Hamilton shall comprise one district and elect  
313 one representative.
- 314 The county of Hancock shall comprise one district and elect  
315 one representative.
- 316 The county of Hardin shall comprise one district and elect  
317 one representative.
- 318 The county of Harrison shall comprise one district and elect  
319 one representative.
- 320 The county of Henry shall comprise one district and elect  
321 one representative.
- 322 The county of Howard shall comprise one district and elect  
323 one representative.
- 324 The county of Humboldt shall comprise one district and elect  
325 one representative.
- 326 The county of Ida shall comprise one district and elect  
327 one representative.
- 328 The county of Iowa shall comprise one district and elect  
329 one representative.
- 330 The county of Jackson shall comprise one district and elect

- 331 one representative.  
332 The county of Jasper shall comprise one district and elect  
333 one representative.  
334 The county of Jefferson shall comprise one district and elect  
335 one representative.  
336 The county of Johnson shall comprise one district and elect  
337 two representatives.  
338 The county of Jones shall comprise one district and elect  
339 one representative.  
340 The county of Keokuk shall comprise one district and elect  
341 one representative.  
342 The county of Kossuth shall comprise one district and elect  
343 one representative.  
344 The county of Lee shall comprise one district an elect  
345 one representative.  
346 The county of Linn shall comprise one district and elect  
347 five representatives.  
348 The county of Louisa shall comprise one district and elect  
349 one representative.  
350 The county of Lucas shall comprise one district and elect  
351 one representative.  
352 The county of Lyon shall comprise one district and elect  
353 one representative.  
354 The county of Madison shall comprise one district and elect  
355 one representative.  
356 The county of Mahaska shall comprise one district and elect  
357 one representative.  
358 The county of Marion shall comprise one district and elect  
359 one representative.  
360 The county of Marshall shall comprise one district and elect  
361 one representative.  
362 The county of Mills shall comprise one district and elect  
363 one representative.  
364 The county of Mitchell shall comprise one district and elect  
365 one representative.  
366 The county of Monona shall comprise one district and elect  
367 one representative.  
368 The county of Monroe shall comprise one district and elect  
369 one representative.  
370 The county of Montgomery shall comprise one district and elect  
371 one representative.  
372 The county of Muscatine shall comprise one district and elect  
373 one representative.  
374 The county of O'Brien shall comprise one district and elect  
375 one representative.  
376 The county of Osceola shall comprise one district and elect  
377 one representative.  
378 The county of Page shall comprise one district and elect  
379 one representative.  
380 The county of Palo Alto shall comprise one district and elect  
381 one representative.  
382 The county of Plymouth shall comprise one district and elect  
383 one representative.  
384 The county of Pocahontas shall comprise one district and elect  
385 one representative.



386 The county of Polk shall comprise one district and elect  
387 nine representatives.

388 The county of Pottawattamie shall comprise one district  
389 and elect three representatives.

390 The county of Poweshiek shall comprise one district and  
391 elect one representative.

392 The county of Ringgold shall comprise one district and elect  
393 one representative.

394 The county of Sac shall comprise one district and elect  
395 one representative.

396 The county of Scott shall comprise one district and elect  
397 four representatives.

398 The county of Shelby shall comprise one district and elect  
399 one representative.

400 The county of Sioux shall comprise one district and elect  
401 one representative.

402 The county of Story shall comprise one district and elect  
403 one representative.

404 The county of Tama shall comprise one district and elect  
405 one representative.

406 The county of Taylor shall comprise one district and elect  
407 one representative.

408 The county of Union shall comprise one district and elect  
409 one representative.

410 The county of Van Buren shall comprise one district and elect  
411 one representative.

412 The county of Wapello shall comprise one district and elect  
413 one representative.

414 The county of Warren shall comprise one district and elect  
415 one representative.

416 The county of Washington shall comprise one district and elect  
417 one representative.

418 The county of Wayne shall comprise one district and elect  
419 one representative.

420 The county of Webster shall comprise one district and elect  
421 one representative.

422 The county of Winnebago shall comprise one district and elect  
423 one representative.

424 The county of Winneshiek shall comprise one district and elect  
425 one representative.

426 The county of Woodbury shall comprise one district and elect  
427 four representatives.

428 The county of Worth shall comprise one district and elect  
429 one representative.

430 The county of Wright shall comprise one district and elect  
431 one representative.

432 Sec. 4. This Act being deemed of immediate importance shall  
433 be in full force and effect from and after its passage and pub-  
434 lication in the \_\_\_\_\_, a newspaper published at  
435 \_\_\_\_\_, Iowa, and in the \_\_\_\_\_, a  
436 newspaper published at \_\_\_\_\_, Iowa.

FISHER of Greene.

GOODE of Davis.

MENSING of Cedar.

FISCHER of Grundy.

HAKES of Pocahontas.  
 DARRINGTON of Harrison.  
 CRANE of Crawford.  
 LANGE of Sac.  
 NIELSEN of Emmet.  
 SIGLIN of Lucas.  
 STEVENSON of Howard.  
 WIER of Louisa.  
 DOUGHERTY of Monroe.  
 MILLER of Jones.  
 COFFMAN of Iowa.  
 GRAHAM of Ida.  
 SCHERLE of Mills.  
 NIELSEN of Shelby.  
 CHALUPA of Jefferson.  
 MCELROY of Fremont.  
 ROBINSON of Guthrie.  
 HANSON of Mitchell.  
 PARKER of Buchanan.  
 SMITH of Dickinson.  
 PATTON of Delaware.  
 TABOR of Jackson.  
 LUTZ of Clarke.  
 JOHNSON of Audubon.  
 BRILES of Adams.  
 MEYER of Madison.  
 HALLING of Adair.  
 VAN ALSTINE of Humboldt.  
 WELLS of Taylor.  
 KLUEVER of Cass.  
 BOCK of Hancock.  
 STROTHMAN of Henry.

1 Amend House File 7 as follows:

2 By striking from section three (3) all of said section following  
 3 the colon in line four (4) and inserting in lieu thereof the  
 4 following:

5 Each county with a population of twenty-four thousand nine hundred  
 6 ninety-nine (24,999) or less shall be entitled to one (1) representative.

7 For each additional twenty-five thousand (25,000) population above  
 8 twenty-four thousand nine hundred ninety-nine (24,999), a county shall  
 9 be entitled to an additional representative.

10 The number of representatives to which each county is entitled shall  
 11 be determined by the nineteen hundred and sixty (1960) decennial  
 12 census and each decennial census thereafter.

ANDERSEN of Ringgold.  
 MAULE of Monona.  
 HAGEDORN of Clay.

1 Amend Senate File 1, section 1, as follows:

2 1. Amend line four by striking the word "fifty-one" and  
 3 inserting in lieu thereof the word "fifty-seven".

4 2. Amend subsection 17, by striking the words "one senator"  
 5 from line 39 and inserting in lieu thereof the words "two  
 6 senators".

7 3. Amend subsection 20, by striking the words "one senator"  
8 from line 45 and inserting in lieu thereof the words "two  
9 senators".

10 4. Amend subsection 27, by striking the words "two senators"  
11 from line 59 and inserting in lieu thereof the words "four  
12 senators".

13 5. Amend subsection 34, by striking the words "one senator"  
14 from line 73 and inserting in lieu thereof the words "two  
15 senators".

16 6. Amend subsection 39, by striking the words "one senator"  
17 from line 83 and inserting in lieu thereof the words "two  
18 senators".

DENMAN of Polk.

REPERT of Polk.

DODERER of Johnson.

MURRAY of Webster.

RILEY of Linn.

MESSERLY of Black Hawk.

On motion by Mowry of Marshall, the House recessed until 10:00  
a.m., Thursday, March 5, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, THURSDAY, MARCH 5, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend B. J. Ukena, pastor of the First Presbyterian Church, Ankeny, Iowa.

The Journal of March 4 was approved.

## PRESENTATION OF VISITORS

The Speaker presented to the House nineteen students from the Orientation and Adjustment Center for the Blind, Des Moines, Iowa.

Nielsen of Emmet presented to the House Kenneth Jernigan, Director of the Commission for the Blind.

Fisher of Greene presented to the House twenty-four students from Scranton High School accompanied by their teachers, Mr. Jarvis and Mrs. Bill McDonald.

Walter of Hardin presented to the House ten students from Radcliffe High School accompanied by their teachers, Mr. Molendorp and Mr. McNeil.

Hougen and Messerly of Black Hawk presented to the House forty senior students from Price Laboratory School accompanied by their teachers, Donald Scoval and Richard Scharchburg.

Fisher of Greene presented to the House forty-eight students from Grand Junction High School accompanied by their teachers, Mr. Arrowsmith and Mr. Leming.

Riley of Linn presented to the House twenty-three students of the Seventh Day Adventist Elementary School of Cedar Rapids accompanied by their teacher, James Donovan, Pastor A. H. Gerst, Lawrence Booth and Mrs. William Mansker.

Kreager of Jasper presented to the House one hundred ten students of Lynnville-Sully High School accompanied by their teachers, John Vandenberg and John Smalldridge.

Fischer of Grundy presented to the House forty-one students of Reinbeck Community School accompanied by their teachers, Jerry Rosonke and Ed Jackson.

Murray of Webster presented to the House the Honorable Willard Freed, former member of the House from Webster County in the Fifty-sixth, Fifty-seventh, Fifty-eighth and Fifty-ninth General Assemblies.

Vermeer of Marion presented to the House the Honorable Carroll Johnson, former member of the House from Marion County in the Forty-eighth, Forty-ninth and Fiftieth General Assemblies.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Miller of Jones on request of Hakes of Pocahontas.

#### INTRODUCTION OF JOINT RESOLUTION

House Joint Resolution 2, by Riley, Dietz, Frazier, Denman, Doderer and Ely, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the general assembly and the sessions thereof, the basis of representation of the members thereof, and the consolidation of counties, and to amend such Constitution by repeal of section two (2) and section six (6) of Article three (III) thereof, section thirty-four (34) of such Article three (III) thereof and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of such Article three (III), and the 1904 amendment to each such section, and section thirty-seven (37) of said Article three (III), and section two (2) of Article eleven (XI) and proposing substitutes in lieu thereof.

Read first time and referred to special committee on reapportionment.

#### INTRODUCTION OF BILLS

House File 9, by committee on introduction of bills, a bill for an act to require a statement of the taxpayer's resident school district on his state income tax return.

Read first time and referred to committee on tax revision.

House File 10, by committee on introduction of bills, a bill for an act to establish a commission as the state agency to administer a plan for higher education facilities and to qualify for federal funds available to the state of Iowa.

Read first time and referred to committee on institutions of higher learning.

#### ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 4.

## SENATE MESSAGE CONSIDERED

Senate File 1, a bill for an act to provide for representation in the Senate and House of Representatives in the Sixty-first General Assembly and thereafter.

Read first time and referred to special committee on reapportionment.

## CONSIDERATION OF BILL

House File 2, a bill for an act to legalize the proceedings of the city council of the City of Missouri Valley, Iowa, including all legal notices given, and in connection with the making of a contract for the construction of certain street improvements with the Cornhusker Paving Company in connection therewith, and to legalize said contract, and authorize its performance by said council, and the financing thereof, with report of committee recommending passage, was taken up for consideration.

Darrington of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 102:

Andersen of	Fisher of	Maule	Reppert
Woodbury	Greene	McElroy	Robinson
Anderson of	Frazier	Meacham	Scherle
Ringgold	Gittins	Mensing	Sersland
Balloun	Goode	Messerly	Shaw
Baringer	Graham	Meyer	Siglin
Breitbart	Grassley	Millen	Smith of
Briles	Hagedorn	Miller of	Dickinson
Busch	Hagen	Des Moines	Smith of
Camp	Hagie	Miller of	O'Brien
Carnahan	Hakes	Page	Sokol
Carstensen	Halling	Moffitt	Stanley
Casey	Hanson of	Mowry	Steele
Chalupa	Lyon	Mueller	Steffen
Coffman	Hanson of	Murray	Stevenson
Crane	Mitchell	Nelson	Stokes
Cunningham	Hirsch	Nielsen of	Strothman
Darrington	Hougen	Emmet	Tabor
Den Herder	Johnson	Nielsen of	Van Alstine
Denman	Kibbie	Shelby	Van Nostrand
Dietz	Kluever	Olson	Vermeer
Doderer	Knock	Ossian	Vetter
Dougherty	Knowles	Palas	Walter
Duffy	Kreager	Parker	Wells
Dunton	Lange	Patton	Wier
Edgington	Loss	Petersen of	Winkelman
Ely	Lutz	Dallas	Worthington
Eveland	Mahan	Peterson of	Wright
Fischer of		Woodbury	Mr. Speaker
Grundty			

The nays were, none.

Absent or not voting, 6:

Bock	Miller of	Murphy	Riley
Jarvis	Jones	Prine	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 3, a bill for an act to legalize the proceedings of the Town Council of the Town of Tabor, Iowa, including all legal notices given, in connection with the making of a contract for the construction of certain improvements to the Municipal Sewage Works and Facilities with C. M. Shafer of Winterset, Iowa, in connection therewith, and to legalize said contract, and authorize its performance by said council, and the financing thereof, with report of committee recommending passage, was taken up for consideration.

McElroy of Fremont moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 104:

Andersen of	Fischer of	Lutz	Petersen of
Woodbury	Grundy	Peterson of	Dallas
Anderson of	Fisher of	Woodbury	Reppert
Ringgold	Greene	Mahan	Riley
Balloun	Frazier	Maule	Robinson
Baringer	Gittins	McElroy	Scherle
Bock	Goode	Meacham	Sersland
Breitbart	Graham	Mensing	Shaw
Briles	Grassley	Messerly	Siglin
Busch	Hagedorn	Meyer	Smith of
Camp	Hagen	Millen	Dickinson
Carnahan	Hagie	Miller of	Sokol
Carstensen	Hakes	Des Moines	Stanley
Casey	Halling	Miller of	Steele
Chalupa	Hanson of	Page	Steffen
Coffman	Lyon	Moffitt	Stevenson
Crane	Hanson of	Mowry	Stokes
Cunningham	Mitchell	Mueller	Strothman
Darrington	Hirsch	Murray	Tabor
Den Herder	Hougen	Nelson	Van Alstine
Denman	Jarvis	Nielsen of	Van Nostrand
Dietz	Johnson	Emmet	Vermeer
Doderer	Kibbie	Nielsen of	Vetter
Dougherty	Kluever	Shelby	Walter
Duffy	Knock	Olson	Wells
Dunton	Knowles	Ossian	Wier
Edgington	Kreager	Palas	Winkelman
Ely	Lange	Parker	Worthington
Eveland	Loss	Patton	Wright
			Mr. Speaker

The nays were, none.

Absent or not voting, 4:

Miller of  
Jones

Murphy

Prine

Smith of  
O'Brien

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 2, a bill for an act relating to joint construction and financing of bridges and highways by cities and counties.

Also: That the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 3, a bill for an act to legalize and validate the special election of the North Mahaska Community School District.

Also: That the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 4, a bill for an act to legalize proceedings of school corporations for public community or junior colleges.

Also: That the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 6, a bill for an act to legalize certain corporations formed under chapter 2 of Title IX, Code of 1897.

Also: That the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 7, a bill for an act to legalize proceedings of school corporations.

CARROLL A. LANE, *Secretary*.

### CONSIDERATION OF BILLS

House File 7, a bill for an act to provide a comprehensive interim plan for fair representation and apportionment of the General Assembly, was taken up for consideration.

### CALL OF THE HOUSE

Under the provisions of Rule 72, we, the undersigned, request a Call of the House on the vote on House File 7 and on all amendments thereto.

JOHN CAMP.

LAWRENCE D. CARSTENSEN.

HOWARD C. REPERT.

RILEY DIETZ.

PAUL KNOWLES.



Pursuant to the rules relating to a Call of the House, the roll call revealed all members present except Miller of Jones, who had previously been excused.

Fisher of Greene offered the following amendment, filed by Fisher, et al., and moved its adoption:

Amend House File 7 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. The General Assembly hereby determines that in order to provide fair representation for all citizens of Iowa in the interim period before a Constitutional amendment becomes effective, the apportionment of the General Assembly shall be based upon the following principles:

1. The House of Representatives and the Senate shall be apportioned on a fair and reasonable basis, taking into account population, area, and the historical relationships and common or differing interests of the people of the various areas of the state. In order to give proper recognition to all such factors, the following principles shall apply:

a. Any county having more than thirty-five thousand (35,000) population shall be a senatorial district and shall be entitled to one senator. In addition, each such county having a population of one hundred thousand (100,000) or more shall be entitled to one additional senator plus another additional senator for each additional one hundred thousand (100,000) population.

b. No county having less than thirty-five thousand (35,000) population shall be joined in a senatorial district with any county having more than thirty-five thousand (35,000) population.

c. No senatorial district shall contain more than three (3) counties.

d. The counties having less than thirty-five thousand (35,000) population shall be joined in senatorial districts of two counties or three counties. In forming such districts, counties whose people have a high degree of common interests shall be joined together when practicable.

3. To the maximum practicable extent, the boundaries of senatorial districts as provided in chapter sixty-nine (69), Acts of the Fifty-ninth (59th) General Assembly, shall be retained under this Act, in view of the recent senate redistricting enacted in 1961, the probability that a Constitutional amendment on reapportionment will be adopted in the near future, the imminence of the 1964 primary and general elections, and the desirability of permitting senators elected in 1962 to complete the four-year terms for which they were elected in order to provide a reasonable measure of continuity and experience in the senate.

The General Assembly hereby declares that the foregoing principles have been followed in this Act and that the provisions of this Act are necessary and reasonable in order to provide fair representation in the General Assembly for all citizens of Iowa.

Sec. 2. Section forty-one point one (41.1), Code 1962, is hereby repealed and the following enacted in lieu thereof.

The number of senators in the general assembly is hereby fixed at fifty-six and they are hereby apportioned among the several counties as follows:

1. Lee county shall constitute the first district with one senator.

2. Appanoose county, Davis county and Van Buren county shall constitute the second district with one senator.

3. Lucas county, Monroe county and Wayne county shall constitute the third district with one senator.

4. Decatur county, Ringgold county and Union county shall constitute the fourth district with one senator.

5. Adams county, Montgomery county and Taylor county shall constitute the fifth district with one senator.

6. Fremont county, Mills county and Page county shall constitute the sixth district with one senator.

7. Des Moines county shall constitute the seventh district with one senator.

8. Henry county and Jefferson county shall constitute the eighth district with one senator.

9. Wapello county shall constitute the ninth district with one senator.

10. Louisa county and Washington county shall constitute the tenth district with one senator.

11. Keokuk county and Mahaska county shall constitute the eleventh district with one senator.

12. Marion county and Warren county shall constitute the twelfth district with one senator.

13. Adair county, Clarke county and Madison county shall constitute the thirteenth district with one senator.

14. Audubon county, Cass county and Shelby county shall constitute the fourteenth district with one senator.

15. Pottawattamie county shall constitute the fifteenth district with one senator.

16. Cedar county and Muscatine county shall constitute the sixteenth district with one senator.

17. Scott county shall constitute the seventeenth district with two senators.

18. Clinton county shall constitute the eighteenth district with one senator.

19. Jackson county and Jones county shall constitute the nineteenth district with one senator.

20. Linn county shall constitute the twentieth district with two senators.

21. Johnson county shall constitute the twenty-first district with one senator.

22. Benton county and Tama county shall constitute the twenty-second district with one senator.

23. Iowa county and Poweshiek county shall constitute the twenty-third district with one senator.

24. Marshall county shall constitute the twenty-fourth district with one senator.

25. Jasper county shall constitute the twenty-fifth district with one senator.

26. Story county shall constitute the twenty-sixth district with one senator.

27. Polk county shall constitute the twenty-seventh district with three senators.

28. Boone county and Greene county shall constitute the twenty-eighth district with one senator.

29. Dallas county and Guthrie county shall constitute the twenty-ninth district with one senator.

30. Carroll county, Crawford county and Sac county shall constitute the thirtieth district with one senator.

31. Harrison county and Monona county shall constitute the thirty-first district with one senator.

32. Dubuque county shall constitute the thirty-second district with one senator.

33. Buchanan county and Delaware county shall constitute the thirty-third district with one senator.

34. Black Hawk county shall constitute the thirty-fourth district with two senators.

35. Hamilton county and Hardin county shall constitute the thirty-fifth district with one senator.

36. Webster county shall constitute the thirty-sixth district with one senator.

37. Buena Vista county, Calhoun county and Pocahontas county shall constitute the thirty-seventh district with one senator.

38. Cherokee county, Ida county and Plymouth county shall constitute the thirty-eighth district with one senator.

39. Woodbury county shall constitute the thirty-ninth district with two senators.

40. Allamakee county and Clayton county shall constitute the fortieth district with one senator.

41. Fayette county and Winneshiek county shall constitute the forty-first district with one senator.

42. Bremer county, Butler county and Grundy county shall constitute the forty-second district with one senator.

43. Franklin county, Humboldt county and Wright county shall constitute the forty-third district with one senator.

44. Chickasaw county and Floyd county shall constitute the forty-fourth district with one senator.

45. Howard county, Mitchell county and Worth county shall constitute the forty-fifth district with one senator.

46. Cerro Gordo county shall constitute the forty-sixth district with one senator.

47. Hancock county, Kossuth county and Winnebago county shall constitute the forty-seventh district with one senator.

48. Clay county, Emmet county and Palo Alto county shall constitute the forty-eighth district with one senator.

49. Dickinson county, O'Brien county and Osceola county shall constitute the forty-ninth district with one senator.

50. Lyon county and Sioux county shall constitute the fiftieth district with one senator.

This Act shall be effective as to the nomination and election of one senator from each of the following districts in the year 1964 and thereafter for four-year terms each:

Second (2d)

Third (3d)

Fourth (4th)

Fifth (5th)

Eleventh (11th)

Twelfth (12th)

Thirteenth (13th)

Fifteenth (15th)

Seventeenth (17th)

Twentieth (20th)

Twenty-first (21)

Twenty-fourth (24th)

Twenty-seventh (27th)

Twenty-eighth (28th)

Twenty-ninth (29th)

Thirty-third (33d)

Thirty-fourth (34th)

Thirty-sixth (36th)

Thirty-eighth (38th)  
Thirty-ninth (39th)  
Fortieth (40th)  
Forty-first (41st)  
Forty-second (42d)  
Forty-sixth (46th)  
Forty-seventh (47th)  
Forty-eighth (48th)  
Forty-ninth (49th)  
Fiftieth (50th)

This Act shall be effective as to the nomination and election of one senator from each of the following districts in the year 1964 for two-year terms each:

Sixteenth (16th)  
Nineteenth (19th)  
Twentieth (20th)  
Twenty-sixth (26th)  
Twenty-seventh (27th)  
Thirty-ninth (39th)  
Forty-third (43d)

The terms of senators elected in 1962 for terms of four years, or elected subsequently to fill a vacancy in any such term, shall continue until December 31, 1966. In the year 1966 and thereafter one senator, except as otherwise indicated, shall be nominated and elected from each of the following districts for four-year terms each:

First (1st)  
Sixth (6th)  
Seventh (7th)  
Eighth (8th)  
Ninth (9th)  
Tenth (10th)  
Fourteenth (14th)  
Sixteenth (16th)  
Seventeenth (17th)  
Eighteenth (18th)  
Nineteenth (19th)  
Twentieth (20th)  
Twenty-second (22d)  
Twenty-third (23d)  
Twenty-fifth (25th)  
Twenty-sixth (26th)  
Twenty-seventh (27th) (two to be elected)  
Thirtieth (30th)  
Thirty-first (31st)  
Thirty-second (32d)  
Thirty-fourth (34th)  
Thirty-fifth (35th)  
Thirty-seventh (37th)  
Thirty-ninth (39th)  
Forty-third (43d)  
Forty-fourth (44th)  
Forty-fifth (45th)

Sec. 3. Chapter forty-two (42), Code 1962, is hereby repealed and the following enacted in lieu thereof:

The House of Representatives shall be composed as follows and members

thereof shall be elected in 1964 and each two years thereafter in accordance with the following apportionment:

Each county having a population equal to one per cent (1%) or less of the state's population shall elect one (1) representative and one (1) additional representative for each additional one per cent (1%) of the state's population (nine-tenths of one per cent shall be considered as a full one per cent).

The county of Adair shall comprise one district and elect one representative.

The county of Adams shall comprise one district and elect one representative.

The county of Allamakee shall comprise one district and elect one representative.

The county of Appanoose shall comprise one district and elect one representative.

The county of Audubon shall comprise one district and elect one representative.

The county of Benton shall comprise one district and elect one representative.

The county of Black Hawk shall comprise one district and elect four representatives.

The county of Boone shall comprise one district and elect one representative.

The county of Bremer shall comprise one district and elect one representative.

The county of Buchanan shall comprise one district and elect one representative.

The county of Buena Vista shall comprise one district and elect one representative.

The county of Butler shall comprise one district and elect one representative.

The county of Calhoun shall comprise one district and elect one representative.

The county of Carroll shall comprise one district and elect one representative.

The county of Cass shall comprise one district and elect one representative.

The county of Cedar shall comprise one district and elect one representative.

The county of Cerro Gordo shall comprise one district and elect one representative.

The county of Cherokee shall comprise one district and elect one representative.

The county of Chickasaw shall comprise one district and elect one representative.

The county of Clarke shall comprise one district and elect one representative.

The county of Clay shall comprise one district and elect one representative.

The county of Clayton shall comprise one district and elect one representative.

The county of Clinton shall comprise one district and elect two representatives.

The county of Crawford shall comprise one district and elect one representative.

The county of Dallas shall comprise one district and elect one representative.

The county of Davis shall comprise one district and elect one representative.

The county of Decatur shall comprise one district and elect one representative.

The county of Delaware shall comprise one district and elect one representative.

The county of Des Moines shall comprise one district and elect one representative.

The county of Dickinson shall comprise one district and elect one representative.

The county of Dubuque shall comprise one district and elect three representatives.

The county of Emmet shall comprise one district and elect one representative.

The county of Fayette shall comprise one district and elect one representative.

The county of Floyd shall comprise one district and elect one representative.

The county of Franklin shall comprise one district and elect one representative.

The county of Fremont shall comprise one district and elect one representative.

The county of Greene shall comprise one district and elect one representative.

The county of Grundy shall comprise one district and elect one representative.

The county of Guthrie shall comprise one district and elect one representative.

The county of Hamilton shall comprise one district and elect one representative.

The county of Hancock shall comprise one district and elect one representative.

The county of Hardin shall comprise one district and elect one representative.

The county of Harrison shall comprise one district and elect one representative.

The county of Henry shall comprise one district and elect one representative.

The county of Howard shall comprise one district and elect one representative.

The county of Humboldt shall comprise one district and elect one representative.

The county of Ida shall comprise one district and elect one representative.

The county of Iowa shall comprise one district and elect one representative.

The county of Jackson shall comprise one district and elect one representative.

The county of Jasper shall comprise one district and elect one representative.

The county of Jefferson shall comprise one district and elect one representative.

The county of Johnson shall comprise one district and elect two representatives.

The county of Jones shall comprise one district and elect one representative.

The county of Keokuk shall comprise one district and elect one representative.

The county of Kossuth shall comprise one district and elect one representative.

The county of Lee shall comprise one district and elect one representative.

The county of Linn shall comprise one district and elect five representatives.

The county of Louisa shall comprise one district and elect one representative.

The county of Lucas shall comprise one district and elect one representative.

The county of Lyon shall comprise one district and elect one representative.

The county of Madison shall comprise one district and elect one representative.

The county of Mahaska shall comprise one district and elect one representative.

The county of Marion shall comprise one district and elect one representative.

The county of Marshall shall comprise one district and elect one representative.

The county of Mills shall comprise one district and elect one representative.

The county of Mitchell shall comprise one district and elect one representative.

The county of Monona shall comprise one district and elect one representative.

The county of Monroe shall comprise one district and elect one representative.

The county of Montgomery shall comprise one district and elect one representative.

The county of Muscatine shall comprise one district and elect one representative.

The county of O'Brien shall comprise one district and elect one representative.

The county of Osceola shall comprise one district and elect one representative.

The county of Page shall comprise one district and elect one representative.

The county of Palo Alto shall comprise one district and elect one representative.

The county of Plymouth shall comprise one district and elect one representative.

The county of Pocahontas shall comprise one district and elect one representative.

The county of Polk shall comprise one district and elect nine representatives.

The county of Pottawattamie shall comprise one district and elect three representatives.

The county of Poweshiek shall comprise one district and elect one representative.

The county of Ringgold shall comprise one district and elect one representative.

The county of Sac shall comprise one district and elect one representative.

The county of Scott shall comprise one district and elect four representatives.

The county of Shelby shall comprise one district and elect one representative.

The county of Sioux shall comprise one district and elect one representative.

The county of Story shall comprise one district and elect one representative.

The county of Tama shall comprise one district and elect one representative.

The county of Taylor shall comprise one district and elect one representative.

The county of Union shall comprise one district and elect one representative.

The county of Van Buren shall comprise one district and elect one representative.

The county of Wapello shall comprise one district and elect one representative.

The county of Warren shall comprise one district and elect one representative.

The county of Washington shall comprise one district and elect one representative.

The county of Wayne shall comprise one district and elect one representative.

The county of Webster shall comprise one district and elect one representative.

The county of Winnebago shall comprise one district and elect one representative.

The county of Winneshiek shall comprise one district and elect one representative.

The county of Woodbury shall comprise one district and elect four representatives.

The county of Worth shall comprise one district and elect one representative.

The county of Wright shall comprise one district and elect one representative.

Sec. 4. This Act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the ....., a newspaper published at ....., Iowa, and in the ....., a newspaper published at ....., Iowa.

Roll call was requested on the question "Shall the amendment be adopted?"

The ayes were, 46:

Anderson of	Fischer of	Hansen of	Meyer
Ringgold	Grundy	Mitchell	Moffitt
Bock	Fisher of	Jarvis	Mueller
Briles	Greene	Johnson	Nelson
Chalupa	Goode	Kluever	Nielsen of
Coffman	Graham	Knock	Emmet
Crane	Hakes	Lange	Nielsen of
Darrington	Halling	Lutz	Shelby
Dougherty	Hanson of	McElroy	Parker
Edgington	Lyon	Mensing	Patton



Robinson	Smith of	Strothman	Wells
Scherle	Dickinson	Tabor	Wier
Sersland	Steele	Van Alstine	Winkelman
Siglin	Stevenson		

The nays were, 60:

Andersen of	Ely	Millen	Riley
Woodbury	Eveland	Miller of	Shaw
Balloun	Frazier	Des Moines	
Baringer	Gittins	Miller of	Smith of
Breitbart	Grassley	Page	O'Brien
Busch	Hagedorn	Mowry	Sokol
Camp	Hagen	Murphy	Stanley
Carnahan	Hagie	Murray	Steffen
Carstensen	Hirsch	Olson	Stokes
Casey	Hougen	Ossian	Van Nostrand
Cunningham	Kibbie	Palas	Vermeer
Den Herder	Knowles	Petersen of	Vetter
Denman	Kreager	Dallas	Walter
Dietz	Loss	Peterson of	Worthington
Doderer	Mahan	Woodbury	Wright
Duffy	Meacham	Prine	Mr. Speaker
Dunton	Messerly	Reppert	

Absent or not voting, 2:

Maule	Miller of
	Jones

Amendment lost.

Reppert of Polk offered the following amendment, filed by Reppert, et al.:

Amend House File 7 by striking all of section 3 and inserting in lieu thereof the following two (2) sections:

(1) Chapter forty-two (42), Code 1962, is hereby repealed and the following enacted in lieu thereof:

The number of representatives in the general assembly is hereby fixed at one hundred twenty (120), and they are hereby apportioned among the several legislative districts as set out in section two (2) of this Act according to the number of inhabitants in each, and under said apportionment each district is to have the number of representatives as hereafter provided as follows:

1. Lee county shall constitute the first district and elect two representatives.

2. Appanoose county, Davis county and Van Buren county shall constitute the second district and elect two representatives.

3. Lucas county, Monroe county and Wayne county shall constitute the third district and elect one representative.

4. Decatur county, Ringgold county and Union county shall constitute the fourth district and elect one representative.

5. Adams county, Montgomery county and Taylor county shall constitute the fifth district and elect one representative.

6. Fremont county, Mills county and Page county shall constitute the sixth district and elect two representatives.

7. Des Moines county shall constitute the seventh district and elect two representatives.

8. Henry county and Jefferson county shall constitute the eighth district and elect one representative.

9. Wapello county shall constitute the ninth district and elect two representatives.

10. Louisa county and Washington county shall constitute the tenth district and elect one representative.

11. Keokuk county and Mahaska county shall constitute the eleventh district and elect two representatives.

12. Marion county and Warren county shall constitute the twelfth district and elect two representatives.

13. Adair county, Clarke county and Madison county shall constitute the thirteenth district and elect one representative.

14. Audubon county, Cass county and Shelby county shall constitute the fourteenth district and elect two representatives.

15. Pottawattamie county shall constitute the fifteenth district and elect four representatives.

16. Cedar county and Muscatine county shall constitute the sixteenth district and elect two representatives.

17. Scott county shall constitute the seventeenth district and elect five representatives.

18. Clinton county shall constitute the eighteenth district and elect two representatives.

19. Jackson county and Jones county shall constitute the nineteenth district and elect two representatives.

20. Linn county shall constitute the twentieth district and elect six representatives.

21. Johnson county shall constitute the twenty-first district and elect two representatives.

22. Benton county and Tama county shall constitute the twenty-second district and elect two representatives.

23. Iowa county and Poweshiek county shall constitute the twenty-third district and elect two representatives.

24. Marshall county shall constitute the twenty-fourth district and elect two representatives.

25. Jasper county shall constitute the twenty-fifth district and elect two representatives.

26. Story county shall constitute the twenty-sixth district and elect two representatives.

27. Polk county shall constitute the twenty-seventh district and elect twelve representatives.

28. Boone county and Greene county shall constitute the twenty-eighth district and elect two representatives.

29. Dallas county and Guthrie county shall constitute the twenty-ninth district and elect two representatives.

30. Carroll county, Crawford county and Sac county shall constitute the thirtieth district and elect three representatives.

31. Harrison county and Monona county shall constitute the thirty-first district and elect one representative.

32. Dubuque county shall constitute the thirty-second district and elect three representatives.

33. Buchanan county and Delaware county shall constitute the thirty-third district and elect two representatives.

34. Black Hawk county shall constitute the thirty-fourth district and elect five representatives.

35. Hamilton county and Hardin county shall constitute the thirty-fifth district and elect two representatives.

36. Webster county shall constitute the thirty-sixth district and elect two representatives.

37. Buena Vista county, Calhoun county and Pocahontas county shall constitute the thirty-seventh district and elect two representatives.

38. Cherokee county, Ida county and Plymouth county shall constitute the thirty-eighth district and elect two representatives.

39. Woodbury county shall constitute the thirty-ninth district and elect five representatives.

40. Allamakee county and Clayton county shall constitute the fortieth district and elect two representatives.

41. Fayette county and Winneshiek county shall constitute the forty-first district and elect two representatives.

42. Bremer county, Butler county and Grundy county shall constitute the forty-second district and elect two representatives.

43. Franklin county, Humboldt county and Wright county shall constitute the forty-third district and elect two representatives.

44. Chickasaw county and Floyd county shall constitute the forty-fourth district and elect two representatives.

45. Howard county, Mitchell county and Worth county shall constitute the forty-fifth district and elect two representatives.

46. Cerro Gordo county shall constitute the forty-sixth district and elect two representatives.

47. Hancock county, Kossuth county and Winnebago county shall constitute the forty-seventh district and elect two representatives.

48. Clay county, Emmet county and Palo Alto county shall constitute the forty-eighth district and elect two representatives.

49. Dickinson county, O'Brien county and Osceola county shall constitute the forty-ninth district and elect two representatives.

50. Lyon county and Sioux county shall constitute the fiftieth district and elect two representatives.

(2) Nothing in this Act shall affect the present terms of the representatives from any of the districts.

Duffy of Dubuque offered the following amendment to the Reppert amendment and moved its adoption:

Amend House File 7, section three (3), line one hundred fifty-two (152) by striking therefrom the word "three" and inserting in lieu thereof the word "four".

Amend the amendment to House File 7 filed by Reppert, et al., as follows:

1. Amend line six (6) by striking therefrom the words and figures "one hundred twenty (120)" and inserting in lieu thereof the words and figures "one hundred twenty-one (121)".

2. Amend line seventy-five (75) by striking therefrom the word "three" and inserting in lieu thereof the word "four".

Roll call was requested.

On the question "Shall the amendment to the amendment be adopted?"

The ayes were, 30:

Balloun	Casey	Duffy	Hagie
Breitbach	Darrington	Dunton	Halling
Camp	Denman	Gittins	Johnson
Carnahan	Dietz	Hagen	Kibbie

Kluever  
Knowles  
Loss  
Mowry

Nielsen of  
Emmet  
Palas  
Riley

Robinson  
Smith of  
Dickinson  
Steffen

Strothman  
Tabor  
Van Nostrand  
Wells

The nays were, 71:

Andersen of  
Woodbury  
Anderson of  
Ringgold  
Baringer  
Bock  
Briles  
Busch  
Carstensen  
Chalupa  
Coffman  
Crane  
Cunningham  
Den Herder  
Doderer  
Dougherty  
Edgington  
Ely  
Eveland  
Fisher of  
Greene

Frazier  
Graham  
Hakes  
Hanson of  
Lyon  
Hanson of  
Mitchell  
Hirsch  
Hougen  
Jarvis  
Knock  
Kreager  
Lange  
Lutz  
Mahan  
Maule  
McElroy  
Meacham  
Mensing  
Messerly  
Meyer

Millen  
Miller of  
Des Moines  
Miller of  
Page  
Moffitt  
Mueller  
Murphy  
Murray  
Nelson  
Nielsen of  
Shelby  
Olson  
Ossian  
Parker  
Patton  
Petersen of  
Dallas  
Peterson of  
Woodbury

Reppert  
Scherle  
Sersland  
Shaw  
Siglin  
Smith of  
O'Brien  
Sokol  
Stanley  
Steele  
Stevenson  
Stokes  
Van Alstine  
Vermeer  
Vetter  
Walter  
Wier  
Winkelman  
Worthington  
Wright

Absent or not voting, 7:

Fischer of  
Grundy  
Goode

Grassley  
Hagedorn

Miller of  
Jones

Prine  
Mr. Speaker

Amendment to the amendment lost.

Reppert of Polk moved the adoption of his amendment.

Roll call was requested.

On the question "Shall the amendment be adopted?"

The ayes were, 24:

Baringer  
Briles  
Carnahan  
Denman  
Doderer  
Dunton  
Ely

Eveland  
Frazier  
Gittins  
Hagedorn  
Hanson of  
Lyon  
Kibbie

Mahan  
Maule  
Meacham  
Millen  
Miller of  
Des Moines

Murray  
Palas  
Reppert  
Riley  
Steffen  
Worthington

The nays were, 81:

Andersen of  
Woodbury  
Anderson of  
Ringgold  
Balloun  
Bock  
Breitbach  
Busch  
Camp  
Carstensen

Casey  
Chalupa  
Coffman  
Crane  
Cunningham  
Darrington  
Den Herder  
Dietz  
Dougherty  
Duffy

Edgington  
Fischer of  
Grundy  
Fisher of  
Greene  
Goode  
Graham  
Grassley  
Hagen  
Hagie

Hakes  
Halling  
Hanson of  
Mitchell  
Hirsch  
Hougen  
Jarvis  
Johnson  
Kluever  
Knock

Knowles	Nelson	Robinson	Stokes
Kreager	Nielsen of	Scherle	Strothman
Lange	Emmet	Sersland	Tabor
Loss	Nielsen of	Shaw	Van Alstine
Lutz	Shelby	Siglin	Van Nostrand
McElroy	Olson	Smith of	Vermeer
Mensing	Ossian	Dickinson	Vetter
Messerly	Parker	Smith of	Walter
Meyer	Patton	O'Brien	Wells
Miller of	Petersen of	Sokol	Wier
Page	Dallas	Stanley	Winkelman
Moffitt	Peterson of	Steele	Wright
Mowry	Woodbury	Stevenson	Mr. Speaker
Mueller			

Absent or not voting, 3:

Miller of	Murphy	Prine
Jones		

Amendment lost.

House File 7 pending at adjournment.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House File 1.

FRED E. WIER,  
*Chairman House Committee.*  
 KENNETH BENDA,  
*Chairman Senate Committee.*

Report adopted.

#### BILL SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bill: House File 1.

#### BILL SENT TO THE GOVERNOR

Wier of Louisa, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has on this 5th day of March, 1964, sent to the Governor for his approval: House File 1.

FRED E. WIER, *Chairman.*

Report adopted.

#### REPORT OF COMMITTEE

Carstensen of Clinton, from the committee on cities and towns, submitted the following report:

MR. SPEAKER: Your committee on cities and towns to whom was referred House File 6, a bill for an act relating to joint construction and financing of bridges and highways by cities and counties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend section one (1), line four (4), after the word "boundary" by inserting the words "and are situated in counties having a population in excess of two hundred thousand (200,000)".

LAWRENCE CARSTENSEN, *Chairman.*

#### AMENDMENTS FILED

- 1 Amend House File 7 by striking all after the enacting clause
- 2 and substitute the following in lieu thereof:
- 3 Section 1. The state shall be divided into fifty-three
- 4 (53) legislative districts along county lines as they existed
- 5 on January 1, 1964, as follows:
- 6 1. Lee and Van Buren counties shall constitute the
- 7 first district.
- 8 2. Appanoose and Davis counties shall constitute the
- 9 second district.
- 10 3. Wayne and Lucas counties shall constitute the third
- 11 district.
- 12 4. Ringgold and Decatur counties shall constitute the
- 13 fourth district.
- 14 5. Taylor and Adams counties shall constitute the fifth
- 15 district.
- 16 6. Fremont and Page counties shall constitute the sixth
- 17 district.
- 18 7. Mills and Montgomery counties shall constitute the seventh
- 19 district.
- 20 8. Union and Clarke counties shall constitute the eighth
- 21 district.
- 22 9. Monroe and Wapello counties shall constitute the ninth
- 23 district.
- 24 10. Jefferson and Henry counties shall constitute the
- 25 tenth district.
- 26 11. Louisa and Des Moines counties shall constitute the
- 27 eleventh district.
- 28 12. Keokuk and Washington counties shall constitute the
- 29 twelfth district.
- 30 13. Marion and Mahaska counties shall constitute the
- 31 thirteenth district.
- 32 14. Madison and Warren counties shall constitute the
- 33 fourteenth district.
- 34 15. Cass and Adair counties shall constitute the fifteenth
- 35 district.
- 36 16. Pottawattamie county shall constitute the sixteenth
- 37 district.
- 38 17. Harrison and Monona counties shall constitute the
- 39 seventeenth district.
- 40 18. Shelby and Crawford counties shall constitute the
- 41 eighteenth district.
- 42 19. Audubon and Guthrie counties shall constitute the
- 43 nineteenth district.

- 44 20. Dallas and Greene counties shall constitute the  
45 twentieth district.  
46 21. Polk county shall constitute the twenty-first district.  
47 22. Jasper and Marshall counties shall constitute the  
48 twenty-second district.  
49 23. Poweshiek and Tama counties shall constitute the  
50 twenty-third district.  
51 24. Iowa and Johnson counties shall constitute the  
52 twenty-fourth district.  
53 25. Cedar and Muscatine counties shall constitute the  
54 twenty-fifth district.  
55 26. Scott county shall constitute the twenty-sixth district.  
56 27. Clinton and Jackson counties shall constitute the  
57 twenty-seventh district.  
58 28. Jones and Delaware counties shall constitute the  
59 twenty-eighth district.  
60 29. Linn county shall constitute the twenty-ninth district.  
61 30. Benton and Buchanan counties shall constitute the  
62 thirtieth district.  
63 31. Story and Boone counties shall constitute the thirty-first  
64 district.  
65 32. Carroll and Calhoun counties shall constitute the  
66 thirty-second district.  
67 33. Woodbury county shall constitute the thirty-third  
68 district.  
69 34. Ida and Sac counties shall constitute the thirty-fourth  
70 district.  
71 35. Webster and Humboldt counties shall constitute the  
72 thirty-fifth district.  
73 36. Hamilton and Wright counties shall constitute the  
74 thirty-sixth district.  
75 37. Hardin and Grundy counties shall constitute the  
76 thirty-seventh district.  
77 38. Black Hawk county shall constitute the thirty-eighth  
78 district.  
79 39. Dubuque county shall constitute the thirty-ninth  
80 district.  
81 40. Clayton and Allamakee counties shall constitute the  
82 fortieth district.  
83 41. Bremer and Fayette counties shall constitute the  
84 forty-first district.  
85 42. Franklin and Butler counties shall constitute the  
86 forty-second district.  
87 43. Buena Vista and Pocahontas counties shall constitute the  
88 forty-third district.  
89 44. Plymouth and Cherokee counties shall constitute the  
90 forty-fourth district.  
91 45. Sioux and Lyon counties shall constitute the forty-  
92 fifth district.  
93 46. O'Brien and Osceola counties shall constitute the  
94 forty-sixth district.  
95 47. Clay and Palo Alto counties shall constitute the  
96 forty-seventh district.  
97 48. Kossuth and Winnebago counties shall constitute the  
98 forty-eighth district.

99 49. Hancock and Cerro Gordo counties shall constitute  
100 the forty-ninth district.

101 50. Floyd and Chickasaw counties shall constitute the  
102 fiftieth district.

103 51. Howard and Winneshiek counties shall constitute the  
104 fifty-first district.

105 52. Worth and Mitchell counties shall constitute the  
106 fifty-second district.

107 53. Dickinson and Emmet counties shall constitute the  
108 fifty-third district.

109 Sec. 2. Each legislative district shall elect one  
110 Senator. (a) The electors of legislative districts numbered:  
111 two, three, four, five, seven, eight, fourteen, fifteen,  
112 seventeen, nineteen, twenty, twenty-three, twenty-four, twenty-  
113 seven, twenty-eight, thirty, thirty-one, thirty-two, thirty-  
114 four, thirty-five, thirty-six, forty, forty-one, forty-two,  
115 forty-four, forty-five, forty-six, forty-seven, forty-eight,  
116 forty-nine, fifty-one and fifty-three shall elect Senators  
117 in the 1964 general election and every four (4) years  
118 thereafter;

119 (b) Senators elected in 1962 and residing in legislative  
120 districts numbered: one, six, nine, ten, eleven, twelve,  
121 thirteen, sixteen, eighteen, twenty-one, twenty-two,  
122 twenty-five, twenty-six, twenty-nine, thirty-three, thirty-  
123 seven, thirty-eight, thirty-nine, forty-three, fifty and  
124 fifty-two shall represent the respective districts in which  
125 they reside until successors are elected and qualify.

126 Sec. 3. The electors of each legislative district  
127 shall at the general election in 1964 and every two years  
128 thereafter elect one representative, except

129 (a) The following legislative districts consisting of  
130 two counties shall have representatives as follows:

131 First District—Lee county, one, Van Buren county, one.

132 Ninth District—Monroe county, one, Wapello county,  
133 one.

134 Eleventh District—Des Moines county, one, Louisa  
135 county, one.

136 Thirteenth District—Mahaska county, one, Marion  
137 county, one.

138 Twentieth District—Dallas county, one, Greene  
139 county, one.

140 Twenty-second District—Jasper county, one, Marshall  
141 county, one.

142 Twenty-third District—Poweshiek county, one, Tama  
143 county, one.

144 Twenty-fourth District—Iowa county, one, Johnson county, two.  
145 county, two.

146 Twenty-fifth District—Cedar county, one, Muscatine  
147 county, one.

148 Twenty-seventh District—Clinton county, two,  
149 Jackson county, one.

150 Twenty-eighth District—Jones county, one, Delaware  
151 county, one.

152 Thirtieth District—Benton county, one, Buchanan  
153 county, one.



154 Thirty-first District—Story county, two, Boone  
 155 county, one.  
 156 Thirty-second District—Carroll county, one,  
 157 Calhoun county, one.  
 158 Thirty-fifth District—Webster county, one,  
 159 Humboldt county, one.  
 160 Thirty-sixth District—Hamilton county, one, Wright  
 161 county, one.  
 162 Fortieth District—Clayton county, one, Allamakee  
 163 county, one.  
 164 Forty-first District—Fayette county, one, Bremer  
 165 county, one.  
 166 Forty-fourth District—Cherokee county, one,  
 167 Plymouth county, one.  
 168 Forty-fifth District—Sioux county, one, Lyon county,  
 169 one.  
 170 Forty-eighth District—Kossuth county, one,  
 171 Winnebago county, one.  
 172 Forty-ninth District—Hancock county, one, Cerro  
 173 Gordo county, two.

174 (b) The following legislative districts consisting of  
 175 one county shall have representatives as follows:

176 Sixteenth District—Pottawattamie county, three.  
 177 Twenty-first District—Polk county, eleven.  
 178 Twenty-sixth District—Scott county, five.  
 179 Twenty-ninth District—Linn county, six.  
 180 Thirty-third District—Woodbury county, four.  
 181 Thirty-eighth District—Black Hawk county, five.  
 182 Thirty-ninth District—Dubuque county, three.

183 Sec. 4. Chapters forty-one (41) and forty-two (42),  
 184 Code 1962, are hereby repealed.

185 Sec. 5. This Act being deemed of immediate importance  
 186 shall take effect and be in full force from and after its  
 187 passage and publication in \_\_\_\_\_, a newspaper  
 188 published in \_\_\_\_\_, and \_\_\_\_\_  
 189 \_\_\_\_\_, a newspaper published in \_\_\_\_\_.

VERMEER of Marion.  
 KNOCK of Union.

1 Amend House File 7 by striking all after the enacting  
 2 clause and substituting in lieu thereof House File 5.

RILEY of Linn.

1 Amend House File 7 by adding the following sections after  
 2 section 3:

3 1. When a senatorial or representative district is entitled  
 4 to more than one senator or more than one representative, each  
 5 shall be elected from a subdistrict. Subdistricting shall be  
 6 along township or voting precinct lines so that the population  
 7 of the subdistricts shall be as nearly equal as possible and  
 8 of compact and contiguous territory.

9 2. The supreme court shall appoint a commission of three  
 10 members in each district to be subdistricted, one of whom shall  
 11 be a judge of the district court in such senatorial or  
 12 representative district involved. The commission shall  
 13 perform the duties required by this Act and its findings shall

14 have the force and effect of law. It shall report by resolution  
15 to the secretary of state the boundaries of the subdistricts  
16 as so established.

17 3. If any clause, sentence, paragraph, or part of this  
18 Act shall for any reason be judged invalid by any court of  
19 competent jurisdiction, such judgment shall not affect, impair  
20 or invalidate the remainder thereof, but shall be confined in  
21 its operation to the clause, sentence, paragraph or part  
22 thereof directly involved in the controversy in which the  
23 judgment shall have been rendered.

24 Further amend House File 7 by renumbering section 4.

BARINGER of Fayette.

1 Amend House File 7, section one (1), by striking all after  
2 the period in line fifteen (15) and by striking all of lines  
3 sixteen (16), seventeen (17), and eighteen (18), and substituting  
4 in lieu thereof the following: "In addition, each such county  
5 having a population of two hundred thousand (200,000) or more  
6 shall be entitled to one additional senator."

7 Further amend House File 7, section two (2), as follows:

8 1. By striking from line four (4) the word "fifty-six" and  
9 substitute in lieu thereof the word "fifty-one".

10 2. By striking the words "two senators" in lines thirty-nine (39),  
11 forty-five (45), seventy-three (73) and eighty-three (83),  
12 and substitute in lieu thereof the words "one senator".

13 3. By striking from line fifty-nine (59) the word "three"  
14 and substitute in lieu thereof the word "two".

15 4. By striking all of lines one hundred seventeen (117),  
16 one hundred twenty-five (125), one hundred forty-two (142),  
17 one hundred forty-four (144), and one hundred forty-five  
18 (145).

19 5. By striking from line one hundred fifty (150) the words  
20 "except as otherwise indicated,".

21 6. By striking all of lines one hundred sixty-four (164) and  
22 one hundred seventy-six (176) and the words "(two to be  
23 elected)" in line one hundred sixty-nine (169).

GRASSLEY of Butler.

1 Amend House File 7 as follows:

2 By striking from section one (1) all of paragraph "a"  
3 of subsection two (2) and by relettering the subsequent  
4 paragraphs.

5 Further amend by striking all of section two (2) and  
6 inserting in lieu thereof section two (2) of House File 5.

RILEY of Linn.

On motion by Mowry of Marshall, the House adjourned until 9:00  
a.m., Friday, March 6, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FRIDAY, MARCH 6, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by Doctor Louis H. Valbracht, pastor of the St. John's Lutheran Church, Des Moines, Iowa.

The Journal of March 5 was approved.

## PRESENTATION OF VISITORS

Graham of Ida presented to the House thirty-three students from the Ida Grove Community School accompanied by their teacher, Clara M. Bekman.

Vermeer of Marion presented to the House a group of Camp Fire girls from Pella with leaders, Mrs. Bill Peters and Mrs. John Ver Meer.

## SENATE MESSAGES CONSIDERED

Senate File 2, a bill for an act relating to joint construction and financing of bridges and highways by cities and counties.

Read first time and passed on file.

Senate File 3, a bill for an act to legalize and validate the special election of the North Mahaska Community School District in the counties of Mahaska and Poweshiek, State of Iowa, held on January 30, 1964, for the issuance of eight hundred sixty-one thousand dollars (\$861,000) of school bonds

Read first time and referred to committee on judiciary 2.

Senate File 4, a bill for an act to legalize and validate proceedings of school corporations providing for the organization, establishment and maintenance of public community or junior colleges.

Read first time and referred to committee on judiciary 2.

Senate File 6, a bill for an act to legalize certain corporations formed under chapter two (2) of Title IX, Code of 1897, or chapter three hundred ninety-four (394) of the Codes of 1924, 1927, 1931, 1935 and 1939, or chapter five hundred four (504) of the Codes of 1946, 1950, 1954, 1958 and 1962, or purporting to have been organized, reincorporated or renewed thereunder.

Read first time and referred to committee on judiciary 2.

Senate File 7, a bill for an act to legalize and validate proceedings providing for the organization, reorganization, enlargement, or change in the boundaries of school corporations.

Read first time and referred to committee on judiciary 2.

### CONSIDERATION OF BILLS

House File 8, a bill for an act to legalize and validate the proceedings of the board of directors of the Harlan Community School District, in the County of Shelby, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district, with report of committee recommending passage, was taken up for consideration.

Nielsen of Shelby moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 103:

Andersen of	Fisher of	Meacham	Prine
Woodbury	Greene	Mensing	Reppert
Balloun	Frazier	Messerly	Riley
Baringer	Gittins	Meyer	Robinson
Bock	Goode	Millen	Scherle
Breitbart	Graham	Miller of	Sersland
Briles	Grassley	Des Moines	Shaw
Busch	Hagedorn	Miller of	Siglin
Camp	Hagen	Jones	Smith of
Carnahan	Hagie	Miller of	Dickinson
Carstensen	Hakes	Page	Smith of
Casey	Hanson of	Moffitt	O'Brien
Chalupa	Lyon	Mowry	Sokol
Coffman	Hanson of	Mueller	Stanley
Crane	Mitchell	Murphy	Steele
Cunningham	Hirsch	Nelson	Steffen
Darrington	Hougen	Nielsen of	Stevenson
Den Herder	Jarvis	Emmet	Stokes
Denman	Johnson	Nielsen of	Strothman
Dietz	Kibbie	Shelby	Tabor
Doderer	Kluever	Olson	Van Alstine
Dougherty	Knock	Ossian	Van Nostrand
Duffy	Knowles	Palas	Vermeer
Dunton	Kreager	Parker	Vetter
Edgington	Lange	Patton	Walter
Ely	Loss	Petersen of	Wells
Eveland	Lutz	Dallas	Winkelman
Fischer of	Mahan	Peterson of	Wright
Grundy	Maule	Woodbury	Mr. Speaker
	McElroy		

The nays were, none.

Absent or not voting, 5:

Anderson of	Halling	Wier	Worthington
Ringgold	Murray		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### SENATE FILE 2 SUBSTITUTED FOR HOUSE FILE 6

Reppert of Polk asked and received unanimous consent that Rule 29 be suspended and that the House take up for immediate consideration Senate File 2.

Reppert of Polk asked and received unanimous consent to substitute Senate File 2 for House File 6.

Senate File 2, a bill for an act relating to joint construction and financing of bridges and highways by cities and counties, with report of committee recommending amendment and passage, was taken up for consideration.

Carstensen of Clinton offered the following amendment and moved its adoption:

Amend Senate File 2, section one (1), line four (4), by inserting after the word "boundary" the words "and are situated in counties having a population in excess of two hundred thousand (200,000)".

Amendment adopted.

Reppert of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 99:

Andersen of	Denman	Hakes	Mensing
Woodbury	Dietz	Halling	Meyer
Balloun	Doderer	Hanson of	Millen
Baringer	Dougherty	Mitchell	Miller of
Bock	Duffy	Hirsch	Des Moines
Breitbart	Dunton	Hougen	Miller of
Briles	Edgington	Jarvis	Jones
Busch	Ely	Johnson	Miller of
Camp	Fisher of	Kibbie	Page
Carnahan	Greene	Kluever	Moffitt
Castensen	Frazier	Knowles	Mowry
Casey	Gittins	Kreager	Mueller
Chalupa	Goode	Lange	Murphy
Coffman	Graham	Loss	Murray
Crane	Grassley	Lutz	Nelson
Cunningham	Hagedorn	Mahan	Nielsen of
Darrington	Hagen	McElroy	Emmet
Den Herder	Hagie	Meacham	

Nielsen of	Prine	Smith of	Van Alstine
Shelby	Reppert	O'Brien	Van Nostrand
Olson	Riley	Sokol	Vermeer
Ossian	Robinson	Stanley	Vetter
Palas	Scherle	Steele	Walter
Parker	Sersland	Steffen	Wells
Patton	Siglin	Stevenson	Wier
Petersen of	Smith of	Stokes	Winkelman
Dallas	Dickinson	Strothman	Wright
Peterson of		Tabor	Mr. Speaker
Woodbury			

The nays were, 1:

Fischer of  
Grundy

Absent or not voting, 8:

Anderson of	Hanson of
Ringgold	Lyon
Eveland	Knock

Maule  
Messerly

Shaw  
Worthington

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### CONSIDERATION OF BILL

The House resumed consideration of House File 7, a bill for an act to provide a comprehensive interim plan for fair representation and apportionment of the General Assembly.

Riley of Linn asked and received unanimous consent to withdraw the amendment filed by him on March 5 and found on page 75 of the House Journal.

Vermeer of Marion asked and received unanimous consent to defer action on the amendment filed by him on March 5 and found on pages 72 to 75 of the House Journal.

Riley of Linn asked and received unanimous consent to defer action on the amendment filed by Riley, Frazier, Kibbie, Messerly, Knowles, Dietz, Steffen and Denman on March 4 and found on page 38 of the House Journal.

Anderson of Ringgold asked and received unanimous consent to defer action on the amendment filed by Anderson, et al., on March 4, and found on page 52 of the House Journal.

Denman of Polk offered the following amendment filed by him and moved its adoption:

Amend House File 7 by striking therefrom all of section three (3) and inserting in lieu thereof section two (2) of Senate File 1, as passed by the Senate.

Roll call was requested.

On the question "Shall the amendment be adopted?"

## The ayes were, 32:

Baringer	Doderer	Loss	Murray
Breitbart	Duffy	Mahan	Palas
Briles	Ely	Meacham	Reppert
Busch	Eveland	Messerly	Riley
Camp	Gittins	Meyer	Stanley
Carnahan	Grassley	Miller of	Steffen
Carstensen	Hougen	Des Moines	Van Nostrand
Casey	Cluever	Murphy	Worthington
Denman			

## The nays were, 72:

Andersen of	Hagedorn	Miller of	Shaw
Woodbury	Hagen	Jones	Siglin
Anderson of	Hagie	Miller of	Smith of
Ringgold	Hakes	Page	Dickinson
Balloun	Halling	Moffitt	Smith of
Bock	Hanson of	Mowry	O'Brien
Chalupa	Lyon	Nelson	Sokol
Coffman	Hanson of	Nielsen of	Steele
Crane	Mitchell	Emmet	Stevenson
Cunningham	Hirsch	Nielsen of	Stokes
Darrington	Jarvis	Shelby	Strothman
Den Herder	Johnson	Olson	Tabor
Dietz	Kibbie	Ossian	Van Alstine
Dougherty	Knock	Parker	Vermeer
Dunton	Knowles	Patton	Vetter
Edgington	Kreager	Petersen of	Walter
Fischer of	Lange	Dallas	Wells
Grundy	Lutz	Peterson of	Wier
Frazier	McElroy	Woodbury	Winkelman
Goode	Mensing	Robinson	Wright
Graham	Millen	Scherle	Mr. Speaker
		Sersland	

## Absent or not voting, 4:

Fisher of	Maule	Mueller	Prine
Greene			

## Amendment lost.

Riley of Linn offered the following amendment filed by him:

Amend House File 7, section three (3) as follows:

1. By striking from line twelve (12) the word "four" and inserting in lieu thereof the word "five".
2. By striking from line sixteen (16) the word "three" and inserting in lieu thereof the word "four".
3. By striking from line seventy-two (72) the word "nine" and inserting in lieu thereof the word "twelve".
4. By striking from line seventy-eight (78) the word "two" and inserting in lieu thereof the word "three".
5. By striking from line one hundred (100) the word "four" and inserting in lieu thereof the word "six".
6. By striking from line one hundred thirty-four (134) the word "five" and inserting in lieu thereof the word "six".
7. By striking from line one hundred fifty-two (152) the word "three" and inserting in lieu thereof the word "four".
8. By striking from line one hundred fifty-six (156) the word "two" and inserting in lieu thereof the word "three".

9. By striking from line one hundred fifty-eight (158) the word "four" and inserting in lieu thereof the word "five".

Riley of Linn offered the following amendment to his amendment and moved its adoption:

Amend the Riley amendment to House File 7 filed March 4 by adding thereto the following:

"10. By striking from line one hundred thirty-six (136) the word 'two' and inserting in lieu thereof the word 'three'."

Amendment to amendment lost.

Reppert of Polk moved to reconsider the vote by which the Riley amendment to the Riley amendment was lost.

Motion prevailed.

Riley of Linn moved the adoption of the Riley amendment to the Riley amendment.

Roll call was requested.

On the question "Shall the amendment to the amendment be adopted?"

The ayes were, 56:

Andersen of	Duffy	Loss	Petersen of
Woodbury	Eveland	Mahan	Dallas
Anderson of	Fisher of	Meacham	Reppert
Ringgold	Greene	Messerly	Riley
Balloun	Frazier	Meyer	Robinson
Breitbach	Gittins	Miller of	Sersland
Camp	Grassley	Des Moines	Siglin
Carnahan	Hagen	Miller of	Stanley
Casey	Hakes	Jones	Steffen
Coffman	Hanson of	Mueller	Stevenson
Crane	Lyon	Murphy	Van Nostrand
Cunningham	Hougen	Murray	Vetter
Den Herder	Kibbie	Nielsen of	Walter
Denman	Knowles	Emmet	Winkelman
Dietz	Kreager	Olson	Worthington
Doderer	Lange	Palas	Mr. Speaker

The nays were, 41:

Baringer	Hanson of	Nelson	Smith of
Bock	Mitchell	Nielsen of	O'Brien
Briles	Jarvis	Shelby	Sokol
Busch	Johnson	Ossian	Steele
Carstensen	Knock	Parker	Stokes
Chalupa	Lutz	Patton	Strothman
Darrington	McElroy	Petersen of	Tabor
Dougherty	Mensing	Woodbury	Van Alstine
Fischer of	Miller of	Scherle	Wells
Grundy	Page	Shaw	Wier
Goode	Moffitt	Smith of	Wright
Hagie	Mowry	Dickinson	
Halling			



Absent or not voting, 11:

Dunton  
Edgington  
Ely

Graham  
Hagedorn  
Hirsch

Kluever  
Maule  
Millen

Prine  
Vermeer

Amendment to amendment adopted.

### CALL OF THE HOUSE

Under the provisions of Rule 72, we, the undersigned, request a Call of the House on House File 7 and all amendments thereto.

RILEY DIETZ.  
ELMER F. LANGE.  
DAVID STANLEY.  
FRED JARVIS.  
PAUL KNOWLES.

Doderer of Johnson moved that action on the Riley amendment be deferred.

Motion lost.

Riley of Linn moved the adoption of his amendment.

Amendment lost.

On motion by Mowry of Marshall, the House recessed until 1:00 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

Anderson of Ringgold asked and received unanimous consent that his amendment filed March 4 and found on page 52 of the Journal be withdrawn from further consideration of the House.

Fisher of Greene called up for consideration the following motion and moved its adoption:

### MOTION TO RECONSIDER

I move to reconsider the vote by which the Fisher of Greene amendment to House File 7 failed to be adopted.

PAUL M. WALTER.

Motion prevailed.

Fisher of Greene called up for consideration the amendment to House File 7 found on pages 59, 60, 61, 62, 63, 64, 65, and 66 of the House Journal of March 5 and moved its adoption.

Roll call requested.

On the question of "Shall the amendment be adopted?"

## The ayes were, 35:

Anderson of	Fisher of	Cluever	Robinson
Ringgold	Greene	Lutz	Scherle
Briles	Goode	Maule	Siglin
Casey	Graham	McElroy	Smith of
Chalupa	Hakes	Meyer	Dickinson
Coffman	Halling	Nielsen of	Steele
Crane	Hanson of	Emmet	Tabor
Darrington	Lyon	Nielsen of	Vermeer
Dougherty	Hanson of	Shelby	Wells
Fischer of	Mitchell	Ossian	Winkelman
Grundy	Johnson	Parker	

## The nays were, 73:

Andersen of	Frazier	Miller of	Reppert
Woodbury	Gittins	Des Moines	Riley
Balloun	Grassley	Miller of	Sersland
Baringer	Hagedorn	Jones	Shaw
Bock	Hagen	Miller of	Smith of
Breitbart	Hagie	Page	O'Brien
Busch	Hirsch	Moffitt	Sokol
Camp	Hougen	Mowry	Stanley
Carnahan	Jarvis	Mueller	Steffen
Carstensen	Kibbie	Murphy	Stevenson
Cunningham	Knock	Murray	Stokes
Den Herder	Knowles	Nelson	Strothman
Denman	Kreager	Olson	Van Alstine
Dietz	Lange	Palas	Van Nostrand
Doderer	Loss	Patton	Vetter
Duffy	Mahan	Petersen of	Walter
Dunton	Meacham	Dallas	Wier
Edgington	Mensing	Peterson of	Worthington
Ely	Messeryly	Woodbury	Wright
Eveland	Millen	Prine	Mr. Speaker

Absent or not voting, none.

Amendment lost.

Mowry of Marshall offered the following amendment filed by Mowry, et al.:

Amend House File 7 as follows:

By striking all of section three (3) and inserting in lieu thereof the following:

"Sec. 3. Chapter forty-two (42), Code 1962, is hereby repealed and the following enacted in lieu thereof:

The House of Representatives shall be apportioned on a population basis as follows and representatives shall be elected in 1964 and each two years thereafter:

The counties of Osceola and Dickinson shall comprise one district and elect one representative.

The counties of Winnebago and Worth shall comprise one district and elect one representative.

The counties of Mitchell and Howard shall comprise one district and elect one representative.

The counties of Pocahontas and Humboldt shall comprise one district and elect one representative.

The counties of Cherokee and Ida shall comprise one district and elect one representative.

The counties of Audubon and Guthrie shall comprise one district and elect one representative.

The counties of Adair and Madison shall comprise one district and elect one representative.

The counties of Union and Clarke shall comprise one district and elect one representative.

The counties of Mills and Fremont shall comprise one district and elect one representative.

The counties of Montgomery and Adams counties shall comprise one district and elect one representative.

The counties of Taylor and Ringgold shall comprise one district and elect one representative.

The counties of Decatur and Wayne shall comprise one district and elect one representative.

The counties of Lucas and Monroe shall comprise one district and elect one representative.

The counties of Davis and Appanoose shall comprise one district and elect one representative.

The counties of Jefferson and Van Buren shall comprise one district and elect one representative.

The counties of Muscatine and Louisa shall comprise one district and elect two representatives.

The counties of Cerro Gordo, Webster, Story, Marshall, Johnson, Clinton, Wapello, Des Moines, and Lee shall comprise one district each and each shall elect two representatives.

The counties of Dubuque and Pottawattamie shall comprise one district each and each shall elect four representatives.

The counties of Woodbury and Scott shall comprise one district each and each shall elect five representatives.

The counties of Black Hawk and Linn shall comprise one district each and each shall elect six representatives.

The county of Polk shall comprise one district and shall elect thirteen representatives.

All other counties shall comprise one district each and each shall elect one representative."

Chalupa of Jefferson offered the following amendment to the Mowry, et al., amendment to House File 7 and moved its adoption:

Amend the Mowry, et al., amendment to the House File 7, filed March 6, as follows:

1. By striking from line thirty-five (35) the word "Appanoose" and inserting in lieu thereof the words "Van Buren."

2. By striking lines thirty-seven (37) and thirty-eight (38).

Amendment to the amendment was adopted.

Mowry of Marshall moved the adoption of his amendment as amended.

Roll call was demanded.

On the question "Shall the amendment as amended be adopted?"

The ayes were, 89:

Andersen of  
Woodbury  
Baringer

Bock  
Breitbach  
Carnahan

Carstensen  
Casey  
Chalupa

Coffman  
Crane  
Cunningham

Darrington	Hanson of	Miller of	Sersland
Den Herder	Lyon	Page	Shaw
Denman	Hirsch	Moffitt	Siglin
Dietz	Hougen	Mowry	Smith of
Doderer	Jarvis	Mueller	Dickinson
Duffy	Johnson	Murphy	Smith of
Dunton	Kibbie	Murray	O'Brien
Edgington	Knock	Nelson	Stanley
Ely	Knowles	Nielsen of	Steffen
Eveland	Kreager	Emmet	Stevenson
Fischer of	Lange	Olson	Strothman
Grundty	Loss	Palas	Tabor
Fisher of	Mahan	Parker	Van Alstine
Greene	Maule	Petersen of	Van Nostrand
Frazier	McElroy	Dallas	Vermeer
Gittins	Meacham	Peterson of	Vetter
Goode	Mensing	Woodbury	Walter
Grassley	Messerly	Prine	Wier
Hagedorn	Meyer	Reppert	Winkelman
Hagen	Millen	Riley	Worthington
Hagie	Miller of	Robinson	Wright
Hakes	Des Moines	Scherle	Mr. Speaker

The nays were, 18:

Anderson of	Dougherty	Miller of	Patton
Ringgold	Halling	Jones	Sokol
Balloun	Hanson of	Nielsen of	Steele
Briles	Mitchell	Shelby	Stokes
Busch	Kluever	Ossian	Wells
Camp	Lutz		

Absent or not voting, 1:

Graham

Amendment as amended was adopted.

#### AMENDMENTS FILED

- 1 Amend House File 7 as follows:
- 2 By striking all of section two (2) and inserting
- 3 in lieu thereof the contents of Senate File 1.

BALLOUN of Tama.

#### HOUSE FILE 7

- 1 Amend House File 7, section one (1), by striking all after
- 2 the period in line fifteen (15) and by striking all of lines
- 3 sixteen (16), seventeen (17), and eighteen (18), and sub-
- 4 stituting in lieu thereof the following: "In addition, each
- 5 such county having a population of two hundred thousand (200,000)
- 6 or more shall be entitled to one additional senator."
- 7 Further amend House File 7, section two (2), as follows:
- 8 1. By striking from line four (4) the word "fifty-six"
- 9 and substituting in lieu thereof the word "fifty".
- 10 2. By striking the word "two" in lines thirty-nine (39),
- 11 forty-five (45), seventy-three (73) and eighty-three (83),
- 12 and substituting in lieu thereof the word "one".
- 13 3. By striking from line fifty-nine (59) the word "three"
- 14 and substituting in lieu thereof the word "two".

15 4. By striking all of lines one hundred seventeen (117),  
16 one hundred twenty-one (121), one hundred twenty-five (125),  
17 one hundred forty-two (142), one hundred forty-four (144), and  
18 one hundred forty-five (145).

19 5. By striking from line one hundred fifty (150) the  
20 words "except as otherwise indicated".

21 6. By striking all of lines one hundred sixty-four (164)  
22 and one hundred seventy-six (176) and the words "(two to be  
23 elected)" in line one hundred sixty-nine (169).

WINKELMAN of Calhoun.

VERMEER of Marion.

1 Amend House Joint Resolution 2, section one (1), as  
2 follows:

3 1. By striking from line thirteen (13) the second word "each" and  
4 insertiing in lieu thereof the words "the first".

5 2. By adding in line fourteen (14) after the word "thereof"  
6 the following:

7 "and one additional senator for each segment of population  
8 above and equal to said population numerical factor and one for  
9 any excess of sixty percent (60%) or more of said factor above  
10 one factor or multiple of a factor".

DIETZ of Scott.

On motion by Mowry of Marshall, the House adjourned until  
10:00 a.m., Monday, March 9, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MONDAY, MARCH 9, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by Bishop L. W. Kohlman, pastor of the Reorganized Church of Jesus Christ of Latter Day Saints, Lamoni, Iowa.

The Journal of March 6 was approved.

## PRESENTATION OF VISITOR

Peterson of Woodbury presented to the House Carol Myers of Melbourne, Australia, who is a member of the American Field Service.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Hagen of Allamakee on request of Sersland of Winneshiek.

## INTRODUCTION OF JOINT RESOLUTION

House Joint Resolution 3, by Vermeer, Knock, Andersen of Woodbury, Baringer, Briles, Busch, Coffman, Den Herder, Edgington, Hagedorn, Hagen, Hakes, Hirsch, Kreager, Miller of Page, Moffitt, Mueller, Nelson, Parker, Smith of Dickinson, Steele, Van Nostrand and Walter, a joint resolution proposing amendments to the constitution of the State of Iowa relating to the apportionment of senators and representatives in the general assembly by proposing to repeal sections six (6) of Article Three (III), thirty-four (34), thirty-five (35) and thirty-six (36) of said Article Three (III) as adopted by amendment in 1904, and to repeal the amendment to section thirty-four (34) of Article Three (III) adopted in 1928, and to repeal section thirty-seven (37) of Article Three (III) and proposing to adopt substitutes in lieu thereof.

Read first time and referred to special committee on reapportionment.

## CONSIDERATION OF BILL

The House resumed consideration of House File 7, a bill for an act to provide a comprehensive interim plan for fair representation and apportionment of the General Assembly.

Mowry of Marshall moved that all pending amendments filed but not adopted to House File 7 be withdrawn.

Motion prevailed.

On motion by Mowry of Marshall, the House recessed until 1:00 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

The House resumed consideration of House File 7.

### CALL OF THE HOUSE

Under the provisions of Rule 72, we, the undersigned, request a Call of the House on House File 7 and all amendments thereto.

JOHN L. MOWRY.  
DAVID STANLEY.  
PAUL KNOWLES.  
R. W. HAGIE.  
JOE KNOCK.

Reppert of Polk offered the following amendment, filed by Reppert, Mahan, Eveland and Denman, and moved its adoption:

Amend House File 7 by striking all of section 2 and inserting in lieu thereof the following two sections:

(1) Chapter forty-one (41), Code 1962, is hereby repealed and the following enacted in lieu thereof:

The number of senators in the general assembly is hereby fixed at sixty (60) and they are hereby apportioned among the several counties and under said apportionment the state is hereby divided into fifty (50) senatorial districts, each district to have a number of senators as hereafter provided, as follows:

1. Lee county shall constitute the first district and elect one senator.
2. Appanoose county, Davis county and Van Buren county shall constitute the second district and elect one senator.
3. Lucas county, Monroe county and Wayne county shall constitute the third district and elect one senator.
4. Decatur county, Ringgold county and Union county shall constitute the fourth district and elect one senator.
5. Adams county, Montgomery county and Taylor county shall constitute the fifth district and elect one senator.
6. Fremont county, Mills county and Page county shall constitute the sixth district and elect one senator.
7. Des Moines county shall constitute the seventh district and elect one senator.
8. Henry county and Jefferson county shall constitute the eighth district and elect one senator.
9. Wapello county shall constitute the ninth district and elect one senator.
10. Louisa county and Washington county shall constitute the tenth district and elect one senator.

11. Keokuk county and Mahaska county shall constitute the eleventh district and elect one senator.

12. Marion county and Warren county shall constitute the twelfth district and elect one senator.

13. Adair county, Clarke county and Madison county shall constitute the thirteenth district and elect one senator.

14. Audubon county, Cass county and Shelby county shall constitute the fourteenth district and elect one senator.

15. Pottawattamie county shall constitute the fifteenth district and elect two senators.

16. Cedar county and Muscatine county shall constitute the sixteenth district and elect one senator.

17. Scott county shall constitute the seventeenth district and elect two senators.

18. Clinton county shall constitute the eighteenth district and elect one senator.

19. Jackson county and Jones county shall constitute the nineteenth district and elect one senator.

20. Linn county shall constitute the twentieth district and elect three senators.

21. Johnson county shall constitute the twenty-first district and elect one senator.

22. Benton county and Tama county shall constitute the twenty-second district and elect one senator.

23. Iowa county and Poweshiek county shall constitute the twenty-third district and elect one senator.

24. Marshall county shall constitute the twenty-fourth district and elect one senator.

25. Jasper county shall constitute the twenty-fifth district and elect one senator.

26. Story county shall constitute the twenty-sixth district and elect one senator.

27. Polk county shall constitute the twenty-seventh district and elect five senators.

28. Boone county and Greene county shall constitute the twenty-eighth district and elect one senator.

29. Dallas county and Guthrie county shall constitute the twenty-ninth district and elect one senator.

30. Carroll county, Crawford county and Sac county shall constitute the thirtieth district and elect one senator.

31. Harrison county and Monona county shall constitute the thirty-first district and elect one senator.

32. Dubuque county shall constitute the thirty-second district and elect one senator.

33. Buchanan county and Delaware county shall constitute the thirty-third district and elect one senator.

34. Black Hawk county shall constitute the thirty-fourth district and elect two senators.

35. Hamilton county and Hardin county shall constitute the thirty-fifth district and elect one senator.

36. Webster county shall constitute the thirty-sixth district and elect one senator.

37. Buena Vista county, Calhoun county and Pocahontas county shall constitute the thirty-seventh district and elect one senator.



38. Cherokee county, Ida county and Plymouth county shall constitute the thirty-eighth district and elect one senator.

39. Woodbury county shall constitute the thirty-ninth district and elect two senators.

40. Allamakee county and Clayton county shall constitute the fortieth district and elect one senator.

41. Fayette county and Winneshiek county shall constitute the forty-first district and elect one senator.

42. Bremer county, Butler county and Grundy county shall constitute the forty-second district and elect one senator.

43. Franklin county, Humboldt county and Wright county shall constitute the forty-third district and elect one senator.

44. Chickasaw county and Floyd county shall constitute the forty-fourth district and elect one senator.

45. Howard county, Mitchell county and Worth county shall constitute the forty-fifth district and elect one senator.

46. Cerro Gordo county shall constitute the forty-sixth district and elect one senator.

47. Hancock county, Kossuth county and Winnebago county shall constitute the forty-seventh district and elect one senator.

48. Clay county, Emmet county and Palo Alto county shall constitute the forty-eighth district and elect one senator.

49. Dickinson county, O'Brien county and Osceola county shall constitute the forty-ninth district and elect one senator.

50. Lyon county and Sioux county shall constitute the fiftieth district and elect one senator.

(2) The provisions of this Act shall not affect the term of office of senators now holding certificates of election from the present senatorial districts. In the event of any vacancy occurring in any senatorial district after the effective date of this Act it shall be filled by the electors of the district as it existed at the time the vacancy occurred. All senatorial districts whose senator's term expires at the end of the year 1964 shall elect one senator for a full four-year term. In addition, the following districts shall elect additional senators for a two-year term as outlined below.

District fifteen shall elect one senator for a two-year term.

District seventeen shall elect one senator for a two-year term.

District twenty shall elect two senators for a two-year term.

District twenty-seven shall elect four senators for a two-year term.

District thirty-four shall elect one senator for a two-year term.

District thirty-nine shall elect one senator for a two year term.

Pursuant to the rules relating to a Call of the House, the roll call revealed all members present except Hagen of Allamakee, who had previously been excused.

Roll call was requested.

On the question "Shall the Reppert, et al., amendment be adopted?"

The ayes were, 17:

Carnahan	Eveland	Mahan	Murray
Denman	Frazier	Miller of	Reppert
Doderer	Gittins	Des Moines	Riley
Dunton	Kibbie	Murphy	Van Nostrand
Ely	Loss		

The nays were, 89:

Andersen of	Goode	Meyer	Sersland
Woodbury	Graham	Millen	Shaw
Anderson of	Grassley	Miller of	Siglin
Ringgold	Hagedorn	Jones	Smith of
Balloun	Hagie	Miller of	Dickinson
Baringer	Hakes	Page	Smith of
Bock	Halling	Moffitt	O'Brien
Breitbart	Hanson of	Mowry	Sokol
Briles	Lyon	Mueller	Stanley
Busch	Hanson of	Nelson	Steele
Camp	Mitchell	Nielsen of	Steffen
Carstensen	Hirsch	Emmet	Stevenson
Casey	Hougen	Nielsen of	Stokes
Chalupa	Jarvis	Shelby	Strothman
Coffman	Johnson	Olson	Tabor
Crane	Kluever	Ossian	Van Alstine
Cunningham	Knock	Palas	Vermeer
Darrington	Knowles	Parker	Vetter
Den Herder	Kreager	Patton	Walter
Dietz	Lange	Petersen of	Wells
Dougherty	Lutz	Dallas	Wier
Edgington	Maule	Peterson of	Winkelman
Fischer of	McElroy	Woodbury	Worthington
Grundy	Meacham	Prine	Wright
Fisher of	Mensing	Robinson	Mr. Speaker
Greene	Messerly	Scherle	

Absent or not voting, 2:

Duffy                      Hagen

Amendment lost.

Riley of Linn asked and received unanimous consent to withdraw the following Riley, et al., amendment filed on March 4:

Amend House File 7 as follows:

By striking from section two (2), line four (4), the word "fifty-six" and inserting in lieu thereof the word "fifty-seven".

Further amend by striking from section two (2), line fifty-nine (59), the word "three" and inserting in lieu thereof the word "four".

Balloun of Tama asked and received unanimous consent to withdraw the amendment filed by him on March 6 and found on page 86 of the House Journal.

Riley of Linn offered the following amendment filed by him.

Amend House File 7 as follows:

By striking from section one (1) all of paragraph "a" of subsection two (2) and by relettering the subsequent paragraphs.

Further amend by striking all of section two (2) and inserting in lieu thereof section two (2) of House File 5.

Roll call was requested.

On the question "Shall the amendment be adopted?"

The ayes were, 21:

Baringer	Duffy	Knowles	Murray
Camp	Dunton	Mahan	Reppert
Carnahan	Ely	Miller of	Riley
Denman	Eveland	Des Moines	Stanley
Dietz	Frazier	Murphy	Steffen
Doderer	Kibbie		

The nays were, 86:

Andersen of	Graham	Meyer	Scherle
Woodbury	Grassley	Millen	Sersland
Anderson of	Hagedorn	Miller of	Shaw
Ringgold	Hagie	Jones	Siglin
Balloun	Hakes	Miller of	Smith of
Bock	Halling	Page	Dickinson
Breitbach	Hanson of	Moffitt	Smith of
Briles	Lyon	Mowry	O'Brien
Busch	Hanson of	Mueller	Sokol
Carstensen	Mitchell	Nelson	Steele
Casey	Hirsch	Nielsen of	Stevenson
Chalupa	Hougen	Emmet	Stokes
Coffman	Jarvis	Nielsen of	Strothman
Crane	Johnson	Shelby	Tabor
Cunningham	Khuever	Olson	Van Alstine
Darrington	Knock	Ossian	Van Nostrand
Den Herder	Kreager	Palas	Vermeer
Dougherty	Lange	Parker	Vetter
Edgington	Loss	Patton	Walter
Fischer of	Lutz	Petersen of	Wells
Grundy	Maule	Dallas	Wier
Fisher of	McElroy	Peterson of	Winkelman
Greene	Meacham	Woodbury	Worthington
Gittins	Mensing	Prine	Wright
Goode	Messery	Robinson	Mr. Speaker

Absent or not voting, 1:

Hagen

Amendment lost.

Riley of Linn asked and received unanimous consent to withdraw the following amendment filed by Riley, et al., on March 4:

Amend House File 7 as follows:

By striking from section one (1) all of paragraph "a" of subsection two (2) and by relettering the subsequent paragraphs.

Winkelman of Calhoun asked and received unanimous consent to defer action on the amendment filed by Winkelman and Vermeer on March 6 and found on pages 86 and 87 of the House Journal.

Grassley of Butler offered the following amendment filed by him and moved its adoption:

Amend House File 7, section one (1), by striking all after the period in line fifteen (15) and by striking all of lines sixteen (16), seventeen (17), and eighteen (18), and substituting in lieu thereof the following: "In addition, each such county having a population of two hundred thousand (200,000) or more shall be entitled to one additional senator."

Further amend House File 7, section two (2), as follows:

1. By striking from line four (4) the word "fifty-six" and substitute in lieu thereof the word "fifty-one".

2. By striking the words "two senators" in lines thirty-nine (39), forty-five (45), seventy-three (73) and eighty-three (83), and substitute in lieu thereof the words "one senator".

3. By striking from line fifty-nine (59) the word "three" and substitute in lieu thereof the word "two".

4. By striking all of lines one hundred seventeen (117), one hundred twenty-five (125), one hundred forty-two (142), one hundred forty-four (144), and one hundred forty-five (145).

5. By striking from line one hundred fifty (150) the words "except as otherwise indicated,".

6. By striking all of lines one hundred sixty-four (164) and one hundred seventy-six (176) and the words "(two to be elected)" in line one hundred sixty-nine (169).

Roll call was requested.

On the question "Shall the Grassley amendment be adopted?"

The ayes were, 49:

Anderson of	Graham	Miller of	Sersland
Ringgold	Grassley	Jones	Shaw
Balloun	Hagedorn	Mueller	Siglin
Briles	Hakes	Nelson	Smith of
Busch	Halling	Nielsen of	Dickinson
Chalupa	Hanson of	Emmet	Smith of
Coffman	Lyon	Nielsen of	O'Brien
Darrington	Hirsch	Shelby	Steele
Dougherty	Jarvis	Ossian	Stokes
Edgington	Johnson	Palas	Tabor
Fischer of	Lutz	Parker	Vermeer
Grundy	Maule	Patton	Walter
Fisher of	McElroy	Robinson	Wells
Greene	Mensing	Scherle	Winkelman
Goode	Meyer		

The nays were, 58:

Andersen of	Ely	Meacham	Prine
Woodbury	Eveland	Messerly	Reppert
Baringer	Frazier	Millen	Riley
Bock	Gittins	Miller of	Sokol
Breitbart	Hagie	Des Moines	Stanley
Camp	Hanson of	Miller of	Steffen
Carnahan	Mitchell	Page	Stevenson
Carstensen	Hougen	Moffitt	Strothman
Casey	Kibbie	Mowry	Van Alstine
Crane	Kluever	Murphy	Van Nostrand
Cunningham	Knock	Murray	Vetter
Den Herder	Knowles	Olson	Wier
Denman	Kreager	Petersen of	Worthington
Dietz	Lange	Dallas	Wright
Doderer	Loss	Peterson of	Mr. Speaker
Duffy	Mahan	Woodbury	
Dunton			

Absent or not voting, 1:

Hagen

Amendment lost.

Baringer of Fayette asked and received unanimous consent to withdraw the amendment filed by him on March 5 and found on pages 75 and 76 of the House Journal.

Baringer of Fayette offered the following amendment, filed by Baringer and Cunningham, and moved its adoption:

Amend House File 7 as follows:

Amend by striking all of section four (4) and inserting in lieu thereof the following:

"Sec. 4. This Act, being deemed of immediate importance, shall be in full force and effect from and after its passage publication in the Ames Daily Tribune, a newspaper published at Ames, Iowa, and in the Oelwein Daily Register, a newspaper published at Oelwein, Iowa."

Amendment adopted.

Winkelman of Calhoun asked and received unanimous consent to withdraw the amendment filed by Winkelman and Vermeer on March 6 and found on pages 86 and 87 of the House Journal.

Mowry of Marshall asked and received unanimous consent to place Senate File 1 on the calendar and to substitute Senate File 1, a bill for an act to provide for representation in the Senate and House of Representatives in the Sixty-first General Assembly and thereafter, for House File 7 as amended.

Mowry of Marshall offered the following amendment filed by him and moved its adoption:

Amend Senate File 1 by striking all after the enacting clause and substituting in lieu thereof the contents of House File 7, as amended.

Amendment adopted.

Denman of Polk asked and received unanimous consent to withdraw the amendment filed by Denman, et al., on March 4, and found on pages 52 and 53 of the House Journal.

Mowry of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 80:

Andersen of	Crane	Frazier	Jarvis
Woodbury	Cunningham	Gittins	Kibbie
Baringer	Darrington	Grassley	Kluever
Bock	Den Herder	Hagedorn	Knock
Breitabch	Denman	Hagie	Knowles
Busch	Dietz	Hakes	Kreager
Camp	Doderer	Hanson of	Lange
Carnahan	Duffy	Lyon	Loss
Carstensen	Dunton	Hanson of	Mahan
Casey	Edgington	Mitchell	Maule
Chalupa	Ely	Hirsch	McElroy
Coffman	Eveland	Hougen	Meacham

Mensing  
Messerly  
Millen  
Miller of  
Des Moines  
Miller of  
Jones  
Miller of  
Page  
Moffitt  
Mowry

Murphy  
Murray  
Nelson  
Olson  
Palas  
Parker  
Petersen of  
Dallas  
Peterson of  
Woodbury

Prine  
Reppert  
Riley  
Sersland  
Shaw  
Smith of  
O'Brien  
Sokol  
Stanley  
Steffen

Stevenson  
Strothman  
Tabor  
Van Alstine  
Van Nostrand  
Vetter  
Wier  
Worthington  
Wright  
Mr. Speaker

The nays were, 27:

Anderson of  
Ringgold  
Balloun  
Briles  
Dougherty  
Fischer of  
Grundy  
Fisher of  
Greene

Goode  
Graham  
Halling  
Johnson  
Lutz  
Meyer  
Mueller  
Nielsen of  
Emmet

Nielsen of  
Shelby  
Ossian  
Patton  
Robinson  
Scherle  
Siglin

Smith of  
Dickinson  
Steele  
Stokes  
Vermeer  
Walter  
Wells  
Winkelman

Absent or not voting, 1:

Hagen

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Mowry of Marshall moved that the vote by which Senate File 1 passed the House be reconsidered and the motion to reconsider be laid on the table.

Motion prevailed.

#### HOUSE FILE 7 WITHDRAWN

Nelson of Winnebago asked and received unanimous consent to withdraw House File 7 from further consideration by the House.

#### SENATE FILE 1 REPRINTED

Mowry of Marshall asked and received unanimous consent that Senate File 1 be reprinted as passed by the House.

#### EXPLANATION OF VOTE

I wish to avail myself of the liberty granted under Section 10 of Article III of the Constitution of the State of Iowa, and have my reasons for dissent on Senate File 1 entered in the Journal.

It is my belief that this special session has no legal right to pass a temporary reapportionment plan that does not give at least one representative to each county as guaranteed by the amendment of 1904 to our constitution, unless that amendment has been finally declared unconstitutional by the United States Supreme Court, or it is changed by a constitutional amendment which has been approved by a majority vote of the people of Iowa in an election held for that purpose.

Up to this time, we have not had an opinion by the United States Supreme Court that the amendment of 1904 is unconstitutional nor has our Constitution of Iowa been changed by the regular constitutional amendment process.

DEWEY E. GOODE.

#### EXPLANATION OF VOTE

On the Grassley amendment of March 5, 1964, to House File 7:

True, this proposition does propose an extra senator to Polk County only, but it doesn't increase the voice of the people of the Senate one bit. The percentage of the population that can control remains the same as the court has already declared unconstitutional, 35.4 percent. It might lessen the work load of the Polk Senator, but it does nothing to increase the voice of the people. I feel the vote of December 3, 1963, compels me to vote against any proposition that isn't an improvement.

HOWARD E. REPPERT.

#### REPORT OF THE JOINT COMMITTEE ON RULES

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

Gentlemen:

The committee on rules of the Senate and House of the Sixtieth General Assembly in Extraordinary Session begs leave to report that they have had the Rules of the Senate and the House under consideration and recommend that the Joint Rules of the Senate and House of the Sixtieth General Assembly be adopted as the Joint Rules of the Senate and House of the Sixtieth General Assembly in Extraordinary Session with the following exceptions:

1. Amend Rule 1, paragraph 3, lines 3 and 4, by striking "insisted upon" and inserting in lieu thereof the word "considered".
2. By striking all of Rule 10.

CLIFFORD M. VANCE,  
*On the Part of the Senate.*  
MARVIN W. SMITH,  
*On the Part of the House.*

#### BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 6, 1964, he had signed House File 1.

On motion by Mowry of Marshall, the House adjourned until 10:00 a.m., Tuesday, March 10, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, TUESDAY, MARCH 10, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by Father C. C. Farley, pastor of the St. Thomas Catholic Church, Emmetsburg, Iowa.

The Journal of March 10 was approved.

## PRESENTATION OF VISITORS

Millen of Van Buren presented to the House his sons, Robert and David Millen, and Mike Hood, Dick Lowery, Vince and Tim Rider, all students of Harmony High School of Farmington.

Robinson of Guthrie presented to the House fifty-three junior high school students of the Panora-Linden Community School District accompanied by their principal, Jim Meiborg, and teacher, W. K. Smith.

Hirsch of Warren presented to the House forty-seven students of South East Warren Junior High of Milo and their teacher, Mr. Riley.

Reppert of Polk presented to the House twenty-three students of North Polk School of Alleman accompanied by their teacher, Terry Holdridge.

Dunton of Keokuk presented to the House thirty-eight students of Tri-County High School of What Cheer accompanied by their teacher, Mr. I. Hall.

Winkelman of Calhoun presented to the House sixty-three members of the senior class of Rockwell City Community School accompanied by their instructors, Bill Reynolds, Bob Endersbe and Duane Devine.

Chalupa of Jefferson presented to the House five high school students of Fairfield Community School with their instructor, Don Hofsommer, and Hinee Martinez from Colombia, South America, a foreign student.

Meyer of Madison presented to the House Maryke Schouten, a foreign student from The Netherlands.

Robinson of Guthrie presented to the House eighty-seven students from Guthrie Center Community School District with their instructor, Larry Anderson.



Nielsen of Shelby presented to the House thirty-four members of the senior class of Irwin Community School accompanied by their teachers, Mr. and Mrs. David Nielsen.

Petersen of Dallas presented to the House two students from Dallas Center Community School.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Maule of Monona on request of Eveland of Boone.

#### INTRODUCTION OF JOINT RESOLUTION

House Joint Resolution 4, by Reppert, a joint resolution proposing to amend Articles three (III), eight (VIII), and ten (X) of the Constitution of the State of Iowa relating to the composition and voting of the General Assembly and to propose the amendment or repeal of certain provisions therein and the adoption of substitutes therefor.

Read first time and referred to special committee on reapportionment.

#### ADOPTION OF REPORT OF JOINT COMMITTEE ON RULES

Smith of O'Brien called up for consideration the report of the joint committee on rules filed March 9 and found on page 97 of the House Journal.

Smith of O'Brien moved the adoption of the amendment contained therein.

Motion prevailed.

Smith of O'Brien moved the adoption of the report of the joint committee on rules.

Motion prevailed.

#### CONSIDERATION OF BILL

Prine of Mahaska asked and received unanimous consent to suspend the rules for the immediate consideration of Senate File 3, a bill for an act to legalize and validate the special election of the North Mahaska Community School District in the counties of Mahaska and Poweshiek, State of Iowa, held on January 30, 1964, for the issuance of eight hundred sixty-one thousand dollars (\$861,000) of school bonds.

Prine of Mahaska moved that the bill be read a last time now and placed on its passage, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 99:

Andersen of	Fisher of	Meyer	Robinson
Woodbury	Greene	Millen	Scherle
Anderson of	Frazier	Miller of	Sersland
Ringgold	Gittins	Des Moines	Shaw
Balloun	Goode	Miller of	Siglin
Baringer	Graham	Jones	Smith of
Bock	Hagedorn	Miller of	Dickinson
Breitbach	Hagie	Page	Smith of
Briles	Hakes	Moffitt	O'Brien
Busch	Halling	Mowry	Sokol
Camp	Hanson of	Mueller	Stanley
Carnahan	Lyon	Murphy	Steele
Carstensen	Hanson of	Murray	Steffen
Casey	Mitchell	Nielsen of	Stevenson
Chalupa	Hirsch	Emmet	Stokes
Coffman	Hougen	Nielsen of	Strothman
Crane	Jarvis	Shelby	Tabor
Cunningham	Johnson	Olson	Van Alstine
Darrington	Kibbie	Ossian	Van Nostrand
Den Herder	Kluever	Palas	Vermeer
Denman	Knowles	Parker	Vetter
Dietz	Kreager	Patton	Walter
Doderer	Lange	Petersen of	Wells
Dougherty	Loss	Dallas	Wier
Dunton	Lutz	Peterson of	Winkelman
Ely	Mahan	Woodbury	Worthington
Eveland	Meacham	Prine	Wright
Fischer of	Mensing	Reppert	Mr. Speaker
Grundy	Messery		

The nays were, none.

Absent or not voting, 9:

Duffy	Hagen	Maule	Nelson
Edgington	Knock	McElroy	Riley
Grassley			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 5

Sokol of Osceola called up for consideration House Concurrent Resolution 5, filed March 4 and found on page 36 of the House Journal, and moved its adoption.

Roll call was requested.

On the question "Shall the resolution be adopted?"

The ayes were, 76:

Andersen of	Baringer	Camp	Darrington
Woodbury	Bock	Carnahan	Den Herder
Anderson of	Breitbach	Casey	Dougherty
Ringgold	Briles	Crane	Dunton
Balloun	Busch	Cunningham	Edgington

Fischer of Grundy	Johnson Kluever	Nielsen of Emmet	Smith of O'Brien
Fisher of Greene	Knock Kreager	Nielsen of Shelby	Sokol Stanley
Frazier	Lange	Olson	Steele
Goode	Lutz	Ossian	Stokes
Graham	McElroy	Palas	Strothman
Grassley	Mensing	Parker	Tabor
Hagen	Meyer	Patton	Van Alstine
Hagie	Millen	Petersen of Dallas	Vermeer
Hakes	Miller of Jones	Peterson of Woodbury	Vetter
Halling	Page	Riley	Walter
Hanson of Lyon	Moffitt	Scherle	Wells
Hanson of Mitchell	Mowry	Siglin	Wier
Hirsch	Mueller	Smith of Dickinson	Wright
Jarvis	Murray		Mr. Speaker

The nays were, 17:

Chalupa	Hagedorn	Miller of Des Moines	Reppert
Denman	Kibbie	Murphy	Steffen
Doderer	Mahan	Nelson	Stevenson
Ely	Meacham		Worthington
Eveland	Messerly		

Absent or not voting, 15:

Carstensen	Gittins	Maule	Shaw
Coffman	Hougen	Prine	Van Nostrand
Dietz	Knowles	Robinson	Winkelman
Duffy	Loss	Sersland	

Motion prevailed and the resolution was adopted.

### CONSIDERATION OF BILL

House File 4, by committee on introduction of bills, a bill for an act relating to the display of signs and the labeling of imported meats when sold or offered for sale, and providing for penalty for violation of the provisions hereof, with report of committee recommending passage, was taken up for consideration.

Den Herder of Sioux offered the following amendment filed by the committee on agriculture 1 and moved its adoption:

Amend House File 4 by striking all of sections 1 and 2 and inserting in lieu thereof the following:

"Title ten (X), Code 1962, is amended by adding the following:

Section 1. No meats, either fresh, canned, frozen or cured, which are products of any foreign country imported into the United States, or any meat products containing any such imported meat or meats, shall be sold or offered for sale in this state through any food establishment unless there shall be displayed in the place of business of such person, firm or corporation a conspicuous sign indicating that such meat or meat products are imported and unless there shall be placed labels or brands on each quarter, half or whole carcass of any such meat, and on each can, case or package containing any of the above-mentioned products, naming the country of its origin.

Sec. 2. Any person, firm or corporation violating the provisions of this Act shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than twenty-five dollars (\$25.00) and not more than one hundred dollars (\$100.00) or by imprisonment in the county jail not exceeding thirty (30) days for the first offense.

For each second or consecutive conviction of such offense under this Act such person, firm or corporation shall be punished by a fine of not less than one hundred dollars (\$100.00) or not more than five hundred dollars (\$500.00) or by imprisonment in the county jail not more than ninety (90) days, or by both such fine and imprisonment.

Sec. 3. This Act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in The Rockwell City Advocate, a newspaper published at Rockwell City, Iowa, and the Eagle Grove Eagle, a newspaper published at Eagle Grove, Iowa."

Riley of Linn offered the following amendment to the committee amendment and moved its adoption:

Amend the amendment to House File 4, filed by the committee on agriculture 1 on March 4, by striking from line nineteen (19) the word "for" and by striking all of line twenty (20) and inserting in lieu thereof a period; also by inserting in line seventeen (17) after the word "conviction" the words "of a first offense".

Amendment to the amendment adopted.

Den Herder of Sioux moved the adoption of the committee amendment as amended.

Committee amendment as amended adopted.

Reppert of Polk offered the following amendment filed by him:

Amend House File 4 as follows:

1. By adding thereto a new section as follows:

"Section one hundred ninety-one point two (191.2), Code 1962, is hereby amended by striking lines eighteen (18) to twenty-two (22), both inclusive."

2. Amend the title by striking the period at the end thereof and inserting the following: ", and relating to the imprints on oleomargarine."

Reppert of Polk asked and received unanimous consent to withdraw his amendment.

Winkelman of Calhoun asked and received unanimous consent to withdraw the amendment filed by Winkelman and Hagie on March 3 and found on page 33 of the House Journal.

Hagie of Wright moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 102:

Andersen of	Balloun	Briles	Carstensen
Woodbury	Baringer	Busch	Casey
Anderson of	Bock	Camp	Chalupa
Ringgold	Breitbart	Carnahan	Coffman

Crane	Hanson of	Miller of	Shaw
Cunningham	Lyon	Page	Siglin
Darrington	Hanson of	Moffitt	Smith of
Den Herder	Mitchell	Mowry	Dickinson
Dietz	Hirsch	Mueller	Smith of
Doderer	Hougen	Murray	O'Brien
Dougherty	Jarvis	Nelson	Sokol
Dunton	Johnson	Nielsen of	Stanley
Edgington	Kibbie	Emmet	Steele
Ely	Kluever	Nielsen of	Steffen
Eveland	Knock	Shelby	Stevenson
Fischer of	Knowles	Olson	Stokes
Grundy	Kreager	Ossian	Strothman
Fisher of	Lange	Palas	Tabor
Greene	Loss	Parker	Van Alstine
Frazier	Lutz	Patton	Van Nostrand
Gittins	Mahan	Petersen of	Vermeer
Goode	Meacham	Dallas	Vetter
Graham	Mensing	Peterson of	Walter
Grassley	Messerly	Woodbury	Wells
Hagedorn	Meyer	Prine	Wier
Hagen	Millen	Reppert	Winkelman
Hagie	Miller of	Riley	Worthington
Hakes	Des Moines	Scherle	Wright
Halling	Miller of	Sersland	Mr. Speaker
	Jones		

The nays were, 1:

Denman

Absent or not voting, 5:

Duffy  
Maule

McElroy

Murphy

Robinson

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the following Senate concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 5, promoting "Top-of-Iowa" sirloin.

CARROLL A. LANE, *Secretary*.

#### SENATE CONCURRENT RESOLUTION 5

By Hansen, Elijah, Lucken, and Griffin

*Whereas*, the price of beef is of concern both nationally and locally in the United States; and

*Whereas*, one of the goals of lawmakers, economists, and beef producers is to locate new markets for the sale of beef; and

*Whereas*, the State of Wisconsin has promoted the sale of Wisconsin cheese and the State of Idaho has promoted the sale of Idaho potatoes; and

*Whereas*, such cuts of meat as New York cut, New York strip, and Kansas City steaks are known throughout the United States; and

*Whereas*, the Iowa Beef Producers' Association originated the idea of

naming a new steak to promote Iowa, its great beef industry, and the sale of beef; and

*Whereas*, a Des Moines restaurant operator, Lyle McNabb, originated the idea for a steak cut from the top of the sirloin; and

*Whereas*, the Iowa Beef Producers' Association conducted a contest in 1962 to name and promote the sale of the sirloin cut; and

*Whereas*, Iowa's newly designed steak was presented to the public at the annual meeting of the Iowa Beef Producers' Association on April 18, 1962; and

*Whereas*, Mrs. Richard Bogner, Fairfield, Iowa, was awarded the prize for naming the steak "Top-of-Iowa" and received fifty pounds of "Top-of-Iowa" steak for submitting the name; and

*Whereas*, Iowa has been slow in comparison to other states in promoting products for which the state is known throughout the world; now therefore,

*Be It Resolved by the Senate, the House Concurring*, that the General Assembly of the State of Iowa recognize the Iowa Beef Producers' Association for its effort in promoting the "Top-of-Iowa" sirloin and that each member of the General Assembly encourage and give unlimited support to all efforts promoting the sale of the "Top-of-Iowa" sirloin so that "Top-of-Iowa" will become known throughout the world as one of the choice prime beef cuts and the State of Iowa will be known as the producer of "Top-of-Iowa."

Laid over under Rule 25.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 2.

FRED E. WIER,  
*Chairman House Committee.*  
KENNETH BENDA,  
*Chairman Senate Committee.*

Report adopted.

#### BILL SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bill: Senate File 2.

#### REPORT OF COMMITTEE

Cluever of Cass, from the committee on judiciary 2, submitted the following report:

MR. SPEAKER: Your committee on judiciary 2 to whom was referred **Senate File 7**, a bill for an act to legalize and validate proceedings providing for the organization, reorganization, enlargement, or change in the boundaries of school corporations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

LESTER L. KLUEVER, *Chairman.*

## AMENDMENTS FILED

- 1 Amend House Joint Resolution 3 as follows:  
2 By striking from section one (1), lines sixty-five (65)  
3 to seventy-three (73), both inclusive, and insert in lieu  
4 thereof the following:  
5 "Section 35. One (1) senator shall be elected from  
6 each of the fifty-three (53) senatorial districts. The  
7 redistricting authority shall determine a senatorial  
8 population unit which shall be equal to three and one-  
9 half (3½) percent of the whole number of the population  
10 of the state as shown by the last United States decennial  
11 census. Each senatorial district with a population equal  
12 to or in excess of the senatorial population unit shall  
13 elect one (1) additional senator. If the population of  
14 the senatorial district is in excess of the senatorial  
15 population unit, the district shall elect one (1) senator  
16 for each senatorial population unit thereafter. Senatorial  
17 districts electing more than one (1) senator shall elect  
18 such senators from the district at large."

ANDERSEN of Woodbury.

- 1 Amend Senate File 6, line 11, by striking the words  
2 "incorporation or" and inserting in lieu thereof the words  
3 "incorporation on".

CARSTENSEN of Clinton.

On motion by Mowry of Marshall, the House adjourned until 10:00 a.m., Wednesday, March 11, 1964.

# **JOURNAL OF THE HOUSE**

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**HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, WEDNESDAY, MARCH 11, 1964.**

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Arthur P. Campney, pastor of the Calvary Methodist Church and Fostoria Methodist Church, Arnolds Park, Iowa.

The Journal of March 10 was approved.

## **PRESENTATION OF VISITORS**

Murphy of Carroll presented to the House the Honorable John A. Baumhover, a former member of the House from Carroll County in the Fifty-sixth to Fifty-ninth General Assemblies.

Millen of Van Buren presented to the House twelve members of the Harmony High School basketball team and six cheer leaders of Farmington, accompanied by their Superintendent Don Walton, Coach Jerry DeWitt and teachers, Freda Bumgartner and Dave Spaulding.

Vermeer of Marion presented to the House thirty-nine students of Pleasantville High School accompanied by their teachers, Mrs. Isley and S. W. Balcony.

Fischer of Grundy presented to the House one member of the girls basketball team and two cheer leaders from the Wellsburg Community School District.

## **LEAVE OF ABSENCE**

Leave of absence was granted as follows:

Crane of Crawford on request of Tabor of Jackson.

## **ADOPTION OF COMMITTEE REPORT**

The Chief Clerk announced the adoption of report of committee on Senate File 7, under Rule 35.

## **INTRODUCTION OF BILL**

House File 11, by committee on introduction of bills, a bill for an act to legalize and validate renewal articles of incorporation or



articles of reincorporation and certificates of renewal of certain corporations not for pecuniary profit.

Read first time and referred to committee on judiciary 2.

#### INTRODUCTION OF JOINT RESOLUTION

House Joint Resolution 5, by Hougen, a joint resolution proposing amendments to the constitution of the State of Iowa relating to the apportionment of senators and representatives in the General Assembly by proposing to repeal sections six (6) of Article Three (III), thirty-four (34), thirty-five (35) and thirty-six (36) of said Article Three (III) as adopted by amendment in 1904, and to repeal the amendment to section thirty-four (34) of Article Three (III) adopted in 1928, and to repeal section thirty-seven (37) of Article Three (III) and proposing to adopt substitutes in lieu thereof.

Read first time and referred to special committee on reapportionment.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 5, relating to the manner of taking the United States census.

Also: That the Senate has adopted the report of the joint committee on rules and the amendments contained therein.

Also: That the Senate has adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 4, regarding investigation of management of Iowa State Highway Commission.

CARROLL A. LANE, *Secretary*.

#### SENATE CONCURRENT RESOLUTION 4

By Nolan and Turner

*Whereas*, the Iowa State Highway Commission handles road funds in excess of 200 million dollars annually and is concerned with the construction, maintenance and administration of highways which include the super highways of the Interstate system as well as the secondary farm-to-market road system;

*And Whereas*, expenditures of public funds for highway purposes should be done in such a manner as to provide the highway users and the citizens of Iowa with a sound highway program, getting a dollar's worth of value for every dollar spent, whether it be on construction, maintenance or administration;

*And Whereas*, in recent months it has been noted that changes in high-

way planning and construction have been ordered on Interstate Highway 80 in which Portland Cement paving was replaced by an asphalt paving, and further that the question of conduct of some business practices by the commission members has been raised;

*And Whereas*, the Legislative Budget and Financial Control Committee has started hearings on matters concerning the operations of the Iowa Highway Commission and business practices of the commissioners but has not completed such hearings.

*Now Therefore, Be It Resolved by the Senate with the House Concurring*, that the Legislative Budget and Financial Control Committee be directed to continue forthwith in the investigation of the conduct of the management and affairs of the Iowa State Highway Commission under sections 2.43 and 2.44 of the Iowa Code and to determine whether or not legislation is needed in the field of highway management and to make such a report within 30 days after the convening of the Sixty-first General Assembly in January, 1965.

On motion by Mowry of Marshall, the House recessed until 11:00 a.m.

The House reconvened, Speaker Naden in the chair.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 3.

FRED E. WIER,  
*Chairman House Committee.*  
KENNETH BENDA,  
*Chairman Senate Committee.*

Report adopted.

#### BILL SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bill: Senate File 3.

#### REPORTS OF COMMITTEES

Hagie of Wright, from the committee on institutions of higher learning, submitted the following report:

MR. SPEAKER: Your committee on institutions of higher learning to whom was referred **House File 10**, a bill for an act to established a commission as the state agency to administer a plan for higher education facilities and to qualify for federal funds available to the State of Iowa, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File 10 by striking all of sections one (1) and two (2) and inserting in lieu thereof the following:

Section 1. There is hereby created a commission to be known as the "Higher Education Facilities Commission". Membership shall be as follows:

1. The chairman of the state board of regents.
  2. The superintendent of public instruction.
  3. A representative member of the Iowa association of private colleges and universities, to be named by the association.
  4. The chairman of the state advisory committee for vocational education as provided in section two hundred fifty-eight point seven (258.7) of the Code.
  5. One member to be appointed by the lieutenant governor, who shall be a state senator serving his first session of a four-year term. One member shall be a state representative of the general assembly appointed by the speaker of the house.
  6. Three members to be appointed by the governor shall serve for terms of four years. The terms of the initial three appointees shall be: two to serve until June 30, 1965, and one to serve until June 30, 1967.
- Vacancies on the commission shall be filled in the same manner as the original appointment.

Further amend House File 10 by striking from the last section the words ", without expense to the state of Iowa".

R. W. HAGIE, *Chairman*.

Nelson of Winnebago, from the committee on reapportionment, submitted the following report:

MR. SPEAKER: Your special committee on reapportionment to whom was referred **House Joint Resolution 3**, a joint resolution proposing amendments to the constitution of the State of Iowa relating to the apportionment of Senators and Representatives in the General Assembly, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and without further recommendation:

Amend House Joint Resolution 3 as follows:

By striking from section one (1), lines sixty-five (65) to seventy-three (73), both inclusive, and insert in lieu thereof the following:

"Section 35. One (1) senator shall be elected from each of the fifty-three (53) senatorial districts. The redistricting authority shall determine a senatorial population unit which shall be equal to three and one-half (3½) percent of the whole number of the population of the state as shown by the last United States decennial census. Each senatorial district with a population equal to or in excess of the senatorial population unit shall elect one (1) additional senator. If the population of the senatorial district is in excess of the senatorial population unit, the district shall elect one (1) senator for each senatorial population unit thereafter. Senatorial districts electing more than one (1) senator shall elect such senators from the district at large."

HENRY C. NELSON, *Chairman*.

#### AMENDMENTS FILED

- 1 Amend House Joint Resolution 3 as follows:
- 2 1. Amend by striking from line fifty-nine (59) the
- 3 words "Cerro Gordo" and inserting in lieu thereof
- 4 the word "Winnebago".
- 5 2. Amend by striking from line sixty (60) the word

6 "Winnebago" and inserting in lieu thereof the  
7 words "Cerro Gordo".

BOCK of Hancock.

NELSON of Winnebago.

1 Amend the amendment filed by the committee on institutions  
2 of higher learning on March 11 to House File 10 by striking  
3 from section 1, subsection one (1), the word "chairman" and  
4 inserting in lieu thereof the word "secretary".

BARINGER of Fayette.

HAKES of Pocahontas.

WRIGHT of Benton.

MAHAN of Johnson.

On motion by Mowry of Marshall, the House adjourned until 10:00  
a.m., Thursday, March 12, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, THURSDAY, MARCH 12, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Aldreth V. Weigle, pastor of the Centenary Methodist Church, Morning Sun, Iowa.

The Journal of March 11 was approved.

## PRESENTATION OF VISITORS

McElroy of Fremont presented to the House twenty-nine seventh and eighth grade students of the Riverton Consolidated School accompanied by their teacher, Tony Pitkin.

Loss of Kossuth presented to the House his grandson, Master Robert Kuhlman of Algona.

Moffitt of Appanoose presented to the House twenty-nine students of the Social Science Club of Centerville High School accompanied by their teacher, Mr. Brees.

Hagedorn of Clay presented to the House ten pupils of the Everly School accompanied by Mrs. Warren Heikins.

Wells of Taylor presented to the House the girls basketball team of Lenox High School accompanied by Principal Gale Eshelman.

Murphy of Carroll presented to the House his daughter, Maureen Murphy, a student at Kuemper High School at Carroll, Iowa.

Mahan of Johnson presented to the House Kay and Dennis Doderer, daughter and son of the Honorable Minnette Doderer, students at the South East Junior High School, Iowa City, Iowa.

Vermeer of Marion presented to the House the Honorable Paul W. Eggers, a former member of the House from Marion County in the Fifty-eighth General Assembly.

Palas of Clayton presented to the House the Honorable Kenneth W. Fuelling, a former member of the House from Clayton County in the Fifty-eighth and Fifty-ninth General Assemblies.

## INTRODUCTION OF BILLS

House File 12, by committee on introduction of bills, a bill for an act relating to school bonds and taxes.

Read first time and referred to committee on tax revision.

House File 13, by committee on introduction of bills, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Glenwood Community School District, in the Counties of Mills and Pottawattamie, State of Iowa, and declaring the boundaries of said school district to be legally established.

Read first time and referred to committee on judiciary 2.

House File 14, by committee on introduction of bills, a bill for an act providing for lease-purchase option contracts for school buildings.

Read first time and referred to committee on tax revision.

House File 15, by committee on introduction of bills, a bill for an act to legalize and validate the proceedings for the organization, establishment, boundaries, tax levies, and election and tenure of office of the Board of Trustees of the Urbandale Sanitary Sewer District in the Township of Webster, County of Polk, State of Iowa and declaring said District a duly and legally organized corporate body as provided by law and further declaring all Trustees duly and legally elected and holding office as provided by law.

Read first time and referred to committee on judiciary 2.

#### ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House File 10 and House Joint Resolution 3, under Rule 35.

#### PROOFS OF PUBLICATION

Published copy of House File 13 and verified proof of publication of said bill in The Glenwood Opinion Tribune, Glenwood, Iowa, on March 5, 1964, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

Published copy of Senate File 9 and verified proof of publication of said bill in the Ottumwa Courier, Ottumwa, Iowa, on February 29, 1964, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

Published copy of House File 15 and verified proof of publication of said bill in the Des Moines Register and Tribune, Des Moines, Iowa, on March 12, 1964, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

WILLIAM R. KENDRICK, *Chief Clerk,  
House of Representatives.*

#### CONSIDERATION OF BILL

Senate File 7, a bill for an act to legalize and validate proceedings providing for the organization, reorganization, enlargement, or change

in the boundaries of school corporations, with report of committee recommending passage, was taken up for consideration.

Kluever of Cass moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 106:

Andersen of	Fisher of	Meacham	Prine
Woodbury	Greene	Mensing	Reppert
Anderson of	Frazier	Messerly	Riley
Ringgold	Gittins	Meyer	Robinson
Balloun	Goode	Millen	Scherle
Baringer	Graham	Miller of	Sersland
Bock	Grassley	Des Moines	Shaw
Breitbach	Hagedorn	Miller of	Siglin
Briles	Hagen	Jones	Smith of
Busch	Hagie	Miller of	Dickinson
Camp	Hakes	Page	Smith of
Carnahan	Halling	Moffitt	O'Brien
Carstensen	Hanson of	Mowry	Sokol
Casey	Lyon	Mueller	Stanley
Chalupa	Hanson of	Murphy	Steele
Coffman	Mitchell	Murray	Steffen
Crane	Hirsch	Nelson	Stevenson
Cunningham	Hougen	Nielsen of	Stokes
Darrington	Jarvis	Emmet	Strothman
Den Herder	Johnson	Nielsen of	Tabor
Dietz	Kibbie	Shelby	Van Alstine
Doderer	Kluever	Olson	Van Nostrand
Dougherty	Knock	Ossian	Vermeer
Duffy	Knowles	Palas	Vetter
Dunton	Kreager	Parker	Walter
Edgington	Lange	Patton	Wells
Ely	Loss	Petersen of	Winkelman
Eveland	Lutz	Dallas	Worthington
Fischer of	Mahan	Peterson of	Wright
Grundty	Maule	Woodbury	Mr. Speaker
	McElroy		

The nays were, none.

Absent or not voting, 2:

Denman                      Wier

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion by Mowry of Marshall, the House recessed until 11:15 a.m.

The House reconvened, Speaker Naden in the chair.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended the House amendment to, concurred in the amendment

as amended, and passed Senate File 1, a bill for an act to provide for representation in the Senate and House of Representatives in the Sixty-first General Assembly and thereafter.

CARROLL A. LANE,  
*Secretary of the Senate.*

#### SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 1

Amend the House amendment to Senate File 1 as follows:

1. Amend section 1 by striking all of lines 16, 17 and 18 and inserting in lieu thereof the following: "of two hundred thousand (200,000) or more shall be entitled to one additional senator."
2. Amend section 2, line 4, by striking the word "fifty-six" and inserting in lieu thereof the word "fifty-one".
3. Further amend section 2, by striking the words "two senators" where it appears in lines 39, 45, 73 and 83 and inserting in lieu thereof the words "one senator".
4. Further amend section 2, line 59, by striking the word "three" and inserting in lieu thereof the word "two".
5. Further amend section 2 by striking all of lines 117, 125, 142, 144, 145, 163 and 175.
6. Further amend section 2, line 168, by striking the following: "(two to be elected)".

On motion by Mowry of Marshall, the House recessed until the fall of the gavel.

The House reconvened, Speaker Naden in the chair.

#### SENATE MESSAGE CONSIDERED

#### HOUSE REFUSES TO CONCUR ON SENATE FILE 1

Mowry of Marshall called up for consideration Senate File 1, a bill for an act to provide for representation in the Senate and House of Representatives in the Sixty-first General Assembly and thereafter, amended by the Senate, and moved that the House concur in the Senate amendment to the House amendment.

Roll call was requested.

On the question "Shall the House concur in the Senate amendment to the House amendment?"

The ayes were, 11:

Anderson of	Dougherty	Fisher of	Siglin
Ringgold	Fischer of	Greene	Stokes
Casey	Grundy	Halling	Winkelman
Chalupa		Meyer	

The nays were, 97:

Andersen of	Bock	Camp	Crane
Woodbury	Breitbart	Carnahan	Cunningham
Balloun	Briles	Carstensen	Darrington
Baringer	Busch	Coffman	Den Herder



Denman	Johnson	Mowry	Sersland
Dietz	Kibbie	Mueller	Shaw
Doderer	Kluever	Murphy	Smith of
Duffy	Knock	Murray	Dickinson
Dunton	Knowles	Nelson	Smith of
Edgington	Kreager	Nielsen of	O'Brien
Ely	Lange	Emmet	Sokol
Eveland	Loss	Nielsen of	Stanley
Frazier	Lutz	Shelby	Steele
Gittins	Mahan	Olson	Steffen
Goode	Maule	Ossian	Stevenson
Graham	McElroy	Palas	Strothman
Grassley	Meacham	Parker	Tabor
Hagedorn	Mensing	Patton	Van Alstine
Hagen	Messerly	Petersen of	Van Nostrand
Hagie	Millen	Dallas	Vermeer
Hakes	Miller of	Peterson of	Vetter
Hanson of	Des Moines	Woodbury	Walter
Lyon	Miller of	Prine	Wells
Hanson of	Jones	Reppert	Wier
Mitchell	Miller of	Riley	Worthington
Hirsch	Page	Robinson	Wright
Hougen	Moffitt	Scherle	Mr. Speaker
Jarvis			

Absent or not voting, none.

Motion lost and the House refused to concur in the Senate amendment to the House amendment.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate insists on its amendment to the House amendment to Senate File 1, a bill for an act to provide for representation in the Senate and House of Representatives in the Sixty-first General Assembly and thereafter, and requests a conference committee and that the President of the Senate has appointed on the part of the Senate: Senators Rigler, Frommelt, Flatt and Elthon.

CARROLL A. LANE,  
*Secretary of the Senate.*

#### CONFERENCE COMMITTEE APPOINTED

(Senate File 1)

The Speaker announced the appointment of Mowry of Marshall, Hagie of Wright, Van Nostrand of Pottawattamie and Worthington of Decatur on the part of the House as conferees concerning Senate File 1.

#### EXPLANATION OF VOTE

On Senate File 1 amendment to the House amendment as amended by the Senate March 12, 1964. Being in favor of reapportionment of the General Assembly of the State of Iowa and to be fair to all the people of the State of Iowa, I voted to concur with the Senate amendment, with the

feeling I would not have a chance to vote again against Senate File 1. As the districting of that portion of the House of Representatives in southern Iowa of the counties of Wayne, Decatur, Ringgold, and Taylor, was so arranged so as these people running in these districts would have to run for reelection outside of their own senatorial districts and in the case of Taylor County, which would be outside of the senatorial district and be placed in another congressional district. For this reason I believe that these people cannot be fairly represented in these counties.

REED CASEY.

### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 2, a bill for an act legalizing proceedings of city council of Missouri Valley, Iowa.

Also: That the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 3, a bill for an act legalizing proceedings of Town Council of Tabor, Iowa.

Also: That the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 8, a bill for an act relating to leasing of property by armory board.

Also: That the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 9, a bill for an act to legalize proceedings of city council of city of Ottumwa, Iowa.

Also: That the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 10, a bill for an act to authorize cities and towns to purchase and acquire sewage works and facilities.

CARROLL A. LANE, *Secretary*.

### HOUSE CONCURRENT RESOLUTION 6

By Committee on Introduction of Bills

*Be It Resolved by the House, the Senate Concurring*, that the Budget and Financial Control Committee is directed to purchase approximately four thousand six hundred forty-nine (4,649) acres of forest land in Appanoose, Davis, Van Buren and Lee Counties from the federal government and said committee is authorized to spend from the contingent fund of the state the sum of seventy-two thousand (72,000) dollars for such purpose or so much thereof as may be necessary. Title to said land shall be taken in the name of the State of Iowa.

### REPORTS OF COMMITTEE

Kluever of Cass, from the committee on judiciary 2, submitted the following report:

MR. SPEAKER: Your committee on judiciary 2 to whom was referred **Senate File 4**, a bill for an act to legalize and validate proceedings of school corporations providing for the organization, establishment and maintenance of public community or junior colleges, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

LESTER L. KLUEVER, *Chairman*.

Also:

MR. SPEAKER: Your committee on judiciary 2 to whom was referred **Senate File 6**, a bill for an act to legalize certain corporations formed under chapter two (2) of Title IX, Code of 1897, or chapter three hundred ninety-four (394) of the Codes of 1924, 1927, 1931, 1935 and 1939, or chapter five hundred four (504) of the Codes of 1946, 1950, 1954, 1958 and 1962, or purporting to have been organized, reincorporated or renewed thereunder, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

LESTER L. KLUEVER, *Chairman*.

#### BILLS SIGNED BY THE GOVERNOR

Communications were received from the Governor announcing that on March 11, 1964, he had signed Senate Files 2 and 3.

#### AMENDMENT FILED

- 1 Amend House File 10, section 6, by striking lines three (3),
- 2 four (4) and five (5) and inserting in lieu thereof the following:
- 3 "in The Sigourney News-Review, a newspaper published at
- 4 Sigourney, Iowa, and The Fayette County Union, a newspaper
- 5 published at West Union, Iowa."

DUNTON of Keokuk.  
BARINGER of Fayette.

On motion by Mowry of Marshall, the House recessed until 10:00 a.m., Friday, March 13, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FRIDAY, MARCH 13, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by Rabbi Edward Zerlin, pastor of the Temple B'nai Jeshurun, Des Moines, Iowa.

The Journal of March 12 was approved.

## PRESENTATION OF VISITORS

Robinson of Guthrie presented to the House fourteen members of the Guthrie Center girls basketball team and their coach, Duane Stewart.

Denman of Polk presented to the House twenty-seven students of Warren Harding School, Des Moines, and their teacher, Marjorie Andrews.

Mensing of Cedar for Stokes of Plymouth presented to the House twelve students of Hinton Community School and their teacher, Don Lang.

Millen of Van Buren presented to the House Doctor Tomas Lopez, Farmington, Iowa, formerly of Havana, Cuba.

Miller of Jones presented to the House sixteen members of Oxford Junction girls basketball team and their coach, Mr. Ebert.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Reppert of Polk on request of Mahan of Johnson; Stokes of Plymouth on request of Strothman of Henry.

## INTRODUCTION OF JOINT RESOLUTION

House Joint Resolution 6, by Knowles, Baringer, Nelson, Dietz and Knock, a joint resolution proposing an amendment to the Constitution of the State of Iowa, relating to the formation of Congressional districts and repealing the provisions relating to state Senatorial and Representative districts.

Read first time and referred to special committee on reapportionment.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committee on Senate Files 4 and 6, under Rule 35.

## SENATE MESSAGES CONSIDERED

Senate File 8, a bill for an act relating to the leasing of property by the armory board.

Read first time and referred to committee on public lands and buildings.

Senate File 9, a bill for an act to legalize the proceedings of the city council of the city of Ottumwa, Iowa, including all legal notices given, in connection with the authorization for the issuance of additional Flood Protection Bonds of said city, the proceeds of which will be used to defray the remaining cost of constructing certain flood protection works in said city.

Read first time and referred to committee on judiciary 2.

Senate File 10, a bill for an act to authorize cities and towns to purchase and acquire sewage works and facilities, including an interest in the works and facilities owned by another city or town which are to be jointly used by the respective municipalities, and to issue bonds therefor.

Read first time and referred to committee on cities and towns.

## ADOPTION OF SENATE CONCURRENT RESOLUTION 5

Miller of Jones called up for consideration Senate Concurrent Resolution 5, filed March 10 and found on pages 103 and 104 of the House Journal, and moved its adoption.

Motion prevailed and the resolution was adopted.

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 2 and 3 and Senate File 7.

FRED E. WIER,  
*Chairman House Committee.*  
KENNETH BENDA,  
*Chairman Senate Committee.*

Report adopted.

## BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 2 and 3 and Senate File 7.

## BILLS SENT TO THE GOVERNOR

Wier of Louisa, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 13th day of March, 1964, sent to the Governor for his approval: House Files 2 and 3.

FRED E. WIER, *Chairman*.

Report adopted.

## REPORT OF COMMITTEE

Hanson of Lyon, from the committee on tax revision, submitted the following report:

MR. SPEAKER: Your committee on tax revision to whom was referred House File 9, a bill for an act to require a statement of the taxpayer's resident school district on his state income tax return, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

ARTHUR C. HANSON, *Chairman*.

## AMENDMENT FILED

- 1 Amend House File 10 by striking all of sections one (1)
- 2 and two (2) and inserting in lieu thereof the following:
- 3 Section 1. There is hereby created a commission to be
- 4 known as the Higher Education Facilities Commission of the
- 5 state of Iowa. Membership of the commission shall be as
- 6 follows:
- 7 1. A member of the state board of regents to be named
- 8 by the board, or the secretary thereof if so appointed by
- 9 the board, who shall serve for a four-year term or until the
- 10 expiration of his term of office.
- 11 2. The superintendent of public instruction.
- 12 3. A member of the state advisory committee for voca-
- 13 tional education to be named by the said committee who shall
- 14 serve for a four-year term or until the expiration of his
- 15 term of office.
- 16 4. A member of the Senate to be appointed by the
- 17 lieutenant governor who shall serve for a term of two years.
- 18 5. A member of the House of Representatives to be
- 19 appointed by the speaker of the House who shall serve for a
- 20 term of two years.
- 21 6. Four additional members to be appointed by the
- 22 governor. One of such members shall be selected to represent
- 23 private colleges, private universities and private junior
- 24 colleges located in the state of Iowa. The other three (3)
- 25 such members, none of whom shall be official board members
- 26 or trustees of an institution of higher learning or of an
- 27 association of such institutions, shall be selected to represent
- 28 the general public.
- 29 The members of the commission appointed by the governor
- 30 shall serve for a term of four years, but the terms of the four

31 initial appointees shall be as follows:

32 Two (2) members shall serve from the date of appointment to  
33 June 30, 1965, and two (2) members shall serve from the date  
34 of appointment to June 30, 1967.

35 Vacancies on the commission shall be filled for the  
36 unexpired term of such vacancies in the same manner as the  
37 original appointment.

38 Further amend House File 10 by renumbering the subsequent  
39 sections.

40 Further amend House File 10 by striking from the last section  
41 the words ", without expense to the state of Iowa".

PETERSEN of Dallas.  
BARINGER of Fayette.  
DUNTON of Keokuk.

On motion by Mowry of Marshall, the House adjourned until  
10:00 a.m., Monday, March 16, 1964.

# **JOURNAL OF THE HOUSE**

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**HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MONDAY, MARCH 16, 1964.**

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Wilbur Wilcox, pastor of the Collegiate Methodist Church, Ames, Iowa.

The Journal of March 13 was approved.

## **LEAVE OF ABSENCE**

Leave of absence was granted as follows:

Andersen of Woodbury on request of Peterson of Woodbury.

## **PRESENTATION OF VISITORS**

Miller of Jones presented to the House two students of Monticello Community School.

Strothman of Henry presented to the House his grandsons, Mark, Brian, and Jimmy Messer, students of Yarmouth Elementary School.

Reppert of Polk presented to the House Bob Jenks, student at Choate, Wallingford, Connecticut, and Rick Boydston, Bill Stowe, and Peter Schandorff, students at Phillips Academy, Andover, Massachusetts.

## **ADOPTION OF COMMITTEE REPORT**

The Chief Clerk announced the adoption of report of committee on House File 9, under Rule 35.

## **INTRODUCTION OF BILL**

House File 16, by committee on introduction of bills, a bill for an act to amend section three hundred three point ten (303.10), Code 1962, relating to disposition of useless documents by the state curator.

Read first time and referred to committee on judiciary 2.

## **CONSIDERATION OF BILLS**

House File 10, a bill for an act to establish a commission as the state agency to administer a plan for higher education facilities and to qualify for federal funds available to the state of Iowa.

Petersen of Dallas asked and received unanimous consent to defer action on House File 10 and that the bill retain its place on the calendar.

Senate File 4, a bill for an act to legalize and validate proceedings



of school corporations providing for the organization, establishment and maintenance of public community or junior colleges.

Kluever of Cass moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 91:

Anderson of Ringgold	Fisher of Greene	Maule	Peterson of Woodbury
Balloun	Frazier	McElroy	Prine
Baringer	Gittins	Meacham	Reppert
Bock	Goode	Mensing	Robinson
Breitbach	Graham	Meyer	Sersland
Briles	Grassley	Millen	Shaw
Busch	Hagedorn	Miller of Des Moines	Siglin
Camp	Hakes	Miller of Jones	Smith of Dickinson
Carnahan	Halling	Jones	Smith of
Carstensen	Hanson of Lyon	Miller of Page	O'Brien
Casey	Hanson of Mitchell	Moffitt	Sokol
Chalupa	Hirsch	Mueller	Stanley
Coffman	Hougen	Murray	Steele
Crane	Jarvis	Nelson	Stevenson
Cunningham	Johnson	Nielsen of Shelby	Stokes
Darrington	Kluever	Olson	Strothman
Den Herder	Knock	Ossian	Tabor
Denman	Knowles	Palas	Van Alstine
Dietz	Kreager	Parker	Vetter
Doderer	Lange	Patton	Walter
Dougherty	Loss	Petersen of Dallas	Wells
Dunton	Lutz		Wier
Edgington	Mahan		Wright
Ely			Mr. Speaker
Eveland			

The nays were, none.

Absent or not voting, 17:

Andersen of Hagen	Murphy	Steffen
Woodbury Hagie	Nielsen of Emmet	Van Nostrand
Duffy Kibbie	Riley	Vermeer
Fischer of Messerly	Scherle	Winkelman
Grundy Mowry		Worthington

The bill having received a constitutional majority was declared to have passed the House and the title agreed to.

Senate File 6, a bill for an act to legalize certain corporations formed under chapter two (2) of Title IX, Code of 1897, or chapter three hundred ninety-four (394) of the Codes of 1924, 1927, 1931, 1935 and 1939, or chapter five hundred four (504) of the Codes of 1946, 1950, 1954, 1958 and 1962, or purporting to have been organized, reincorporated or renewed thereunder.

Carstensen of Clinton asked and received unanimous consent to

withdraw the amendment filed by him on March 10 and found on page 105 of the House Journal.

Frazier of Lee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 96:

Anderson of	Fisher of	Meacham	Reppert
Ringgold	Greene	Mensing	Robinson
Balloun	Frazier	Messerly	Scherle
Baringer	Gittins	Meyer	Sersland
Bock	Goode	Millen	Shaw
Breitbart	Graham	Miller of	Siglin
Briles	Grassley	Des Moines	Smith of
Busch	Hagedorn	Miller of	Dickinson
Camp	Hakes	Jones	Smith of
Carnahan	Halling	Miller of	O'Brien
Carstensen	Hanson of	Page	Sokol
Casey	Lyon	Moffitt	Stanley
Chalupa	Hanson of	Mueller	Steele
Coffman	Mitchell	Murphy	Stevenson
Crane	Hirsch	Murray	Stokes
Cunningham	Hougen	Nelson	Strothman
Darrington	Jarvis	Nielsen of	Tabor
Den Herder	Johnson	Shelby	Van Alstine
Denman	Kluever	Olson	Vermeer
Dietz	Knock	Ossian	Vetter
Doderer	Knowles	Palas	Walter
Dougherty	Kreager	Parker	Wells
Duffy	Lange	Patton	Winkelman
Dunton	Loss	Petersen of	Wier
Edgington	Lutz	Dallas	Wright
Ely	Mahan	Peterson of	Mr. Speaker
Eveland	Maule	Woodbury	
	McElroy		

The nays were, none.

Absent or not voting, 12:

Andersen of	Hagen	Nielsen of	Steffen
Woodbury	Hagie	Emmet	Van Nostrand
Fischer of	Kibbie	Prine	Worthington
Grundy	Mowry	Riley	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

The following concurrent resolution adopted by the House of Representatives and the Senate of the State of Mississippi is on file in the office of the Chief Clerk:

### HOUSE CONCURRENT RESOLUTION 3

Adopted by the State of Mississippi

A concurrent resolution memorializing the Congress of the United States to defeat the Civil Rights Bill now before that body for consideration.

*Whereas*, we have witnessed in our time a gradual erosion of states rights and an ever-increasing degree of Federal control over affairs specifically reserved to the states by the Constitution; and

*Whereas*, there is a clear and unmistakable trend toward further centralization of power in the Federal Government and an ever-increasing restriction on the rights and affairs of our citizens that may be conducted outside the scope of Federal intervention and control; and

*Whereas*, we view this trend as a very definite danger to the existence and perpetuation of the American way of life as we have known it since the founding of our country; and

*Whereas*, we are of the firm conviction that this danger is not confined to any one section or area of our nation, but that it is inimical to the rights and privileges of the majority of our citizens in every section of our nation and in every area of life: economic, social, moral or religious; and

*Whereas*, we regard the so-called Civil Rights Bill now before Congress as the most iniquitous effort ever proposed to thwart the right and choice of the individual, or the majority, to the pursuit of happiness without Federal control; and

*Whereas*, we believe that the passage of this bill further invading the rights of the states to govern themselves and solve their own problems would do irreparable damage to the already critical race relations, would widen the breach already brought about by efforts to force a social merger of incompatible elements of society, and would give untold impetus to the strife and turmoil that has torn our nation asunder; and

*Whereas*, we regard education and an effort to resolve our own problems on a local level as more effective in arriving at a solution than Federal compulsion, and we further deny the need of any action by Congress to further restrain and control local affairs by Federal statute; and

*Whereas*, we regard this issue of such importance that we earnestly call upon the Legislatures of other states throughout our nation to join us in this expression of our will to the President, the National Congress, the Justice Department, and any and all other persons or agencies concerned, and to call upon them to recognize and respect the rights of states to local self-government, and to again turn their energies and efforts to the problems of unifying our nation and performing the functions of government as defined in our Constitution:

*Now, Therefore, Be It Resolved by the Mississippi House of Representatives, the Senate Concurring Therein*, That this body does hereby memorialize the Congress of the United States to defeat the so-called Civil Rights Bill now before that body and to refrain from such infringement upon states rights as would result from the passage of this act.

*Be It Further Resolved*, that copies of this Resolution be sent to our Senators and Representatives, to the National Congress, to the Press, to the Legislatures of other states, and to any other appropriate person or agency.

#### REPORTS OF COMMITTEES

Kluever of Cass, from the committee on judiciary 2, submitted the following report:

MR. SPEAKER: Your committee on judiciary 2 to whom was referred House File 11, a bill for an act to legalize and validate renewal articles of incorporation or articles of reincorporation and certificates of renewal of certain corporations not for pecuniary profit, begs leave to report it has

had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

LESTER L. KLUEVER, *Chairman*.

Also:

MR. SPEAKER: Your committee on judiciary 2 to whom was referred **House File 13**, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Glenwood Community School District, in the counties of Mills and Pottawattamie, State of Iowa, and declaring the boundaries of said school district to be legally established, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

LESTER L. KLUEVER, *Chairman*.

Also:

MR. SPEAKER: Your committee on judiciary 2 to whom was referred **House File 15**, a bill for an act to legalize and validate the proceedings for the organization, establishment, boundaries, tax levies, and election and tenure of office of the Board of Trustees of the Urbandale Sanitary Sewer District in the Township of Webster, County of Polk, State of Iowa and declaring said district a duly and legally organized corporate body as provided by law and further declaring all Trustees duly and legally elected and holding office as provided by law, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

LESTER L. KLUEVER, *Chairman*.

Also:

MR. SPEAKER: Your committee on judiciary 2 to whom was referred **House File 16**, a bill for an act to amend section three hundred three point ten (303.10), Code 1962, relating to disposition of useless documents by the state curator, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

LESTER L. KLUEVER, *Chairman*.

Also:

MR. SPEAKER: Your committee on judiciary 2 to whom was referred **Senate File 9**, a bill for an act to legalize the proceedings of the city council of the city of Ottumwa, Iowa, including all legal notices given, in connection with the authorization for the issuance of additional Flood Protection Bonds of said city, the proceeds of which will be used to defray the remaining cost of constructing certain flood protection works in said city, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

LESTER L. KLUEVER, *Chairman*.

Ossian of Montgomery, from the committee on public lands and buildings, submitted the following report:

MR. SPEAKER: Your committee on public lands and buildings to whom was referred **Senate File 8**, a bill for an act relating to the leasing of property by the armory board, begs leave to report it has had the same

under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

CONRAD OSSIAN, *Chairman*.

#### AMENDMENTS FILED

- 1 Amend the amendment to House File 10 filed March 13
- 2 by Petersen of Dallas, Baringer and Dunton by inserting
- 3 at the end of line ten (10) the following: "Such member
- 4 shall convene the organizational meeting of the commission."

MILLER of Page.

- 1 Amend the Petersen of Dallas, et al., amendment to House
- 2 File 10 filed March 13, 1964, as follows:

- 3 1. By striking the words, "lieutenant governor" in
- 4 line 17 and inserting in lieu thereof the word, "governor".
- 5 2. By striking the words, "speaker of the House" in
- 6 line 19 and inserting in lieu thereof the word "governor".

EVELAND of Boone.

PALAS of Clayton.

LOSS of Kossuth.

HAGEDORN of Clay.

MAULE of Monona.

KIBBIE of Palo Alto.

On motion by Mowry of Marshall, the House adjourned until 10:00 a.m., Tuesday, March 17, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, TUESDAY, MARCH 17, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Robert J. Welch, Catholic Professor, School of Religion, State University of Iowa, Iowa City, Iowa.

The Journal of March 16 was approved.

## PRESENTATION OF VISITORS

Murray of Webster presented to the House fifty-seven students of Prairie Community School, Gowrie, Iowa.

Mahan of Johnson presented to the House William Murray of Mil-town Malbay, Clare, Ireland. Mr. Murray is an instructor in the English department of the University of Iowa. The Honorable Mahan also presented to the House Mr. and Mrs. Brian McMahon of Listowel, County Kerry, Ireland. Mr. McMahon is a visiting lecturer at the University of Iowa.

Kibby of Palo Alto presented to the House thirty-six students of West Bend senior class, West Bend, accompanied by their teachers, Mr. Dodd and Mr. Holland.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Vermeer of Marion on request of Moffitt of Appanoose; Lutz of Clarke on request of Hirsch of Warren.

## ST. PATRICK'S DAY OBSERVANCE

Kibbie of Palo Alto rose on a point of personal privilege and presented the Irish Quartet: the Honorable Elroy Maule, the Honorable Walter Hagen, the Honorable Ray Cunningham and Assistant Chief Clerk Burl Beam, who sang "My Wild Irish Rose" and "Drifting and Dreaming." The Honorable Walter Hagen also sang "In Old County Down."

The Speaker recognized the Honorable John Duffy of Dubuque who spoke on the part the Irish have contributed to our history.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 11, 13, 15, 16 and Senate Files 8 and 9, under Rule 35.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 11, a bill for an act to appropriate funds for sewer facilities at state penitentiary.

CARROLL A. LANE, *Secretary*.

## SENATE MESSAGE CONSIDERED

Senate File 11, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of control the sum of one hundred ninety-seven thousand eight hundred (197,800) dollars to participate in construction of sewer facilities for the Iowa State Penitentiary, Fort Madison, Iowa, and for the Men's Reformatory at Anamosa, Iowa.

Read first time and referred to committee on appropriations.

On motion by Carstensen of Clinton, the House recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

## INTRODUCTION OF BILL

House File 17, by committee on introduction of bills, a bill for an act to appropriate funds from the general fund of the State of Iowa to the conservation commission for purchase of additional forest lands from the federal government.

Read first time and referred to committee on appropriations.

## HOUSE CONCURRENT RESOLUTION 7

## By Committee on Introduction of Bills

*Whereas*, the State Conservation Commission has in its possession and under its jurisdiction many small and widely separated pieces of property scattered throughout the State which are accessible to only a small number of the general public; and

*Whereas*, due to the location and size of the property it is difficult for the State Conservation Commission to move equipment to the areas or it is not feasible to retain and maintain equipment in the areas necessary for the maintenance, improvement, and beautification of such property and for providing public access thereto; and

*Whereas*, in many instances the cost of maintaining, improving, and beautifying such property far exceeds the utility or value that the general public receives from recreation, scientific, or other purposes, now therefore,

*Be It Resolved by the House, the Senate Concurring*, that the State Conservation Commission be encouraged to review all of its real estate holdings for the purpose of determining which property is of value to the general public and that the Conservation Commission be further encouraged to dispose of those pieces of property which in its judgment are no longer proving their worth to the people of the State and that such properties be disposed of as provided in section one hundred eleven point thirty-two (111.32) of the Code, and that any monies received from the disposition of such property be used by the Commission to enlarge, improve, and better Commission properties which are more accessible and of greater value to the citizens of the State.

Laid over under Rule 25.

#### FIRST CONFERENCE COMMITTEE REPORT ON SENATE FILE 1

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate File 1, a bill for an act to provide for representation in the Senate and House of Representatives in the Sixty-first General Assembly and thereafter, beg leave to report and make the following recommendations:

1. That the Senate recede from its amendment to the House amendment.
2. That the House amendment be amended as follows:
  - a. Amend section 2, line 4, by striking the word "fifty-six" and inserting in lieu thereof the word "fifty-nine".
  - b. Further amend section 2, by striking all of subsection 30 and inserting in lieu thereof the following: "30. Carroll county and Crawford county shall constitute the thirtieth district with one senator."
  - c. Further amend section 2, by striking all of subsection 37 and inserting in lieu thereof the following: "37. Buena Vista county and Pocahontas county shall constitute the thirty-seventh district with one senator."
  - d. Further amend section 2, by striking all of subsection 38 and inserting in lieu thereof the following: "38. Cherokee county and Plymouth county shall constitute the thirty-eighth district with one senator."
  - e. Further amend section 2, by striking all of subsection 43 and inserting in lieu thereof the following: "43. Franklin county and Wright county shall constitute the forty-third district with one senator."
  - f. Further amend section 2, by striking all of subsection 47 and inserting in lieu thereof the following: "47. Hancock county and Winnebago county shall constitute the forty-seventh district with one senator."
  - g. Further amend section 2, by striking all of subsection 48 and inserting in lieu thereof the following: "48. Emmet county and Palo Alto county shall constitute the forty-eighth district with one senator."
  - h. Further amend section 2, by striking all of subsection 49 and inserting in lieu thereof the following: "49. O'Brien county and Osceola county shall constitute the forty-ninth district with one senator."
  - i. Further amend section 2 by adding after subsection 50 the following new subsections:
    - "51. Dickinson county and Clay county shall constitute the fifty-first district with one senator.
    - "52. Ida county, Sac county and Calhoun county shall constitute the fifty-second district with one senator.
    - "53. Kossuth county and Humboldt county shall constitute the fifty-third district with one senator."



j. Further amend section 2 by adding at the end of the list of districts electing senators for four-year terms in 1964 the following:

"Fifty-first (51st)

"Fifty-third (53d)".

k. Further amend section 2 by adding at the end of the list of districts electing senators for two-year terms in 1964 the following:

"Fifty-second (52d)".

l. Further amend section 2 by adding at the end of the list of districts electing senators for four-year terms in 1966 the following:

"Fifty-second (52d)".

m. By striking all of section 3 and inserting in lieu thereof the following:

"Sec. 3. Chapter forty-two (42), Code 1962, is hereby repealed and the following enacted in lieu thereof:

The House of Representatives shall be apportioned on a population basis as follows and representatives shall be elected in 1964 and each two years thereafter:

The counties of Lyon and Osceola shall comprise one district and elect one representative.

The counties of Dickinson and Clay shall comprise one district and elect one representative.

The counties of Emmet and Palo Alto shall comprise one district and elect one representative.

The counties of Winnebago and Worth shall comprise one district and elect one representative.

The counties of Mitchell and Howard shall comprise one district and elect one representative.

The counties of Pocahontas and Humboldt shall comprise one district and elect one representative.

The counties of Ida and Sac shall comprise one district and elect one representative.

The counties of Audubon and Guthrie shall comprise one district and elect one representative.

The counties of Adair and Madison shall comprise one district and elect one representative.

The counties of Mills and Fremont shall comprise one district and elect one representative.

The counties of Montgomery and Adams shall comprise one district and elect one representative.

The counties of Taylor and Ringgold shall comprise one district and elect one representative.

The counties of Union and Clarke shall comprise one district and elect one representative.

The counties of Decatur and Wayne shall comprise one district and elect one representative.

The counties of Lucas and Monroe shall comprise one district and elect one representative.

The counties of Appanoose and Davis shall comprise one district and elect one representative.

The counties of Jefferson and Van Buren shall comprise one district and elect one representative.

The counties of Louisa and Muscatine shall comprise one district and elect two representatives.

The counties of Cerro Gordo, Webster, Story, Jasper, Johnson, Clinton, Wapello, Marshall, Des Moines and Lee shall comprise one district each and each shall elect two representatives.

The county of Dubuque shall comprise one district and shall elect three representatives.

The county of Pottawattamie shall comprise one district and shall elect four representatives.

The counties of Scott, Woodbury and Black Hawk shall comprise one district each and each shall elect five representatives.

The county of Linn shall comprise one district and shall elect six representatives.

The county of Polk shall comprise one district and elect eleven representatives.

All other counties shall comprise one district each and each shall elect one representative.

ROBERT R. RIGLER.

ANDREW G. FROMMELT.

JOSEPH B. FLATT.

LEO ELTHON.

*On the Part of the Senate.*

JOHN L. MOWRY.

RAYMOND W. HAGIE.

MAURICE VAN NOSTRAND.

LORNE R. WORTHINGTON.

*On the Part of the House.*

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 4 and 6.

FRED E. WIER,

*Chairman House Committee.*

KENNETH BENDA,

*Chairman Senate Committee.*

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 4 and 6.

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 16, 1964, he signed House Files 2 and 3; and Senate File 7.

#### REPORTS OF COMMITTEES

Hanson of Lyon, from the the committee on tax revision, submitted the following report:

MR. SPEAKER: Your committee on tax revision to whom was referred **House File 12**, a bill for an act relating to school bonds and taxes, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

ARTHUR C. HANSON, *Chairman.*

Also:

MR. SPEAKER: Your committee on tax revision to whom was referred **House File 14**, a bill for an act providing for lease-purchase option contracts for school buildings, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File 14, section 1, line five (5), by inserting after the word "purposes" the following: ", for a term not to exceed six (6) years,".

ARTHUR C. HANSON, *Chairman*.

Carstensen of Clinton, from the committee on cities and towns, submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to whom was referred **Senate File 10**, a bill for an act to authorize cities and towns to purchase and acquire sewage works and facilities, including an interest in the works and facilities owned by another city or town which are to be jointly used by the respective municipalities, and to issue bonds therefor, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

L. D. CARSTENSEN, *Chairman*.

Cunningham of Story, from the committee on appropriations, submitted the following report:

MR. PRESIDENT: Your committee on appropriations to whom was referred **Senate File 11**, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of control the sum of one hundred ninety-seven thousand eight hundred (197,800) dollars to participate in construction of sewer facilities for the Iowa State Penitentiary, Fort Madison, Iowa, and for the Men's Reformatory at Anamosa, Iowa, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

RAY C. CUNNINGHAM, *Chairman*.

#### AMENDMENT FILED

- 1 Amend the Petersen-Baringer-Dunton amendment
- 2 (filed March 13, 1964) to House File 10 by inserting
- 3 the following after the period in line 24:
- 4 "When appointing such one member, the governor
- 5 shall give careful consideration to any person or persons
- 6 nominated or recommended by any organization or association
- 7 of some or all private colleges, private universities and
- 8 private junior colleges located in the State of Iowa."

STANLEY of Muscatine.

BARINGER of Fayette.

On motion by Mowry of Marshall, the House adjourned until 10:00 a.m., Wednesday, March 18, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, WEDNESDAY, MARCH 18, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Francis Johnson, pastor of the Mamrelund Lutheran Church, Stanton, Iowa.

The Journal of March 17 was approved.

## PRESENTATION OF VISITORS

Balloun of Tama presented to the House twenty-three members of the Grant Future Farmers 4-H Club of Reinbeck and their leaders, Jim Stephenson, Don Dirks, and Jim Keith.

Petersen of Dallas presented to the House twenty-seven senior students of Woodward Community School and their teacher, Gary Newell.

Crane of Crawford presented to the House Merlin Whiting of Vail, a former Page of the House.

Hirsch of Warren presented to the House Miss Katherine McGinnis of Carlisle, a student at State College of Iowa, Cedar Falls, and Dave Peterson of Indianola, a student at Coe College, Cedar Rapids, both former Pages of the House.

Hirsch of Warren presented to the House twenty-five students of the Martensdale-St. Marys Community School of Martensdale, and their teacher, Ronald Swerczek.

Vetter of Washington presented to the House nine members of the Washington Community School and also members of the Teen-age Republican Club of Washington County and their sponsor, Mrs. Dorothea Brindley.

Reppert of Polk presented to the House Pastor Sven-Gunnar Sundberg of Vaxlo, Sweden.

Meacham of Poweshiek presented to the House sixty students of the H. L. V. School District of Victor, and their teacher, Mr. Happel.

Dougherty of Monroe presented to the House the Honorable Katherine Falvey Zastrow, former member of the House from Monroe County in the Fifty-eighth, Fifty-ninth and Sixtieth General Assemblies.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 12, 14, and Senate Files 10 and 11, under Rule 35.

## PROOF OF PUBLICATION

Published copy of Senate File 12 and verified proof of publication of said bill in The Newton Daily News on March 18, 1964, and in Marshall-town Times-Republican on March 16, 1964, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

WILLIAM R. KENDRICK, *Chief Clerk,  
House of Representatives.*

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 8, a bill for an act to legalize and validate the proceedings of the board of directors of the Harlan Community School District.

Also: That the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 13, a bill for an act relating to cost of printing the official election ballot.

CARROLL A. LANE, *Secretary.*

## SENATE AMENDMENT TO HOUSE FILE 8

Amend House File 8 by striking all of section 2 and inserting in lieu thereof the following:

"Sec. 2. This Act shall be in full force and effect on and after June 1, 1964, upon its publication as provided by law in The Harlan News-Advertiser, a newspaper published at Harlan, Iowa, and in The Journal-Herald, a newspaper published at Avoca, Iowa, without expense to the state."

ADOPTION OF FIRST CONFERENCE COMMITTEE  
REPORT ON SENATE FILE 1

Mowry of Marshall called up for consideration the following First Conference Committee Report on Senate File 1, a bill for an act to provide for representation in the Senate and House of Representatives in the Sixty-first General Assembly and thereafter.

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate File 1, a bill for an act to provide for representation in the Senate and House of Representatives in the Sixty-first General Assembly and thereafter, beg leave to report and make the following recommendations:

1. That the Senate recede from its amendment to the House amendment.
2. That the House amendment be amended as follows:
  - a. Amend section 2, line 4, by striking the word "fifty-six" and inserting in lieu thereof the word "fifty-nine".
  - b. Further amend section 2, by striking all of subsection 30 and inserting in lieu thereof the following: "30. Carroll county and Crawford county shall constitute the thirtieth district with one senator."
  - c. Further amend section 2, by striking all of subsection 37 and insert-

ing in lieu thereof the following: "37. Buena Vista county and Pocahontas county shall constitute the thirty-seventh district with one senator."

d. Further amend section 2, by striking all of subsection 38 and inserting in lieu thereof the following: "38. Cherokee county and Plymouth county shall constitute the thirty-eighth district with one senator."

e. Further amend section 2, by striking all of subsection 43 and inserting in lieu thereof the following: "43. Franklin county and Wright county shall constitute the forty-third district with one senator."

f. Further amend section 2, by striking all of subsection 47 and inserting in lieu thereof the following: "47. Hancock county and Winnebago county shall constitute the forty-seventh district with one senator."

g. Further amend section 2, by striking all of subsection 48 and inserting in lieu thereof the following: "48. Emmet county and Palo Alto county shall constitute the forty-eighth district with one senator."

h. Further amend section 2, by striking all of subsection 49 and inserting in lieu thereof the following: "49. O'Brien county and Osceola county shall constitute the forty-ninth district with one senator."

i. Further amend section 2 by adding after subsection 50 the following new subsections:

"51. Dickinson county and Clay county shall constitute the fifty-first district with one senator.

"52. Ida county, Sac county and Calhoun county shall constitute the fifty-second district with one senator.

"53. Kossuth county and Humboldt county shall constitute the fifty-third district with one senator."

j. Further amend section 2 by adding at the end of the list of districts electing senators for four-year terms in 1964 the following:

"Fifty-first (51st)

"Fifty-third (53d)".

k. Further amend section 2 by adding at the end of the list of districts electing senators for two-year terms in 1964 the following:

"Fifty-second (52d)".

l. Further amend section 2 by adding at the end of the list of districts electing senators for four-year terms in 1966 the following:

"Fifty-second (52d)".

m. By striking all of section 3 and inserting in lieu thereof the following:

"Sec. 3. Chapter forty-two (42), Code 1962, is hereby repealed and the following enacted in lieu thereof:

The House of Representatives shall be apportioned on a population basis as follows and representatives shall be elected in 1964 and each two years thereafter:

The counties of Lyon and Osceola shall comprise one district and elect one representative.

The counties of Dickinson and Clay shall comprise one district and elect one representative.

The counties of Emmet and Palo Alto shall comprise one district and elect one representative.

The counties of Winnebago and Worth shall comprise one district and elect one representative.

The counties of Mitchell and Howard shall comprise one district and elect one representative.

The counties of Pocahontas and Humboldt shall comprise one district and elect one representative.

The counties of Ida and Sac shall comprise one district and elect one representative.

The counties of Audubon and Guthrie shall comprise one district and elect one representative.

The counties of Adair and Madison shall comprise one district and elect one representative.

The counties of Mills and Fremont shall comprise one district and elect one representative.

The counties of Montgomery and Adams shall comprise one district and elect one representative.

The counties of Taylor and Ringgold shall comprise one district and elect one representative.

The counties of Union and Clarke shall comprise one district and elect one representative.

The counties of Decatur and Wayne shall comprise one district and elect one representative.

The counties of Lucas and Monroe shall comprise one district and elect one representative.

The counties of Appanoose and Davis shall comprise one district and elect one representative.

The counties of Jefferson and Van Buren shall comprise one district and elect one representative.

The counties of Louisa and Muscatine shall comprise one district and elect two representatives.

The counties of Cerro Gordo, Webster, Story, Jasper, Johnson, Clinton, Wapello, Marshall, Des Moines and Lee shall comprise one district each and each shall elect two representatives.

The county of Dubuque shall comprise one district and shall elect three representatives.

The county of Pottawattamie shall comprise one district and shall elect four representatives.

The counties of Scott, Woodbury and Black Hawk shall comprise one district each and each shall elect five representatives.

The county of Linn shall comprise one district and shall elect six representatives.

The county of Polk shall comprise one district and elect eleven representatives.

All other counties shall comprise one district each and each shall elect one representative.

ROBERT R. RIGLER.

ANDREW G. FROMMELT.

JOSEPH B. FLATT.

LEO ELTHON.

*On the Part of the Senate.*

JOHN L. MOWRY.

RAYMOND W. HAGEN.

MAURICE VAN NOSTRAND.

LORNE R. WORTHINGTON.

*On the Part of the House.*

### CALL OF THE HOUSE

We, the undersigned, respectfully request a Call of the House on the conference committee report on Senate File 1.

HOWARD C. REPERT.

BRUCE E. MAHAN.

KEITH H. DUNTON.

ALFRED P. BREITBACH.

LORNE R. WORTHINGTON.

Smith of O'Brien asked and received unanimous consent that Patton of Delaware be excused from the Call of the House.

Vermeer of Marion moved that action on the conference committee report on Senate File 1 be deferred.

Roll call was requested.

Rule 69 was invoked.

On the question "Shall action on the conference committee report be deferred?"

The ayes were, 40:

Anderson of	Graham	Miller of	Siglin
Ringgold	Grassley	Page	Smith of
Baringer	Hakes	Moffitt	Dickinson
Briles	Halling	Mueller	Smith of
Chalupa	Hanson of	Nelson	O'Brien
Crane	Mitchell	Nielsen of	Steele
Darrington	Jarvis	Emmet	Stokes
Den Herder	Johnson	Nielsen of	Vermeer
Dougherty	Lutz	Shelby	Walter
Edgington	Mensing	Ossian	Wells
Fischer of	Meyer	Robinson	Wright
Grundy	Miller of	Scherle	
Goode	Jones		

The nays were, 67:

Andersen of	Fisher of	Mahan	Prine
Woodbury	Greene	Maule	Reppert
Balloun	Frazier	McElroy	Riley
Bock	Gittins	Meacham	Sersland
Breitbach	Hagedorn	Messerly	Shaw
Busch	Hagen	Millen	Sokol
Camp	Hagie	Miller of	Stanley
Carnahan	Hanson of	Des Moines	Steffen
Carstensen	Lyon	Mowry	Stevenson
Casey	Hirsch	Murphy	Strothman
Coffman	Hougen	Murray	Tabor
Cunningham	Kibbie	Olson	Van Alstine
Denman	Kluever	Palas	Van Nostrand
Dietz	Knock	Parker	Vetter
Doderer	Knowles	Petersen of	Wier
Duffy	Kreager	Dallas	Winkelman
Dunton	Lange	Peterson of	Worthington
Ely	Loss	Woodbury	Mr. Speaker
Eveland			

Absent or not voting, 1:

Patton

Motion lost.

Pursuant to the rules relating to a Call of the House, roll call revealed all members present except Patton of Delaware who had previously been excused.

Jarvis of Buena Vista moved the previous question on the conference committee report.

The motion having failed to receive a two-thirds majority lost.



Mowry of Marshall moved the adoption of the conference committee report on Senate File 1 and the amendments contained therein.

On the question "Shall the conference committee report and the amendments contained therein be adopted?"

The ayes were, 69:

Andersen of	Fisher of	Messerly	Peterson of
Woodbury	Greene	Millen	Woodbury
Baringer	Frazier	Miller of	Prine
Bock	Gittins	Des Moines	Reppert
Breitbart	Hagen	Miller of	Riley
Busch	Hagie	Jones	Sersland
Camp	Hanson of	Mowry	Shaw
Carnahan	Lyon	Murphy	Sokol
Carstensen	Hougen	Murray	Stanley
Coffman	Jarvis	Nelson	Steele
Cunningham	Kibbie	Nielsen of	Steffen
Denman	Knock	Emmet	Stevenson
Dietz	Knowles	Nielsen of	Strothman
Doderer	Kreager	Shelby	Van Alstine
Duffy	Lange	Olson	Van Nostrand
Dunton	Loss	Palas	Vetter
Ely	Mahan	Parker	Wier
Eveland	Maule	Petersen of	Winkelman
Fischer of	Meacham	Dallas	Worthington
Grundy	Mensing		Mr. Speaker

The nays were, 38:

Anderson of	Goode	Lutz	Smith of
Ringgold	Graham	McElroy	Dickinson
Balloun	Grassley	Meyer	Smith of
Briles	Hagedorn	Miller of	O'Brien
Casey	Hakes	Page	Stokes
Chalupa	Halling	Moffitt	Tabor
Crane	Hanson of	Mueller	Vermeer
Darrington	Mitchell	Ossian	Walter
Den Herder	Hirsch	Robinson	Wells
Dougherty	Johnson	Scherle	Wright
Edgington	Kluever	Siglin	

Absent or not voting, 1:

Patton

Motion prevailed and the conference committee report and the amendments contained therein were adopted.

Mowry of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 72:

Andersen of	Camp	Denman	Eveland
Woodbury	Carnahan	Dietz	Fischer of
Baringer	Carstensen	Doderer	Grundy
Bock	Coffman	Duffy	Fisher of
Breitbart	Cunningham	Dunton	Greene
Busch	Den Herder	Ely	Frazier

Gittins	Maule	Nielsen of	Sokol
Hagen	Meacham	Shelby	Stanley
Hagie	Mensing	Olson	Steele
Hakes	Messerly	Palas	Steffen
Hanson of	Millen	Parker	Stevenson
Lyon	Miller of	Petersen of	Strothman
Hougen	Des Moines	Dallas	Van Alstine
Jarvis	Miller of	Peterson of	Van Nostrand
Kibbie	Jones	Woodbury	Vetter
Knock	Mowry	Prine	Wier
Knowles	Murphy	Reppert	Winkelman
Kreager	Murray	Riley	Worthington
Lange	Nelson	Sersland	Wright
Loss	Nielsen of	Shaw	Mr. Speaker
Mahan	Emmet		

#### The nays were, 35:

Anderson of	Goode	Lutz	Siglin
Ringgold	Graham	McElroy	Smith of
Balloun	Grassley	Meyer	Dickinson
Briles	Hagedorn	Miller of	Smith of
Casey	Halling	Page	O'Brien
Chalupa	Hanson of	Moffitt	Stokes
Crane	Mitchell	Mueller	Tabor
Darrington	Hirsch	Ossian	Vermeer
Dougherty	Johnson	Robinson	Walter
Edgington	Cluever	Scherle	Wells

#### Absent or not voting, 1:

Patton

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### CALL OF THE HOUSE LIFTED

Camp of Clinton moved that the Call of the House be lifted  
Motion prevailed.

On motion by Mowry of Marshall, the House recessed until 2:30 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

#### EXPLANATION OF VOTE ON SENATE FILE 1

It is my belief that this special session has no legal right to pass a temporary reapportionment plan that does not give at least one representative to each county as guaranteed by the amendment of 1904 to our constitution, unless that amendment has been finally declared unconstitutional by the United States Supreme Court, or it is changed by a constitutional amendment which has been approved by a majority vote of the people of Iowa in an election held for that purpose.

Up to this time, we have not had an opinion by the United States Supreme Court that the amendment of 1904 is unconstitutional nor has our

Constitution of Iowa been changed by the regular constitutional amendment process.

DEWEY E. GOODE.

### CONSIDERATION OF BILLS

Senate File 8, a bill for an act relating to the leasing of property by the armory board, was taken up for consideration.

Graham of Ida moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 85:

Andersen of	Fischer of	Lange	Reppert
Woodbury	Grundy	Loss	Riley
Balloun	Fisher of	Lutz	Robinson
Bock	Greene	Mahan	Scherle
Breitbart	Frazier	Maule	Shaw
Busch	Gittins	McElroy	Siglin
Camp	Goode	Messerly	Smith of
Carnahan	Graham	Meyer	Dickinson
Carstensen	Grassley	Millen	Sokol
Casey	Hagedorn	Moffitt	Stanley
Chalupa	Hagen	Mowry	Steffen
Coffman	Hagie	Mueller	Stevenson
Crane	Hakes	Murray	Stokes
Cunningham	Halling	Nelson	Strothman
Darrington	Hanson of	Nielsen of	Tabor
Den Herder	Lyon	Emmet	Van Alstine
Dietz	Hanson of	Nielsen of	Vermeer
Doderer	Mitchell	Shelby	Vetter
Dougherty	Hirsch	Olson	Walter
Duffy	Jarvis	Ossian	Wells
Dunton	Johnson	Palas	Wier
Edgington	Kibbie	Petersen of	Winkelman
Ely	Kluever	Dallas	Mr. Speaker
Eveland	Kreager		

The nays were, none.

Absent or not voting, 23:

Anderson of	Meacham	Murphy	Smith of
Ringgold	Mensing	Parker	O'Brien
Baringer	Miller of	Patton	Steele
Briles	Des Moines	Peterson of	Van Nostrand
Denman	Miller of	Woodbury	Worthington
Hougen	Jones	Prine	Wright
Knock	Miller of	Sersland	
Knowles	Page		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 9, a bill for an act to legalize the proceedings of the city council of the city of Ottumwa, Iowa, including all legal notices given, in connection with the authorization for the issuance of

additional Flood Protection Bonds of said city, the proceeds of which will be used to defray the remaining cost of constructing certain flood protection works in said city, was taken up for consideration.

Carnahan of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 86:

Andersen of	Eveland	Lange	Reppert
Woodbury	Frazier	Loss	Riley
Balloun	Fischer of	Lutz	Robinson
Bock	Grundty	Mahan	Scherle
Breitbart	Fisher of	Maule	Shaw
Busch	Greene	McElroy	Siglin
Camp	Gittins	Mensing	Smith of
Carnahan	Goode	Messerly	Dickinson
Carstensen	Graham	Meyer	Sokol
Casey	Hagedorn	Millen	Stanley
Chalupa	Hagen	Moffitt	Steffen
Coffman	Hagie	Mowry	Stevenson
Crane	Hakes	Mueller	Stokes
Cunningham	Halling	Murray	Strothman
Darrington	Hanson of	Nelson	Tabor
Den Herder	Lyon	Nielsen of	Van Alstine
Denman	Hanson of	Emmet	Vermeer
Dietz	Mitchell	Nielsen of	Vetter
Doderer	Hirsch	Shelby	Walter
Dougherty	Jarvis	Olson	Wells
Duffy	Johnson	Ossian	Wier
Dunton	Kibbie	Palas	Winkelman
Edgington	Kluever	Petersen of	Mr. Speaker
Ely	Kreager	Dallas	

The nays were, none.

Absent or not voting, 22:

Anderson of	Meacham	Murphy	Smith of
Ringgold	Miller of	Parker	O'Brien
Baringer	Des Moines	Patton	Steele
Briles	Miller of	Peterson of	Van Nostrand
Grassley	Jones	Woodbury	Worthington
Hougen	Miller of	Prine	Wright
Knock	Page	Sersland	
Knowles			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 11, a bill for an act to legalize and validate renewal articles of incorporation or articles of reincorporation and certificates of renewal of certain corporations not for pecuniary profit, was taken up for consideration.

Nelson of Winnebago moved that the bill be read a last time now

and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 93:

Andersen of	Fischer of	Loss	Peterson of
Woodbury	Grundy	Lutz	Woodbury
Balloun	Fisher of	Mahan	Reppert
Bock	Greene	Maule	Riley
Breitbart	Frazier	McElroy	Robinson
Briles	Gittins	Meacham	Scherle
Busch	Goode	Mensing	Shaw
Camp	Graham	Messerly	Siglin
Carnahan	Hagedorn	Meyer	Smith of
Carstensen	Hagen	Millen	Dickinson
Casey	Hagie	Miller of	Sokol
Chalupa	Hakes	Des Moines	Stanley
Coffman	Halling	Moffitt	Steele
Crane	Hanson of	Mowry	Steffen
Cunningham	Lyon	Mueller	Stevenson
Darrington	Hanson of	Murray	Stokes
Den Herder	Mitchell	Nelson	Strothman
Denman	Hirsch	Nielsen of	Tabor
Dietz	Hougen	Emmet	Van Alstine
Doderer	Jarvis	Nielsen of	Vermeer
Dougherty	Johnson	Shelby	Vetter
Duffy	Kibbie	Olson	Walter
Dunton	Kluever	Ossian	Wells
Edgington	Knowles	Palas	Wier
Ely	Kreager	Petersen of	Winkelman
Eveland	Lange	Dallas	Mr. Speaker

The nays were, none.

Absent or not voting, 15:

Anderson of	Miller of	Parker	Smith of
Ringgold	Jones	Patton	O'Brien
Baringer	Miller of	Prine	Van Nostrand
Grassley	Page	Sersland	Worthington
Knock	Murphy		Wright

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 13, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Glenwood Community School District, in the Counties of Mills and Pottawattamie, State of Iowa, and declaring the boundaries of said school district to be legally established, was taken up for consideration.

Scherle of Mills moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 93:

Andersen of	Fisher of	Lutz	Peterson of
Woodbury	Greene	Mahan	Woodbury
Balloun	Frazier	Maule	Reppert
Bock	Gittins	McElroy	Riley
Breitbart	Goode	Meacham	Robinson
Briles	Graham	Messerly	Scherle
Busch	Grassley	Meyer	Shaw
Camp	Hagedorn	Millen	Siglin
Carnahan	Hagen	Miller of	Smith of
Carstensen	Hagie	Des Moines	Dickinson
Casey	Hakes	Miller of	Sokol
Chalupa	Halling	Jones	Stanley
Coffman	Hanson of	Moffitt	Steele
Crane	Lyon	Mowry	Steffen
Cunningham	Hanson of	Mueller	Stevenson
Darrington	Mitchell	Murray	Stokes
Den Herder	Hirsch	Nelson	Strothman
Denman	Hougen	Nielsen of	Tabor
Dietz	Jarvis	Emmet	Van Alstine
Doderer	Johnson	Nielsen of	Vermeer
Dougherty	Kibbie	Shelby	Vetter
Duffy	Kluever	Olson	Walter
Dunton	Knowles	Ossian	Wells
Edgington	Kreager	Palas	Wier
Ely	Lange	Petersen of	Winkelman
Eveland	Loss	Dallas	Mr. Speaker

The nays were, none.

Absent or not voting, 15:

Anderson of	Knock	Parker	Smith of
Ringgold	Mensing	Patton	O'Brien
Baringer	Miller of	Prine	Van Nostrand
Fischer of	Page	Sersland	Worthington
Grundty	Murphy		Wright

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 15, a bill for an act to legalize and validate the proceedings for the organization, establishment, boundaries, tax levies, and election and tenure of office of the Board of Trustees of the Urbandale Sanitary Sewer District in the Township of Webster, County of Polk, State of Iowa, and declaring said District a duly and legally organized corporate body as provided by law and further declaring all Trustees duly and legally elected and holding office as provided by law, was taken up for consideration.

Denman of Polk offered the following amendment filed by him and moved its adoption:

Amend House File 15, section 4, by striking all of lines three (3), four (4) and five (5) and inserting in lieu thereof the following:

"tion in the Urbandale News-Sun, a newspaper published at Urbandale, Iowa, and in the Highland Park News, a newspaper published at Des Moines, Iowa, all".

Amendment adopted.

Denman of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 94:

Andersen of	Frazier	Maule	Prine
Woodbury	Gittins	McElroy	Reppert
Balloun	Goode	Meacham	Riley
Bock	Graham	Mensing	Robinson
Breibach	Grassley	Messerly	Scherle
Briles	Hagedorn	Meyer	Shaw
Busch	Hagen	Millen	Siglin
Camp	Hagie	Miller of	Smith of
Carnahan	Hakes	Des Moines	Dickinson
Carstensen	Halling	Miller of	Smith of
Casey	Hanson of	Jones	O'Brien
Chalupa	Lyon	Moffitt	Sokol
Coffman	Hanson of	Mowry	Stanley
Cunningham	Mitchell	Mueller	Steffen
Darrington	Hirsch	Nelson	Stevenson
Den Herder	Hougen	Nielsen of	Stokes
Denman	Jarvis	Emmet	Strothman
Dietz	Johnson	Nielsen of	Tabor
Doderer	Kibbie	Shelby	Van Alstine
Dougherty	Kluever	Olson	Vermeer
Duffy	Knowles	Ossian	Vetter
Dunton	Kreager	Palas	Walter
Edgington	Lange	Parker	Wier
Ely	Loss	Petersen of	Winkelman
Eveland	Lutz	Dallas	Worthington
Fisher of	Mahan	Peterson of	Mr. Speaker
Greene		Woodbury	

The nays were, none.

Absent or not voting, 14:

Anderson of	Fischer of	Murphy	Steele
Ringgold	Grundy	Murray	Van Nostrand
Baringer	Knock	Patton	Wells
Crane	Miller of	Sersland	Wright
	Page		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 16, a bill for an act to amend section three hundred three point ten (303.10), Code 1962, relating to disposition of useless documents by the state curator, was taken up for consideration.

Dunton of Keokuk offered the following amendment, filed by Dunton and Edgington, and moved its adoption:

Amend House File 16, section 2, by striking lines three (3), four (4) and five (5) and inserting in lieu thereof the following:

"publication in The What Cheer Patriot-Chronicle, a newspaper published at What Cheer, Iowa, and the Hampton Chronicle, a newspaper published at Hampton, Iowa."

Amendment adopted.

Darrington of Harrison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 100:

Andersen of	Frazier	McElroy	Prine
Woodbury	Gittins	Meacham	Reppert
Balloun	Goode	Mensing	Riley
Bock	Graham	Messerly	Robinson
Breitbart	Grassley	Meyer	Scherle
Briles	Hagedorn	Millen	Shaw
Busch	Hagen	Miller of	Siglin
Camp	Hagie	Des Moines	Smith of
Carnahan	Hakes	Miller of	Dickinson
Carstensen	Halling	Jones	Smith of
Casey	Hanson of	Miller of	O'Brien
Chalupa	Lyon	Page	Sokol
Coffman	Hanson of	Moffitt	Stanley
Crane	Mitchell	Mowry	Steffen
Cunningham	Hirsch	Mueller	Stevenson
Darrington	Hougen	Murray	Stokes
Den Herder	Jarvis	Nelson	Strothman
Denman	Johnson	Nielsen of	Tabor
Dietz	Kibbie	Emmet	Van Alstine
Dougherty	Kluever	Nielsen of	Vermeer
Duffy	Knock	Shelby	Vetter
Dunton	Knowles	Olson	Walter
Edgington	Kreager	Ossian	Wells
Ely	Lange	Palas	Wier
Eveland	Loss	Parker	Winkelman
Fischer of	Lutz	Petersen of	Worthington
Grundy	Mahan	Dallas	Wright
Fisher of	Maule	Peterson of	Mr. Speaker
Greene		Woodbury	

The nays were, none.

Absent or not voting, 8:

Anderson of	Doderer	Patton	Steele
Ringgold	Murphy	Sersland	Van Nostrand
Baringer			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### SENATE AMENDMENT CONSIDERED

Nielsen of Shelby called up for consideration House File 8, a bill for an act to legalize and validate the proceedings of the board of directors of the Harlan Community School District, in the County of Shelby, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district, amended



by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 8 by striking all of section 2 and inserting in lieu thereof the following:

"Sec. 2. This Act shall be in full force and effect on and after June 1, 1964, upon its publication as provided by law in The Harlan News-Advertiser, a newspaper published at Harlan, Iowa, and in The Journal-Herald, a newspaper published at Avoca, Iowa, without expense to the state.

Motion prevailed and the House concurred in the Senate amendment.

Nielsen of Shelby moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

The ayes were, 99:

Andersen of	Frazier	Meacham	Prine
Woodbury	Gittins	Mensing	Reppert
Balloun	Goode	Messerly	Riley
Bock	Graham	Meyer	Robinson
Breitbart	Grassley	Millen	Scherle
Briles	Hagedorn	Miller of	Shaw
Busch	Hagen	Des Moines	Siglin
Camp	Hagie	Miller of	Smith of
Carnahan	Hakes	Jones	Dickinson
Carstensen	Halling	Miller of	Smith of
Casey	Hanson of	Page	O'Brien
Chalupa	Lyon	Moffitt	Sokol
Coffman	Hanson of	Mowry	Stanley
Crane	Mitchell	Mueller	Steffen
Cunningham	Hirsch	Murray	Stevenson
Darrington	Hougen	Nelson	Stokes
Den Herder	Jarvis	Nielsen of	Strothman
Denman	Johnson	Emmet	Tabor
Dietz	Kibbie	Nielsen of	Van Alstine
Dougherty	Kluever	Shelby	Vermeer
Duffy	Knock	Olson	Vetter
Dunton	Knowles	Ossian	Walter
Edgington	Kreager	Palas	Wier
Ely	Lange	Parker	Winkelman
Eveland	Loss	Petersen of	Worthington
Fischer of	Lutz	Dallas	Wright
Grundy	Mahan	Peterson of	Mr. Speaker
Fisher of	Maule	Woodbury	
Greene	McElroy		

The nays were, none.

Absent or not voting, 9:

Anderson of	Doderer	Sersland	Van Nostrand
Ringgold	Murphy	Steele	Wells
Baringer	Patton		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

## HOUSE CONCURRENT RESOLUTION 8

By Hougen, Bock, Messerly, Nelson, Olson, Shaw, Busch,  
Grassley, Edgington, Hagie, Walter, Fischer of Grundy  
and Hansen of Mitchell

*Whereas*, the Honorable H. R. Gross, Congressman from the Third Congressional District of Iowa, has consistently opposed wasteful and extravagant spending by the Federal Government; and

*Whereas*, the Honorable H. R. Gross, vigorously protested United States Senators and Congressmen voting themselves a ten thousand dollar (\$10,000.00) increase in salaries, together with other high office holders of the Federal Government; and

*Whereas*, the Honorable H. R. Gross forced a roll call on bill H. R. 8986, which provided for said increase which resulted in a defeat of the bill; and

*Whereas*, Congressmen Fred Schwengel, James Bromwell, John Kyl, Charles Hoeven, and Ben Jensen, of Iowa, joined the Honorable H. R. Gross, in the defeat of bill H. R. 8986; and

*Whereas*, we are not opposed to just and reasonable increases in salaries of government employees, we nevertheless are in full sympathy and accord with the Honorable H. R. Gross in his stand against Congress voting these extravagant increases for its members and other high government officials; now therefore,

*Be It Resolved by the House of Representatives, the Senate Concurring*, that the General Assembly of the State of Iowa commemorate the Honorable H. R. Gross, Fred Schwengel, James Bromwell, John Kyl, Charles Hoeven and Ben Jensen for the astute action taken by them in defeating bill H. R. 8986.

*Be It Further Resolved*, that a copy of this resolution be sent to the Honorable H. R. Gross and the honorable congressmen from Iowa hereinabove named.

Laid over under Rule 25.

## REPORT OF COMMITTEE

Cunningham of Story, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations to whom was referred House File 17, a bill for an act to appropriate funds from the general fund of the State of Iowa to the Conservation Commission for purchase of additional forest lands from the federal government, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same *do pass*.

RAY C. CUNNINGHAM, *Chairman*.

## AMENDMENT FILED

- 1 Amend the Petersen, Baringer and Dunton amendment to
- 2 House File 10 filed March 13 as follows:
- 3 1. By striking the word "Four" in line twenty-one (21)
- 4 and inserting in lieu thereof the word "Two".
- 5 2. By striking from line twenty-four (24) the words
- 6 "The other three (3)" and all of lines 25 through 34 and
- 7 inserting in lieu thereof the following: "The other member

- 8 to be appointed shall represent the general public, and shall  
9 not be an official board member or trustee of an institution  
10 of higher learning or of an associaion of such institutions.  
11 "The members of the commission appointed by the governor  
12 shall serve for a term of four years, but the terms of the two  
13 initial appointees shall be as follows:  
14 One member shall serve from the date of appointment to  
15 June 30, 1965, and one member shall serve from the date of  
16 appointment to June 30, 1967."

EDGINGTON of Franklin.

On motion by Mowry of Marshall, the House adjourned until  
10:00 a.m., Thursday, March 19, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, THURSDAY, MARCH 19, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Robert Jones, pastor of the Henderson Christian Church and Elliott Christian Church, Elliott, Iowa.

The Journal of March 18 was approved.

## PRESENTATION OF VISITORS

Gittins of Pottawattamie for Coffman of Iowa presented to the House thirteen high school students of Middle Amana School, accompanied by their superintendent, Mr. Selzer, and their principal, Mr. Morgan.

Riley of Linn presented to the House twenty-five students from Lutheran Church of the Resurrection, Marion, Iowa, and their pastor, Reverend William Biedermann.

Steffen of Chickasaw presented to the House a group of students from Turkey Valley School accompanied by their superintendent, Keith O'Connell, and chaperones, Don Kuehner and Mark Becker.

Messerly of Black Hawk presented to the House seventy students of St. Edwards School accompanied by Sister Landal, Sister Maria DelRey and Father Conally.

Breitbach of Dubuque presented to the House Ken Zehentner, John Decker and Glenn Dement of Loras College, Dubuque.

Fisher of Greene presented to the House fourteen students of Grundy Center School accompanied by their teacher, Marvin Ott.

Kluever of Cass presented to the House three students of Atlantic Community School District accompanied by their parents, Dr. and Mrs. Dwain Wilcox.

Walter of Hardin presented to the House Reverend Russell Wilson, associate minister of the First Methodist Church of Waterloo and an appointee to the Board of Control.

Walter of Hardin presented to the House Mr. Hu Shou Hsu of Taeipei, Taiwan, counselor to the Republic of China. Mr. Hsu

is a United Nations Fellow visiting the United States in the interest of intergovernmental relations.

Reppert of Polk presented to the House American Field Service students: Akiko Saito of Japan; Birgitta Lindquist of Sweden; Andy Peixoto of Brazil; Edmund Dano's; Geoff Williams of Australia; Flor Aguilar of Costa Rica; Gunilla Lundstrom of Sweden.

Reppert of Polk presented to the House the Honorable John Andrews, former member of the House from Polk County in the Fifty-sixth and Fifty-seventh General Assemblies.

#### ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 17, under Rule 35.

#### SENATE MESSAGE CONSIDERED

Senate File 13, a bill for an act relating to the cost of printing the official election ballot.

Read first time and referred to committee on printing.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the conference committee report and the amendments contained therein and passed Senate File 1, a bill for an act to provide for representation in the Senate and House of Representatives in the Sixty-first General Assembly and thereafter.

CARROLL A. LANE,  
*Secretary of the Senate.*

#### CONSIDERATION OF BILLS

House File 10, a bill for an act to establish a commission as the state agency to administer a plan for higher education facilities and to qualify for federal funds available to the State of Iowa, with report of committee recommending amendment and passage, was taken up for consideration.

Hagie of Wright asked and received unanimous consent to withdraw the amendment filed by the committee on institutions of higher learning on March 11 and found on pages 108 and 109 of the House Journal, and the amendment filed by Baringer, et al., on March 11 and found on page 110 of the House Journal.

Smith of O'Brien in the chair at 10:39 a.m.

Petersen of Dallas offered the following amendment filed by Petersen, Baringer and Dunton:

Amend House File 10 by striking all of sections one (1) and two (2) and inserting in lieu thereof the following:

Section 1. There is hereby created a commission to be known as the

Higher Education Facilities Commission of the state of Iowa. Membership of the commission shall be as follows:

1. A member of the state board of regents to be named by the board, or the secretary thereof if so appointed by the board, who shall serve for a four-year term or until the expiration of his term of office.

2. The superintendent of public instruction.

3. A member of the state advisory committee for vocational education to be named by the said committee who shall serve for a four-year term or until the expiration of his term of office.

4. A member of the Senate to be appointed by the lieutenant governor who shall serve for a term of two years.

5. A member of the House of Representatives to be appointed by the Speaker of the House who shall serve for a term of two years.

6. Four additional members to be appointed by the governor. One of such members shall be selected to represent private colleges, private universities and private junior colleges located in the state of Iowa. The other three (3) such members, none of whom shall be official board members or trustees of an institution of higher learning or of an association of such institutions, shall be selected to represent the general public.

The members of the commission appointed by the governor shall serve for a term of four years, but the terms of the four initial appointees shall be as follows:

Two (2) members shall serve from the date of appointment to June 30, 1965, and two (2) members shall serve from the date of appointment to June 30, 1967.

Vacancies on the commission shall be filled for the unexpired term of such vacancies in the same manner as the original appointment.

Further amend House File 10 by renumbering the subsequent sections.

Further amend House File 10 by striking from the last section the words " , without expense to the state of Iowa".

Speaker Naden in the chair at 10:45 a.m.

Stanley of Muscatine offered the following amendment, filed by Stanley and Baringer, and moved its adoption:

Amend the Petersen-Baringer-Dunton amendment (filed March 13, 1964) to House File 10 by inserting the following after the period in line 24:

"When appointing such one member, the governor shall give careful consideration to any person or persons nominated or recommended by any organization or association of some or all private colleges, private universities and private junior colleges located in the State of Iowa."

Amendment to the amendment adopted.

Miller of Page offered the following amendment to the Petersen, et al., amendment and moved its adoption:

Amend the amendment to House File 10 filed March 13 by Petersen of Dallas, Baringer and Dunton by inserting at the end of line ten (10) the following: "Such member shall convene the organizational meeting of the commission."

Amendment to the amendment adopted.

Eveland of Boone offered the following amendment filed by Eveland, et al., and moved its adoption:

Amend the Petersen of Dallas, et al., amendment to House File 10 filed March 13, 1964, as follows:

1. By striking the words, "lieutenant governor" in line 17 and inserting in lieu thereof the word, "governor".
2. By striking the words, "speaker of the House" in line 19 and inserting in lieu thereof the word "governor".

Roll call was requested.

On the question "Shall the amendment to the amendment be adopted?"

The ayes were, 29:

Anderson of	Dunton	Mahan	Nielsen of
Ringgold	Ely	Maule	Emmet
Breitbach	Eveland	Meacham	Palas
Carnahan	Hagedorn	Miller of	Reppert
Casey	Hanson of	Des Moines	Steffen
Denman	Lyon	Mueller	Stevenson
Doderer	Kibbie	Murphy	Tabor
Dougherty	Loss	Murray	Worthington
Duffy			

The nays were, 74:

Andersen of	Goode	Millen	Scherle
Woodbury	Grassley	Miller of	Sersland
Balloun	Hagen	Jones	Shaw
Baringer	Hagie	Miller of	Siglin
Bock	Hakes	Page	Smith of
Briles	Halling	Moffitt	Dickinson
Busch	Hanson of	Mowry	Smith of
Camp	Mitchell	Nelson	O'Brien
Carstensen	Hirsch	Nielsen of	Sokol
Chalupa	Hougen	Shelby	Stanley
Crane	Jarvis	Olson	Steele
Cunningham	Johnson	Ossian	Stokes
Darrington	Kluever	Parker	Strothman
Den Herder	Knock	Patton	Van Alstine
Dietz	Knowles	Petersen of	Van Nostrand
Edgington	Kreager	Dallas	Vermeer
Fischer of	Lange	Peterson of	Vetter
Grundy	Lutz	Woodbury	Walter
Fisher of	McElroy	Prine	Wier
Greene	Mensing	Riley	Winkelman
Frazier	Messerly	Robinson	Wright
Gittins			

Absent or not voting, 5:

Coffman	Meyer	Wells	Mr. Speaker
Graham			

Amendment to the amendment lost.

Edgington of Franklin offered the following amendment filed by him and moved its adoption:

Amend the Petersen, Baringer and Dunton amendment to House File 10 filed March 13 as follows:

1. By striking the word "Four" in line twenty-one (21) and inserting in lieu thereof the word "Two".
2. By striking from line twenty-four (24) the words "The other three

(3)" and all of lines 25 through 34 and inserting in lieu thereof the following: "The other member to be appointed shall represent the general public, and shall not be an official board member or trustee of an institution of higher learning or of an association of such institutions.

"The members of the commission appointed by the governor shall serve for a term of four years, but the terms of the two initial appointees shall be as follows:

One member shall serve from the date of appointment to June 30, 1965, and one member shall serve from the date of appointment to June 30, 1967."

Roll call was requested.

On the question "Shall the amendment be adopted?"

The ayes were, 30:

Balloun	Halling	Patton	Smith of
Briles	Hougen	Peterson of	O'Brien
Busch	Kluever	Woodbury	Sokol
Crane	Mensing	Prine	Steele
Edgington	Messerly	Sersland	Stokes
Fischer of	Nelson	Shaw	Strothman
Grundty	Nielsen of	Smith of	Walter
Grassley	Shelby	Dickinson	Wells
Hagen	Ossian		Wright

The nays were, 68:

Andersen of	Ely	Lange	Olson
Woodbury	Eveland	Loss	Palas
Anderson of	Fisher of	Lutz	Parker
Ringgold	Greene	Mahan	Petersen of
Baringer	Gittins	Maule	Dallas
Bock	Graham	McElroy	Reppert
Breithach	Hagedorn	Meacham	Riley
Camp	Hagie	Millen	Siglin
Carnahan	Hakes	Miller of	Stanley
Carstensen	Hanson of	Des Moines	Steffen
Casey	Lyon	Miller of	Stevenson
Chalupa	Hanson of	Jones	Tabor
Cunningham	Mitchell	Miller of	Van Alstine
Den Herder	Hirsch	Page	Van Nostrand
Denman	Jarvis	Moffitt	Vermeer
Dietz	Johnson	Mueller	Vetter
Doderer	Kibbie	Murphy	Wier
Dougherty	Knock	Murray	Worthington
Duffy	Knowles	Nielsen of	
Dunton	Kreager	Emmet	

Absent or not voting, 10:

Coffman	Goode	Robinson	Winkelman
Darrington	Meyer	Scherle	Mr. Speaker
Frazier	Mowry		

Amendment lost.

Dunton of Keokuk offered the following amendment filed by him and moved its adoption:

Amend House File 10, section 6, by striking lines three (3), four (4) and five (5) and inserting in lieu thereof the following:

"in The Sigourney News-Review, a newspaper published at Sigourney,



Iowa, and The Fayette County Union, a newspaper published at West Union, Iowa."

Amendment adopted.

Petersen of Dallas moved the adoption of his amendment as amended.

Amendment as amended adopted.

Halling of Adair offered the following amendment filed by him and moved its adoption:

Amend House File 10, section 3, as follows:

1. By striking from line seven (7), subsection 1, the words "together with any amendments thereto".

2. By striking from line three (3), subsection 2, the words "together with any amendments thereto".

3. By striking from line four (4), subsection 3, the words "together with any amendments thereto".

Roll call was requested.

On the question "Shall the amendment be adopted?"

The ayes were, 10:

Briles	Goode
Fischer of	Graham
Grundy	Grassley

Halling
Hanson of
Lyon

Messerly
Patton
Wells

The nays were, 86:

Andersen of	Fisher of
Woodbury	Greene
Anderson of	Frazier
Ringgold	Gittins
Baringer	Hagedorn
Bock	Hagen
Breitbart	Hagie
Busch	Hakes
Camp	Hanson of
Carnahan	Mitchell
Carstensen	Hirsch
Casey	Jarvis
Chalupa	Johnson
Crane	Kibbie
Cunningham	Kluever
Den Herder	Knock
Denman	Knowles
Dietz	Kreager
Doderer	Lange
Dougherty	Loss
Duffy	Lutz
Dunton	Mahan
Ely	Maule
Eveland	McElroy
	Meacham

Mensing
Millen
Miller of
Des Moines
Miller of
Page
Moffitt
Mowry
Mueller
Murray
Nelson
Nielsen of
Emmet
Nielsen of
Shelby
Olson
Ossian
Palas
Parker
Petersen of
Dallas
Peterson of
Woodbury
Prine

Reppert
Riley
Robinson
Scherle
Sersland
Siglin
Smith of
Dickinson
Sokol
Stanley
Steffen
Stevenson
Stokes
Strothman
Tabor
Van Alstine
Van Nostrand
Vermeer
Vetter
Walter
Wier
Winkelman
Worthington
Mr. Speaker

Absent or not voting, 12:

Balloun	Hougen
Coffman	Meyer
Darrington	Miller of
Edgington	Jones

Murphy
Shaw
Smith of
O'Brien

Steele
Wright

Amendment lost.

Knock of Union moved the previous question on the bill.

The motion having failed to receive a two-thirds majority lost.

Petersen of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.

On the question "Shall the bill pass?"

The ayes were, 100:

Andersen of	Fisher of	Meacham	Reppert
Woodbury	Greene	Mensing	Riley
Anderson of	Frazier	Messerly	Robinson
Ringgold	Gittins	Millen	Scherle
Balloun	Goode	Miller of	Sersland
Baringer	Graham	Des Moines	Shaw
Bock	Hagedorn	Miller of	Siglin
Breitbart	Hagen	Page	Smith of
Briles	Hagie	Moffitt	Dickinson
Busch	Hakes	Mowry	Smith of
Camp	Hanson of	Mueller	O'Brien
Carnahan	Lyon	Murphy	Sokol
Carstensen	Hanson of	Murray	Stanley
Casey	Mitchell	Nelson	Steele
Chalupa	Hirsch	Nielsen of	Steffen
Crane	Hougen	Emmet	Stevenson
Cunningham	Jarvis	Nielsen of	Stokes
Darrington	Johnson	Shelby	Strothman
Den Herder	Kibbie	Olson	Tabor
Denman	Cluever	Ossian	Van Alstine
Dietz	Knock	Palas	Van Nostrand
Doderer	Knowles	Parker	Vermeer
Dougherty	Kreager	Patton	Vetter
Duffy	Lange	Petersen of	Walter
Dunton	Loss	Dallas	Wier
Edgington	Lutz	Peterson of	Winkelman
Ely	Mahan	Woodbury	Worthington
Eveland	Maule	Prine	Mr. Speaker
	McElroy		

The nays were, 4:

Fischer of	Grassley	Halling	Wells
Grundy			

Absent or not voting, 4:

Coffman	Meyer	Miller of	Wright
		Jones	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 18, 1964, he signed Senate Files 4 and 6.

## AMENDMENTS FILED

- 1 Amend House Joint Resolution 3 by striking all after the
- 2 enacting clause, and inserting in lieu thereof the contents
- 3 of House Joint Resolution 4.

REPPERT of Polk.

- 1 Amend House Joint Resolution 3 as follows:

- 2 1. By striking from line nine (9) the word "fifty-three (53)"
- 3 and inserting in lieu thereof the word "fifty-four (54)".
- 4 2. By striking all of lines thirty-two (32) through sixty-
- 5 four (64) and inserting in lieu thereof the following:
- 6 "21st District.....Jasper county
- 7 "22nd District.....Poweshiek and Iowa counties
- 8 "23rd District.....Tama and Benton counties
- 9 "24th District.....Johnson county
- 10 "25th District.....Cedar and Clinton counties
- 11 "26th District.....Scott county
- 12 "27th District.....Jackson and Jones counties
- 13 "28th District.....Linn county
- 14 "29th District.....Marshall and Grundy counties
- 15 "30th District.....Boone and Story counties
- 16 "31st District.....Carroll and Greene counties
- 17 "32nd District.....Crawford and Monona counties
- 18 "33rd District.....Woodbury county
- 19 "34th District.....Ida and Sac counties
- 20 "35th District.....Calhoun and Webster counties
- 21 "36th District.....Hamilton and Hardin counties
- 22 "37th District.....Black Hawk county
- 23 "38th District.....Buchanan and Delaware counties
- 24 "39th District.....Dubuque county
- 25 "40th District.....Butler and Bremer counties
- 26 "41st District.....Wright and Franklin counties
- 27 "42nd District.....Buena Vista and Pocahontas counties
- 28 "43rd District.....Plymouth and Cherokee counties
- 29 "44th District.....Lyon and Sioux counties
- 30 "45th District.....Osceola and O'Brien counties
- 31 "46th District.....Clay and Dickinson counties
- 32 "47th District.....Emmet and Palo Alto counties
- 33 "48th District.....Kossuth and Humboldt counties
- 34 "49th District.....Hancock and Cerro Gordo counties
- 35 "50th District.....Winnebago and Worth counties
- 36 "51st District.....Floyd and Chickasaw counties
- 37 "52nd District.....Mitchell and Howard counties
- 38 "53rd District.....Fayette and Winneshiek counties
- 39 "54th District.....Clayton and Allamakee counties"

MEACHAM of Poweshiek.

- 1 Amend the committee amendment to House Joint Resolution 3,
- 2 filed March 11, 1964, by striking from line six (6) the word
- 3 "fifty-three (53)" and inserting in lieu thereof the word
- 4 "fifty-four (54)".

MEACHAM of Poweshiek.

- 1 Amend House Joint Resolution 3 by striking lines
- 2 eighteen (18), nineteen (19) and twenty (20) and inserting
- 3 in lieu thereof the following:

4	"7th District.....	Adams and Montgomery counties
5	8th District.....	Page and Taylor counties
6	9th District.....	Mills and Fremont counties"
		SCHERLE of Mills.
		MCELROY of Fremont.
		OSSIAN of Montgomery.

On motion by Mowry of Marshall, the House adjourned until 10:00 a.m., Friday, March 20, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FRIDAY, MARCH 20, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Howard G. Eicher, pastor of the First Baptist Church, Boone, Iowa.

The Journal of March 19 was approved.

## PRESENTATION OF VISITORS

Loss of Kossuth presented to the House eight students of Algona High School accompanied by Mr. and Mrs. Egle of Algona.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Frazier of Lee on request of Carnahan of Wapello; McElroy of Fremont on request of Olson of Cerro Gordo; Scherle of Mills on request of Ossian of Montgomery; Andersen of Woodbury on request of Hanson of Lyon; Palas of Clayton and Moffitt of Appanoose on request of Parker of Buchanan; Hirsch of Warren and Jarvis of Buena Vista on request of Graham of Ida; Mueller of Worth on request of Nielsen of Emmet; Hagie of Wright and Edgington of Franklin on request of Prine of Mahaska; Vetter of Washington on request of Millen of Van Buren; Wells of Taylor and Hagen of Allamakee on request of Sersland of Winneshiek; Mensing of Cedar and Halling of Adair on request of Mowry of Marshall; Messerly of Black Hawk on request of Stevenson of Howard; Vermeer of Marion on request of Den Herder of Sioux.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 4, a bill for an act relating to labeling of imported meats.

CARROLL A. LANE, *Secretary*.

## CONSIDERATION OF BILLS

Senate File 11, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of control the sum of one hundred ninety-seven thousand eight hundred (197,800) dollars to participate in construction of sewer facilities for the Iowa State Penitentiary, Fort Madison, Iowa, and for the mens' reformatory

at Anomosa, Iowa, with report of committee recommending passage, was taken up for consideration.

Loss of Kossuth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 81:

Anderson of	Eveland	Meyer	Riley
Ringgold	Fischer of	Millen	Robinson
Balloun	Grundy	Miller of	Sersland
Baringer	Fisher of	Des Moines	Shaw
Bock	Greene	Miller of	Siglin
Breitbart	Goode	Jones	Smith of
Briles	Graham	Miller of	Dickinson
Camp	Hagedorn	Page	Smith of
Carnahan	Hakes	Mowry	O'Brien
Carstensen	Hanson of	Murray	Sokol
Casey	Lyon	Nielsen of	Stanley
Chalupa	Hanson of	Emmet	Steffen
Coffman	Mitchell	Nielsen of	Stevenson
Crane	Hougen	Shelby	Stokes
Cunningham	Johnson	Olson	Strothman
Darrington	Kluever	Ossian	Tabor
Den Herder	Knock	Parker	Van Alstine
Denman	Knowles	Patton	Walter
Dietz	Kreager	Petersen of	Wier
Doderer	Lange	Dallas	Winkelman
Dougherty	Loss	Peterson of	Worthington
Duffy	Mahan	Woodbury	Wright
Dunton	Maule	Prine	Mr. Speaker
Ely	Meacham	Reppert	

The nays were, none.

Absent or not voting, 27:

Andersen of	Hagen	McElroy	Palas
Woodbury	Hagie	Mensing	Scherle
Busch	Halling	Messerly	Steele
Edgington	Hirsch	Moffitt	Van Nostrand
Frazier	Jarvis	Mueller	Vermeer
Gittins	Kibbie	Murphy	Vetter
Grassley	Lutz	Nelson	Wells

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 17, a bill for an act to appropriate funds from the general fund of the State of Iowa to the conservation commission for purchase of additional forest lands from the federal government, with report of committee recommending passage, was taken up for consideration.

Kreager of Jasper moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 79:

Anderson of	Fischer of	Meyer	Reppert
Ringgold	Grundy	Millen	Riley
Baringer	Fisher of	Miller of	Robinson
Bock	Greene	Des Moines	Sersland
Breitbach	Goode	Miller of	Shaw
Briles	Graham	Jones	Siglin
Camp	Hagedorn	Miller of	Smith of
Carnahan	Hakes	Page	Dickinson
Carstensen	Hanson of	Mowry	Smith of
Casey	Lyon	Murray	O'Brien
Chalupa	Hanson of	Nielsen of	Stanley
Coffman	Mitchell	Emmet	Sokol
Crane	Hougen	Nielsen of	Steffen
Cunningham	Johnson	Shelby	Stevenson
Darrington	Cluever	Olson	Stokes
Den Herder	Knock	Ossian	Strothman
Denman	Knowles	Parker	Tabor
Dietz	Kreager	Patton	Van Alstine
Doderer	Lange	Petersen of	Walter
Dougherty	Loss	Dallas	Wier
Duffy	Mahan	Peterson of	Winkelman
Dunton	Maule	Woodbury	Wright
Ely	Meacham	Prine	Mr. Speaker
Eveland			

The nays were, none.

Absent or not voting, 29:

Andersen of	Hagen	Mensing	Scherle
Woodbury	Hagie	Messerly	Steele
Balloun	Halling	Moffitt	Van Nostrand
Busch	Hirsch	Mueller	Vermeer
Edgington	Jarvis	Murphy	Vetter
Frazier	Kibbie	Nelson	Wells
Gittins	Lutz	Palas	Worthington
Grassley	McElroy		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 10, a bill for an act to authorize cities and towns to purchase and acquire sewage works and facilities, including an interest in the works and facilities owned by another city or town which are to be jointly used by the respective municipalities, and to issue bonds therefor, with report of committee recommending passage, was taken up for consideration.

Riley of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 78:

Anderson of	Eveland	Meacham	Reppert
Ringgold	Fischer of	Millen	Riley
Balloun	Grundy	Miller of	Sersland
Baringer	Fisher of	Des Moines	Siglin
Bock	Greene	Miller of	Shaw
Brettbach	Goode	Jones	Smith of
Briles	Graham	Miller of	Dickinson
Camp	Hagedorn	Page	Smith of
Carnahan	Hakes	Mowry	O'Brien
Carstensen	Hanson of	Murray	Sokol
Casey	Lyon	Nielsen of	Stanley
Chalupa	Hanson of	Emmet	Steele
Coffman	Mitchell	Nielsen of	Steffen
Crane	Hougen	Shelby	Stevenson
Cunningham	Johnson	Olson	Stokes
Darrington	Kluever	Ossian	Strothman
Den Herder	Knock	Parker	Tabor
Denman	Knowles	Patton	Van Alstine
Dietz	Kreager	Petersen of	Walter
Doderer	Lange	Dallas	Wier
Dougherty	Loss	Peterson of	Winkelman
Dunton	Mahan	Woodbury	Wright
Ely	Maule	Prine	Mr. Speaker

The nays were, none.

Absent or not voting, 30:

Andersen of	Hagen	Mensing	Robinson
Woodbury	Hagie	Messerly	Scherle
Busch	Halling	Meyer	Van Nostrand
Duffy	Hirsch	Moffitt	Vermeer
Edgington	Jarvis	Mueller	Vetter
Frazier	Kibbie	Murphy	Wells
Gittins	Lutz	Nelson	Worthington
Grassley	McElroy	Palas	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 9, a bill for an act to require a statement of the taxpayer's resident school district on his state income tax return, with report of committee recommending passage, was taken up for consideration.

Riley of Linn offered the following amendment filed by him:

Amend House File 9, section 1, by striking all after the period in line eight (8), and by striking all of line nine (9) and line ten (10) to and including the period therein.

Petersen of Dallas moved that House File 9 be deferred and that the bill retain its place on the calendar.

Motion prevailed.

The following communication is on file in the office of the Chief Clerk:



DEPARTMENT OF AGRICULTURE  
Office of the Secretary  
WASHINGTON

March 18, 1964.

Mr. William R. Kendrick,  
Chief Clerk of the House,  
Iowa State General Assembly,  
Des Moines, Iowa.

Dear Mr. Kendrick:

Your House Concurrent Resolution 3, addressed to the President, has been referred to me for reply.

The problems faced by cattlemen over the past year have been particularly difficult. Imports of beef and veal in 1963 were 234 million pounds higher than in 1962 and our domestic production rose by 1,049 million pounds. These two factors increased our domestic supply of beef and veal by more than one and a quarter billion pounds or by over seven percent compared with 1962. Normally American consumers increase their consumption of beef and veal by about four percent from one year to the next. But in 1963 consumers were asked to almost double this rate of increase. They responded by consuming over 100 pounds per person during 1963—a new all-time record—but the record supply of beef and veal placed on the market also drove cattle prices to their lowest level since 1957. The increase in domestic production alone would have brought about a substantial price drop, and prices declined even further because of the increases in imports.

In view of these developments, it was agreed that action was needed to limit imports of beef and veal and particularly to prevent further unrestricted increases as we have experienced over the past several years.

In negotiating the recent agreements with Australia and New Zealand, the Departments of State and Agriculture made full use of existing authority. Under existing legislation, we were faced with the choice of either continued uncontrolled increases in U. S. beef imports or of securing agreements from exporting countries such as Australia to voluntarily limit their shipments to the United States. The second course was chosen.

Under the new agreements, beef imports this year are expected to be about six percent below 1963. Without the agreements, imports would have increased about 10 percent. This falls short of accomplishment of the results desired by many cattle producers. Nevertheless, these agreements will be of distinct benefit to our cattle industry in 1964 and in the years ahead. Australia, for example, in 1962 increased its shipments to the United States by 89 percent over 1961. In 1963, shipments showed a further increase of 17 percent over 1962. Cattle experts who have been in Australia recently agree that shipments from Australia to the U. S. would continue to expand by 10 percent or more each year. Under the agreement, imports from Australia in 1966 cannot exceed 582 million pounds; they might have reached 750 million pounds or more by 1966 without the agreement.

The agreements also mark an important step forward in a common effort to lower trade restrictions imposed on meat imports by a number of major importing countries such as the Common Market, Japan, and the United Kingdom. If this can be done, it will benefit United States cattlemen because beef and veal which otherwise would have come to the United States will instead be shipped to other countries. This will also benefit American agriculture generally by improving the prospects for increasing our exports of wheat, feed grains, oilseeds, and livestock products such as lard.

We are also taking other actions to help bring cattle prices back to reasonable levels. Canned beef purchases for distribution to needy families have been stepped up. Frozen choice grade beef is being purchased for use in the school lunch and other food programs.

In addition, we will soon begin an expanded promotion program in co-operation with the food industry to encourage people to buy more beef. Today, as in the past, beef is one of the best buys a housewife can make at the grocery store or supermarket. We hope to encourage her to buy it more often in the weeks ahead. This will contribute directly to stronger cattle prices.

This administration also is taking action in another area that is often overlooked. In 1954, the difference between the price received by the farmer and the price paid by the housewife for beef was about 24 cents a pound. Today the spread has increased to 36 cents. We are seeking to discover the facts back of this change through a special commission to study the market power exercised by various segments of the food marketing system—particularly the concentration of buying power in corporate and voluntary chains. We hope the Congress will act favorably upon the President's request for establishment of such a commission.

Sincerely yours,

ORVILLE L. FREEMAN, *Secretary.*

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House File 8 and Senate Files 1, 8, and 9.

FRED E. WIER,  
*Chairman House Committee.*  
KENNETH BENDA,  
*Chairman Senate Committee.*

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House File 8 and Senate Files 1, 8 and 9.

#### BILL SENT TO THE GOVERNOR

Wier of Louisa, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on the 20th day of March, 1964, sent to the Governor for his approval: House File 8.

FRED E. WIER, *Chairman.*

Report adopted.

## AMENDMENTS FILED

1 Amend House Joint Resolution 3 as follows:

2 1. Amend by striking from section one (1), line sixty-one  
3 (61), the word "Chickasaw" and inserting in lieu thereof the  
4 word "Mitchell".

5 2. Amend by striking from section one (1), line sixty-two  
6 (62), the word "Mitchell" and inserting in lieu thereof the  
7 word "Chickasaw".

STEFFEN of Chickasaw.

STEVENSON of Howard.

1 Amend House Joint Resolution 3, section 1, by striking  
2 the comma at the end of line one hundred twenty-two (122)  
3 and inserting in lieu thereof a period and by striking all  
4 of line one hundred twenty-three (123).

RILEY of Linn.

1 Amend House Joint Resolution 3 as follows:

2 1. By striking from line sixteen (16) the word "Clarke" and  
3 inserting in lieu thereof the word "Ringgold".

4 2. By striking from line seventeen (17) the word "Ringgold"  
5 and inserting in lieu thereof the word "Clarke".

ANDERSON of Ringgold.

LUTZ of Clarke.

1 Amend House Joint Resolution 3 by striking all after the  
2 resolving clause and inserting in lieu thereof, the following:

3 Section 1. The following amendment to the constitution  
4 of the State of Iowa is hereby proposed:

5 Section six (6) of article three (III), sections  
6 thirty-four (34), thirty-five (35), and thirty-six (36) of  
7 article three (III) as adopted by amendment in nineteen hundred  
8 four (1904), the amendment to section thirty-four (34) of article  
9 three (III) as adopted in nineteen hundred twenty-eight (1928),  
10 and section thirty-seven (37) of article three (III) of the  
11 constitution of the State of Iowa are hereby repealed and the  
12 following is hereby adopted in lieu thereof:

13 "Section 34. The senate shall consist of not less than  
14 fifty-five (55) and not more than fifty-seven (57) senators.  
15 However, if at any time such limitation would make it impossible  
16 to comply with any other provision of this section, the number  
17 of senators may be increased or decreased to the extent necessary  
18 to comply with all other provisions of this section.

19 "Any county having at least one and one-half per cent  
20 ( $1\frac{1}{2}\%$ ) of the state population shall be a senatorial district  
21 and shall be entitled to one (1) senator. In addition, each  
22 senatorial district having a total population equal to or  
23 greater than three and one-half per cent ( $3\frac{1}{2}\%$ ) of the state  
24 population shall be entitled to a second senator plus one  
25 additional senator for each additional three and one-half  
26 per cent ( $3\frac{1}{2}\%$ ) of the state population.

27 "Each county having less than one and one-half per cent  
28 ( $1\frac{1}{2}\%$ ) of the state population shall be joined in a senatorial  
29 district with one or two other counties each of which has less  
30 than one and one-half per cent ( $1\frac{1}{2}\%$ ) of the state population.  
31 No senatorial district shall include more than three (3)

32 counties. No two-county or three-county senatorial district  
33 shall have more than twice as much population as any other two-  
34 county or three-county senatorial district; provided, however,  
35 that reasonable exceptions to this provision may be made when  
36 its application would be impracticable. Each two-county or  
37 three-county district shall be entitled to one (1) senator.

38 "As nearly as possible, one-half ( $\frac{1}{2}$ ) of the senators  
39 shall be elected every two years. In any senatorial district  
40 having two (2) or more senators, such senators shall be  
41 elected in alternating general elections so that the terms of  
42 such senators shall not all expire in the same year.

43 "Section 35. The house of representatives shall consist  
44 of not less than one hundred eight (108) and not more than one  
45 hundred fifteen (115) representatives.

46 "Representative districts shall be formed and representa-  
47 tives shall be apportioned on the basis of population. Each  
48 representative district shall be entitled to one (1) or more  
49 representatives, in accordance with its population.

50 "Each representative district shall consist of one or  
51 more whole counties. Any county having at least one and  
52 one-half per cent of the state population shall be a  
53 representative district.

54 "The number of representatives apportioned to each of the  
55 following three groups of representative districts shall be in  
56 direct proportion to the total population of each of such three groups  
57 of representative districts, except that a variation of not  
58 more than one (1) representative more or less than the  
59 correct number of representatives for any such group shall  
60 be permitted. Such three groups of representative districts  
61 are: (1) a group including each representative district which  
62 has at least three and one-half per cent ( $3\frac{1}{2}\%$ ) of the  
63 state population; (2) a group including each representative  
64 district which has at least one and one-half per cent ( $1\frac{1}{2}\%$ )  
65 but less than three and one-half per cent ( $3\frac{1}{2}\%$ ) of the  
66 state population; and (3) a group including each representative  
67 district which has less than one and one-half per cent ( $1\frac{1}{2}\%$ )  
68 of the state population.

69 "Section 36. All congressional, senatorial, and  
70 representative districts composed of two or more counties  
71 shall be compact and contiguous. No county shall be divided  
72 in forming any such district. However, senatorial and  
73 representative districts shall be divided into subdistricts  
74 to the extent provided in this section.

75 "In any representative district entitled to three  
76 (3) representatives, the entire district shall elect one (1)  
77 representative, and the district shall be divided into two  
78 (2) representative subdistricts each of which shall elect  
79 one (1) representative.

80 "In any representative district entitled to four  
81 (4) or more representatives, the entire district shall elect  
82 two (2) representatives, and the remaining representatives  
83 shall be elected from representative subdistricts. The  
84 district shall be divided into a number of representative sub-  
85 districts equal to the number of representatives to which  
86 the district is entitled less two (2). Each such subdistrict

87 shall elect one (1) representative.

88 "Representative subdistricts shall be compact and  
89 contiguous, and shall follow the boundaries of voting precincts  
90 if possible. No representative subdistrict shall have a  
91 population more than ten per cent (10%) greater than the  
92 population of any other representative subdistrict in the  
93 same representative district.

94 "All provisions of this section on representative  
95 districts, representative subdistricts, and representatives  
96 shall apply with equal force to senatorial districts, sena-  
97 torial subdistricts, and senators.

98 "Counties and areas joined only at the point of a  
99 corner shall not be regarded as contiguous.

100 "Unless the context clearly indicates otherwise,  
101 all references to "population" in this article as amended  
102 mean population as shown by the most recent United States  
103 decennial census.

104 "Section 37. Promptly after the adoption of this  
105 amendment, and promptly after each United States decennial  
106 census thereafter, the general assembly shall by law redistrict  
107 the state into senatorial and representative districts and  
108 subdistricts as provided in this article as amended.

109 "The first redistricting shall be done in a special  
110 session of the general assembly which shall be convened by  
111 the governor within sixty (60) days after the adoption of  
112 this amendment.

113 "Thereafter, redistricting shall be done in the  
114 regular session of the general assembly in the year 1971 and  
115 each ten (10) years thereafter. However, if the necessary  
116 information from the United States decennial census in the  
117 preceding year is not available before the adjournment of  
118 such regular session, the redistricting shall be done in the  
119 first regular session of the general assembly held after  
120 such necessary information becomes available.

121 "Each senator shall be allowed to serve during the  
122 entire term for which he shall have been elected, even if the  
123 district which shall have elected him is changed or eliminated  
124 by redistricting. In any redistricting law the general  
125 assembly may provide for the transition from the existing  
126 senatorial districts and apportionment to the new senatorial  
127 districts and apportionment, including but not limited to  
128 provisions delaying for two (2) years the first election of  
129 senators from specified districts and provisions for temporary  
130 attachment of counties to senatorial districts. The general  
131 assembly shall provide for the election of senators for  
132 terms of two (2) years to the extent necessary in order to  
133 comply with section thirty-four (34).

134 "Within thirty (30) days after any redistricting  
135 by the general assembly becomes a law, any citizen of the  
136 state may petition the state supreme court to determine whether  
137 the redistricting complies with the constitution. If the  
138 supreme court determines that the redistricting by the general  
139 assembly does not comply with the constitution, the court  
140 shall redistrict the state into senatorial and representative  
141 districts and subdistricts as provided in this article as

142 amended. The determination and redistricting order of the  
143 supreme court shall be final.

144 "If the general assembly fails to redistrict during  
145 the session in which it is required to redistrict, the state  
146 supreme court shall promptly redistrict the state into  
147 senatorial and representative districts and subdistricts as  
148 provided in this article as amended. The redistricting  
149 order of the supreme court shall be final."

150 "Redistricting shall take effect beginning with  
151 the nomination and election of senators and representatives  
152 for the next regular session of the general assembly which  
153 begins after the redistricting law becomes a law or after  
154 the redistricting order of the supreme court is entered."

155 Sec. 2. The foregoing proposed amendment to the  
156 constitution of the State of Iowa is hereby referred to the  
157 general assembly to be chosen at the next general election  
158 for members of the general assembly, and shall be published  
159 as provided by law for three (3) months previous to the date  
160 of said general election.

STANLEY of Muscatine.  
PRINE of Mahaska.  
MILLEN of Van Buren.  
KLUEVER of Cass.  
BOCK of Hancock.  
MILLER of Page.

1 Amend House Joint Resolution 3 by striking all after the  
2 resolving clause and inserting in lieu thereof the following:

3 Section 1. The following amendment to the constitution of  
4 the State of Iowa is hereby proposed:

5 Section six (6) of Article Three (III), section thirty-four  
6 (34) of Article Three (III) and the 1904 and 1928 amendments  
7 thereto, sections thirty-five (35) and thirty-six (36) of Article  
8 Three (III) and the 1904 amendment to each such section, and  
9 section thirty-seven (37) of Article Three (III) are hereby re-  
10 pealed and the following proposed in lieu thereof:

11 "Section 34. The Senate shall consist of forty (40)  
12 members and the House of Representatives shall consist of  
13 eighty (80) members, the senators to be apportioned among the  
14 several counties according to the number of inhabitants in  
15 each, but no senatorial district shall contain more than four  
16 (4) counties and each senatorial district shall be entitled to  
17 at least one senator. Counties entitled to more than one  
18 senator shall be subdivided, which subdistricts shall be com-  
19 pact and as nearly equal in population as reasonably practicable.  
20 The members of the House of Representatives shall be elected  
21 from eighty (80) districts of equal population. Such house  
22 districts shall be compact and contiguous and shall conform to  
23 county boundaries wherever reasonably practicable and there shall  
24 not be any deviation in population in such house districts of  
25 more than five (5) percent from the total population of the  
26 State of Iowa as shown by the last United States decennial census  
27 divided by eighty (80).

28 "Section 35. At its first regular session after this  
29 section becomes effective and at the first regular session  
30 following the latest United States decennial census, the

31 General Assembly shall apportion the seats in the Senate and  
32 the House of Representatives as provided in section thirty-  
33 four (34). Upon failure of the General Assembly to comply  
34 with this requirement by June 1 of the year of such regular  
35 session, the Supreme Court of Iowa upon application by any  
36 ten (10) members of the General Assembly, or by petition of  
37 ten (10) percent of the electorate voting for the office of  
38 Governor at the last general election, shall do so.

39 "Section 36. When a congressional, senatorial, or rep-  
40 resentative district shall be composed of two or more counties,  
41 it shall not be entirely separated by any county belonging to  
42 another district; and no county shall be divided in forming a  
43 congressional district."

RILEY of Linn.

1 Amend House File 14 by striking all after the enacting clause and  
2 in lieu thereof the following: inserting

3 "Section 1. Chapter two hundred seventy-eight (278), Code 1962,  
4 amended by adding thereto the following new section: is hereby

5 "The voters at the regular election or any special election called  
6 purpose may authorize the board to enter into a lease-purchase contract for that

7 term not to exceed six (6) years, for a building for school purposes  
8 structured or placed on real estate owned by a school district having a to be con-

9 provided that said school district is more than thirty-six and less than high school,  
10 seven square miles in area, the annual cost of which shall not exceed thirty-

11 equivalent of a one-mill levy payable from the general fund. Any other the  
12 of the law or contract notwithstanding, no lien shall attach to the land provisions

13 the school district by reason of said construction and full ownership of owned by  
14 building shall vest in said school district upon expiration of said said

15 Before entering into a lease-purchase contract, authorized by the elec- contract.  
16 board shall first adopt plans and specifications for a building which tors, the

17 suitable for the intended use and a form of lease-purchase contract it considers  
18 the board. The board shall then invite bids thereon, on a lease-purchase acceptable to

19 by advertisement published once each week for two consecutive weeks, basis,  
20 newspaper published in the school district in which the building is to in some

21 and the lease-purchase contract shall be awarded to the lowest re- be located,  
22 but the board may reject any and all bids and advertise for new bids." sponsible bidder,

- 23 Section 2. This Act, being deemed of immediate importance, shall  
24 force and effect from and after its passage and publication as provided  
25 The West Des Moines Express, a newspaper published at West Des  
26 Iowa, and in The Sibley Gazette-Tribune, a newspaper published at  
27 Iowa.

SOKOL of Osceola.  
REPPERT of Polk.  
DIETZ of Scott.

- 1 Amend House File 9, section 1, by striking all after  
2 the period in line eight (8), and by striking all of line  
3 nine (9) and line ten (10) to and including the period  
4 therein.

RILEY of Linn.

On motion by Mowry of Marshall, the House adjourned until 11:00  
a.m., Monday, March 23, 1964.



# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MONDAY, MARCH 23, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend William Beattie, pastor of the First Presbyterian Church, Shenandoah, Iowa.

The Journal of March 20 was approved.

## PRESENTATION OF VISITOR

Olson of Cerro Gordo presented to the House his granddaughter, Connie Sue Olson, student at Rockwell School.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Prine of Mahaska on request of Edgington of Franklin; Nelson of Winnebago on request of Scherle of Mills.

## INTRODUCTION OF JOINT RESOLUTIONS

House Joint Resolution 7, by Ely, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend such Constitution by repeal of sections thirty-four (34) and the 1904 and 1928 amendments thereto, thirty-five (35) and thirty-six (36) and the 1904 amendment to each such section, and thirty-seven (37) of Article three (III), and proposing substitutes in lieu thereof.

Read first time and referred to special committee on reapportionment.

House Joint Resolution 8, by Stanley, Prine, Millen, Kluever, Bock and Miller of Page, a joint resolution proposing a constitutional amendment relating to representation in the senate and house of representatives and to the apportionment, terms and election of members of the senate and house of representatives.

Read first time and referred to special committee on reapportionment.

**PRESENTATION OF PELLA TULIP QUEEN  
AND ATTENDANTS**

Vermeer of Marion rose on a point of personal privilege and asked and received unanimous consent to have the Pages of the House escort the Queen of Pella Tulip Time and her attendants to the Speaker's station.

Pages Tom Vermeer, John Eveland, Fred Dorr, Dennis Luther and Mike Wheatcraft escorted Queen Beverly DeCook and her attendants, Barbara Duven, Pamela Klein, Pamela Wilson and Twyla Van Steenis, to the rostrum.

The Speaker presented to the House Beverly DeCook, Queen of the Twenty-ninth Pella Tulip Time. Queen DeCook presented the members of her court, and invited all to attend the festival on May 7, 8 and 9 in Pella. She presented to the Speaker of the House a traditional Dutch T pastry, and Pella Dutch cookies were distributed by her attendants.

**HOUSE CONCURRENT RESOLUTION 7 DEFERRED**

Reppert of Polk called up for consideration House Concurrent Resolution 7 filed March 17 and found on pages 129 and 130 of the House Journal.

Scherle of Mills asked and received unanimous consent that action on House Concurrent Resolution 7 be deferred.

**ADOPTION OF HOUSE CONCURRENT RESOLUTION 9**

Mowry of Marshall asked and received unanimous consent that the rules be suspended for the immediate consideration of House Concurrent Resolution 9, and moved its adoption:

**HOUSE CONCURRENT RESOLUTION 9**

**By Mowry of Marshall**

*Whereas*, an error has been discovered in House File 8, a bill for an act to legalize and validate the proceedings of the board of directors of the Harlan Community School District, in the County of Shelby which has passed both houses of the General Assembly and has been delivered to the Governor.

*Now, Therefore, Be It Resolved by the House, the Senate Concurring:* That the Governor be respectfully requested to return House File 8 for correction.

Motion prevailed and the resolution was adopted.

STATE OF IOWA  
Office of the Governor  
Des Moines

March 23, 1964.

William R. Kendrick,  
Chief Clerk,  
House of Representatives,  
Local.

Dear Mr. Kendrick:

Pursuant to House Concurrent Resolution 9, House File 8 is hereby returned to the House for further consideration.

Very sincerely yours,

HAROLD E. HUGHES, *Governor.*

RECONSIDERATION OF HOUSE FILE 8

Mowry of Marshall asked and received unanimous consent to reconsider the report of the committee on enrolled bills on House File 8 which was adopted and sent to the Governor for his approval.

Mowry of Marshall asked and received unanimous consent to reconsider the vote by which the report of the committee on enrolled bills on House File 8 was adopted.

Mowry of Marshall moved to reconsider the vote by which House File 8 was placed on its last reading and the vote by which the bill passed the House on March 18.

Motion prevailed.

Mowry of Marshall asked and received unanimous consent to reconsider the vote by which the Senate amendment to House File 8 was adopted.

House File 8 pending at adjournment.

On motion by Mowry of Marshall, the House recessed until 1:30 p.m.

AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

INTRODUCTION OF BILL

House File 18, by committee on introduction of bills, a bill for an act relating to the establishment of the "Iowa Mental Retardation Facilities and Community Mental Health Centers Construction Act", and making an appropriation therefor.

Read first time and referred to committee on appropriations.

## CONSIDERATION OF BILLS

House File 12, a bill for an act relating to school bonds and taxes, with report of committee recommending passage, was taken up for consideration.

Stanley of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 88:

Andersen of Woodbury	Fischer of Grundy	Lutz Mahan	Petersen of Dallas
Anderson of Ringgold	Frazier Gittins	Maule McElroy	Peterson of Woodbury
Balloun	Goode	Meacham	Reppert
Baringer	Graham	Mensing	Riley
Breitbart	Grassley	Millen	Robinson
Busch	Hagedorn	Meyer	Scherle
Camp	Hagen	Miller of Des Moines	Sersland
Carnahan	Hagie	Miller of Jones	Shaw
Carstensen	Hakes	Miller of Jones	Siglin
Casey	Halling	Miller of Page	Smith of O'Brien
Chalupa	Hanson of Lyon	Moffitt	Sokol
Crane	Hanson of Mitchell	Mowry	Stanley
Cunningham	Hirsch	Mueller	Steele
Darrington	Jarvis	Murray	Steffen
Den Herder	Johnson	Nielsen of Emmet	Stevenson
Denman	Kibbie	Olson	Stokes
Dietz	Kluever	Ossian	Tabor
Doderer	Knowles	Palas	Vetter
Duffy	Kreager	Parker	Wier
Dunton	Lange	Patton	Winkelman
Edgington	Loss		Wright
Ely			Mr. Speaker
Eveland			

The nays were, 9:

Bock	Fisher of	Nielsen of	Walter
Briles	Greene	Shelby	Wells
Dougherty	Messerly	Strothman	

Absent or not voting, 11:

Coffman	Murphy	Smith of	Van Nostrand
Hougen	Nelson	Dickinson	Vermeer
Knock	Prine	Van Alstine	Worthington

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 14, a bill for an act providing for lease-purchase option contracts for school buildings, with report of committee recommending passage, was taken up for consideration.

Sokol of Osceola offered the following amendment filed by Sokol, Reppert and Dietz:

Amend House File 14 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Chapter two hundred seventy-eight (278), Code 1962, is hereby amended by adding thereto the following new section:

"The voters at the regular election or any special election called for that purpose may authorize the board to enter into a lease-purchase contract for a term not to exceed six (6) years, for a building for school purposes to be constructed or placed on real estate owned by a school district having a high school, provided that said school district is more than thirty-six and less than thirty-seven square miles in area, the annual cost of which shall not exceed the equivalent of a one-mill levy payable from the general fund. Any other provisions of the law or contract notwithstanding, no lien shall attach to the land owned by the school district by reason of said construction and full ownership of said building shall vest in said school district upon expiration of said contract. Before entering into a lease-purchase contract, authorized by the electors, the board shall first adopt plans and specifications for a building which it considers suitable for the intended use and a form of lease-purchase contract acceptable to the board. The board shall then invite bids thereon, on a lease-purchase basis, by advertisement published once each week for two consecutive weeks, in some newspaper published in the school district in which the building is to be located, and the lease-purchase contract shall be awarded to the lowest responsible bidder, but the board may reject any and all bids and advertise for new bids."

Section 2. This Act, being deemed of immediate importance, shall be in full force and effect from and after its passage and publication as provided by law, in The West Des Moines Express, a newspaper published at West Des Moines, Iowa, and in The Sibley Gazette-Tribune, a newspaper published at Sibley, Iowa.

Dietz of Scott offered the following amendment to the amendment filed by him:

Amend the Sokol, et al., amendment to House File 14 filed on March 20, 1964, as follows:

1. By striking all of line nine (9) and all of line ten (10) preceding the words "the annual".
2. By striking the period at the end of line fourteen (14) and inserting in lieu thereof the following: ", subject to performance of contract."
3. By striking all of line sixteen (16) after the word "board", and all of line seventeen (17) and all of line eighteen (18) preceding the word "invite" and inserting in lieu thereof the word "shall".

Division was requested.

Dietz of Scott moved the adoption of division 1 of his amendment.

Division 1 of amendment adopted.

Kreager of Jasper moved that action on House File 14 and divisions 2 and 3 of the Dietz amendment be deferred and that the bill retain its place on the calendar.

Motion prevailed.

## MESSAGE FROM THE SENATE

The following message was received by the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 14, a bill for an act relating to the nomination and election of public officers.

**CARROLL A. LANE, Secretary.**

## SENATE MESSAGE CONSIDERED

Senate File 14, a bill for an act relating to the nomination and election of public officers.

Read first time and passed on file.

## CONSIDERATION OF BILL

Mowry of Marshall asked and received unanimous consent that the rules be suspended for the immediate consideration of Senate File 14, a bill for an act relating to the nomination and election of public officers.

## COMMITTEE OF THE WHOLE

Mowry of Marshall moved that the House resolve itself into committee of the whole for the consideration of Senate File 14, and that the Deputy Code Editor, Wayne Faupel, be invited to explain the bill and that the Speaker of the House preside as chairman over the deliberations of the committee.

Motion prevailed.

Mowry of Marshall moved that the committee now rise.

Motion prevailed.

Mowry of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 96:

Andersen of	Carstensen	Dunton	Hagie
Woodbury	Casey	Edgington	Hakes
Anderson of	Chalupa	Ely	Halling
Ringgold	Crane	Eveland	Hanson of
Balloun	Cunningham	Fisher of	Lyon
Baringer	Darrington	Greene	Hanson of
Bock	Den Herder	Frazier	Mitchell
Breitbart	Denman	Gittins	Hirsch
Briles	Dietz	Goode	Hougen
Busch	Doderer	Graham	Kibbie
Camp	Dougherty	Hagedorn	Kluever
Carnahan	Duffy	Hagen	Knock

Knowles	Miller of	Petersen of	Steffen
Kreager	Jones	Dallas	Stevenson
Lange	Miller of	Peterson of	Stokes
Loss	Page	Woodbury	Strothman
Lutz	Moffitt	Reppert	Tabor
Mahan	Mowry	Riley	Van Alstine
Maule	Mueller	Scherle	Van Nostrand
McElroy	Murray	Sersland	Vermeer
Meacham	Nielsen of	Shaw	Vetter
Mensing	Emmet	Siglin	Wells
Messerly	Olson	Smith of	Wier
Millen	Ossian	O'Brien	Winkelman
Meyer	Palas	Sokol	Worthington
Miller of	Parker	Stanley	Wright
Des Moines	Patton	Steele	Mr. Speaker

The nays were, none.

Absent or not voting, 12:

Coffman	Jarvis	Nielsen of	Smith of
Fischer of	Johnson	Shelby	Dickinson
Grundy	Murphy	Prine	Walter
Grassley	Nelson	Robinson	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House File 4.

FRED E. WIER,  
*Chairman House Committee.*  
 KENNETH BENDA,  
*Chairman Senate Committee.*

Report adopted.

#### BILL SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bill: House File 4.

#### BILL SENT TO THE GOVERNOR

Wier of Louisa, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 23rd day of March, 1964, sent to the Governor for his approval: House File 4.

FRED E. WIER, *Chairman.*

Report adopted.

## REPORT OF COMMITTEE

Cunningham of Story, from the committee on appropriations, submitted the following report:

MR. SPEAKER: Your committee on appropriations to whom was referred **House File 18**, relating to the establishment of the "Iowa Mental Retardation Facilities and Community Mental Health Centers Construction Act", and making an appropriation therefor, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

RAY C. CUNNINGHAM, *Chairman*.

## AMENDMENTS FILED

- 1 Amend the Senate amendment to House File 8 by striking all of
- 2 said amendment after the numeral "2" in line 1, and inserting in lieu
- 3 thereof a period.

MOWRY of Marshall.

- 1 Amend House File 9 by adding after the period in line eight (8)
- 2 of section 1 the following:
- 3 "On or before September 1 of each year the tax commission
- 4 shall make public a report showing the amount of taxable income
- 5 derived from each school district of the state as shown by those
- 6 returns filed by April 30 for the preceding calendar year, and
- 7 which report shall state the percentage of total returns which are
- 8 received from nonresident taxpayers and the percentage of total
- 9 returns which fail to disclose the information as to school
- 10 district residency."

RILEY of Linn.

- 1 Amend the Sokol amendment to House File 14 filed March
- 2 20 as follows:
- 3 Inserting in line six (6) after the word "may" the
- 4 following: ", by a vote of at least sixty per cent (60)
- 5 of the total vote cast for and against said proposition
- 6 at said election,".

BALLOUN of Tama.

MESSERLY of Black Hawk.

- 1 Amend the amendment filed by Sokol, et al., on March
- 2 20, to House File 14 by adding after the word "contract"
- 3 in line six (6) the following: "with a non-profit organiza-
- 4 tion".

HOUGEN of Black Hawk.

VERMEER of Marion.

- 1 Amend the amendment to House Joint Resolution 3 by
- 2 Stanley, et al., filed March 20, 1964, as follows:
- 3 By striking the period in line ninety-nine (99) and
- 4 adding the following:
- 5 "unless a joining at a corner will likely further an
- 6 historical or common interest or is in furtherance of the
- 7 general scheme of apportionment."

MOWRY of Marshall.

On motion by Mowry of Marshall, the House adjourned until 10:00 a.m., Tuesday, March 24, 1964.



# **JOURNAL OF THE HOUSE**

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**HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, TUESDAY, MARCH 24, 1964.**

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Paul Leaming, pastor of the Lime Springs and Chester Methodist Churches, Lime Springs, Iowa.

The Journal of March 23 was approved.

## **PRESENTATION OF VISITORS**

Miller of Page presented to the House Nancy and Becky Mathews, students at Shenandoah schools, and their mother, Mrs. Dale Mathews.

Mowry of Marshall presented to the House forty-five sixth grade students of Rhodes and Melbourne schools and their teacher, Gerard Nicklaus.

## **LEAVE OF ABSENCE**

Leave of absence was granted as follows:

Smith of Dickinson on request of Hakes of Pocahontas; Moffitt of Appanoose on request of Parker of Buchanan.

## **ADOPTION OF COMMITTEE REPORTS**

The Chief Clerk announced the adoption of report of committee on House File 18, under Rule 35.

## **INTRODUCTION OF BILL**

House File 19, by Mowry and Vermeer, a bill for an act relating to the election of members of the General Assembly from districts entitled to more than one member in the Senate or House of Representatives.

Read first time and referred to special committee on reapportionment.

## **MOTION TO RECONSIDER**

(Senate File 14)

I move to reconsider the vote by which Senate File 14 passed the House on March 23, 1964.

**TOM RILEY.**

## HOUSE FILE 14 DEFERRED

Kreager of Jasper moved that House File 14 be deferred and that the bill retain its place on the calendar.

Motion prevailed.

On motion by Mowry of Marshall, the House recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

## RECONSIDERATION OF HOUSE FILE 8

The House resumed reconsideration of House File 8, a bill for an act to legalize and validate the proceedings of the board of directors of the Harlan Community School District, in the County of Shelby, State of Iowa, authorizing and providing for the issuance of school buildings bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Mowry of Marshall offered the following amendment filed by him and moved its adoption:

Amend the Senate amendment to House File 8 by striking all of said amendment after the numeral "2" in line 1, and inserting in lieu thereof a period.

Amendment adopted.

Mowry of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 100:

Andersen of	Crane	Frazier	Johnson
Woodbury	Cunningham	Gittins	Kibbie
Anderson of	Darrington	Goode	Cluever
Ringgold	Denman	Graham	Knock
Balloun	Dietz	Hagedorn	Knowles
Bock	Doderer	Hagen	Kreager
Baringer	Dougherty	Hagie	Lange
Breitbart	Duffy	Hakes	Loss
Briles	Dunton	Halling	Lutz
Busch	Edgington	Hanson of	Mahan
Camp	Ely	Lyon	Maule
Carnahan	Eveland	Hanson of	McElroy
Carstensen	Fischer of	Mitchell	Meacham
Casey	Grundy	Hirsch	Mensing
Chalupa	Fisher of	Hougen	Messerly
Coffman	Greene	Jarvis	Meyer

Millen	Nielsen of	Riley	Stokes
Miller of	Emmet	Robinson	Strothman
Des Moines	Nielsen of	Sersland	Tabor
Miller of	Shelby	Shaw	Van Alstine
Jones	Olson	Siglin	Van Nostrand
Miller of	Ossian	Smith of	Vermeer
Page	Palas	O'Brien	Walter
Mowry	Parker	Sokol	Wells
Mueller	Patton	Stanley	Wier
Murphy	Peterson of	Steele	Winkelman
Murray	Woodbury	Steffen	Wright
Nelson	Prine	Stevenson	Mr. Speaker
	Reppert		

The nays were, none.

Absent or not voting, 8:

Den Herder	Petersen of	Smith of	Vetter
Grassley	Dallas	Dickinson	Worthington
Moffitt	Scherle		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### RECONSIDERATION OF SENATE FILE 14

Riley of Linn called up for consideration his motion to reconsider the vote on Senate File 14.

Riley of Linn moved to reconsider the vote by which Senate File 14, a bill for an act relating to the nomination and election of public officers, passed the House on March 23.

Motion prevailed.

Riley of Linn moved that the vote by which Senate File 14 was placed on its last reading be reconsidered.

Motion prevailed.

Riley of Linn offered the following amendment filed by him and moved its adoption:

Amend Senate File 14 as follows:

1. By striking the word "Except" in line four (4) of section 1 and in line four (4) of section 2.
2. By inserting after the figures "1964" in line four (4) of section 1 and line four (4) of section 2 the word "only,".

Amendment adopted.

Riley of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 102:

Andersen of	Anderson of	Balloun	Bock
Woodbury	Ringgold	Baringer	Breitbart

Briles	Graham	Messerly	Prine
Busch	Hagedorn	Meyer	Reppert
Camp	Hagen	Millen	Riley
Carnahan	Hagie	Miller of	Scherle
Carstensen	Hakes	Des Moines	Sersland
Casey	Halling	Miller of	Shaw
Chalupa	Hanson of	Jones	Siglin
Coffman	Lyon	Miller of	Smith of
Crane	Hanson of	Page	O'Brien
Cunningham	Mitchell	Mowry	Sokol
Darrington	Hirsch	Mueller	Stanley
Denman	Hougen	Murphy	Steele
Dietz	Jarvis	Murray	Steffen
Doderer	Johnson	Nelson	Stevenson
Dougherty	Kibbie	Nielsen of	Stokes
Duffy	Cluever	Emmet	Strothman
Dunton	Knock	Nielsen of	Tabor
Edgington	Knowles	Shelby	Van Alstine
Ely	Kreager	Olson	Van Nostrand
Eveland	Lange	Ossian	Vermeer
Fischer of	Loss	Palas	Vetter
Grundty	Lutz	Parker	Walter
Fisher of	Mahan	Patton	Wells
Greene	Maule	Petersen of	Wier
Frazier	McElroy	Dallas	Winkelman
Gittins	Meacham	Peterson of	Wright
Goode	Mensing	Woodbury	Mr. Speaker

The nays were, none.

Absent or not voting, 6:

Den Herder	Moffitt	Smith of	Worthington
Grassley	Robinson	Dickinson	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 10 and 11.

FRED E. WIER,  
Chairman House Committee.  
KENNETH BENDA,  
Chairman Senate Committee.

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Files 10 and 11.

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 23, 1964, he signed Senate Files 1, 8 and 9.

## AMENDMENTS FILED

1 Amend House Joint Resolution 3 as follows:

2 By striking from line twelve (12) the word "Des Moines"  
3 and inserting in lieu thereof the word "Van Buren".

4 By striking from line thirteen (13) the word "Van Buren"  
5 and inserting in lieu thereof the word "Washington".

6 By striking from line twenty-two (22) the word "Washington"  
7 and inserting in lieu thereof the word "Des Moines".

FRAZIER of Lee.

1 Amend House Joint Resolution 3 as follows:

2 1. Amend section 1, line 11 after the second comma by  
3 inserting the following: "and until such time as the general  
4 assembly is required herein by section thirty-six (36) of  
5 Article Three (III) of the Constitution, to redistrict  
6 according to the United States decennial census,".

7 2. Further amend section 1 by inserting after the semi-  
8 colon in line 101 the following: "the remaining counties  
9 shall be joined into two-county legislative districts;".

VERMEER of Marion.

ANDERSEN of Woodbury.

1 Amend House Joint Resolution 3 by striking all after the  
2 resolving clause and inserting in lieu thereof the following:

3 Section 1. The following amendment to the constitution  
4 of the state of Iowa is hereby proposed:

5 Section six (6) of article three (III), sections thirty-  
6 four (34), thirty-five (35), and thirty-six (36) of article  
7 three (III) as adopted by amendment in nineteen hundred four  
8 (1904), the amendment to section thirty-four (34) of article  
9 three (III) as adopted in nineteen hundred twenty-eight (1928),  
10 and section thirty-seven (37) of article three (III) of the  
11 constitution of the state of Iowa are hereby repealed and the  
12 following is hereby adopted in lieu thereof:

13 "Section 34. The senate shall consist of not fewer than  
14 forty-seven (47) and not more than fifty-seven (57) senators.  
15 The smallest percentage of the state population represented  
16 by a majority of the senators shall be more than thirty-five  
17 per cent (35%) and less than forty per cent (40%) of the state  
18 population. Such percentage shall be determined as follows:  
19 the senatorial districts shall be listed in the inverse order  
20 of their population; the total population of the least populous  
21 group of senatorial districts entitled to elect a majority of  
22 the senators shall be computed, beginning with the senatorial  
23 district having the least population, then adding the senatorial  
24 district having the next least population, and so on, provided,  
25 however, that no one-county senatorial district shall be  
26 included in such group of senatorial districts; and said total  
27 shall be divided by the state population to determine such  
28 percentage.

29 "The following principles shall govern each redistricting  
30 of the senate and the apportionment and election of senators,  
31 to the extent that it is possible to comply with these principles  
32 without violating the first paragraph of this section. In event  
33 of any conflict between any of the following principles and  
34 the first paragraph of this section, the first paragraph

35 shall prevail over the following principles, and reasonable  
36 exceptions to any or all of the following principles shall be  
37 made to the extent necessary to comply with the first paragraph  
38 of this section.

39 "1. Whenever the senate consists of fifty-seven (57) senators,  
40 any county having at least one and one-half per cent ( $1\frac{1}{2}\%$ ) of  
41 the state population shall be a senatorial district and shall be  
42 entitled to one (1) senator. In addition, each senatorial  
43 district having a total population equal to or greater than  
44 three and one-half per cent ( $3\frac{1}{2}\%$ ) of the state population shall  
45 be entitled to a second senator plus one additional senator for  
46 each additional three and one-half per cent ( $3\frac{1}{2}\%$ ) of the state  
47 population. Whenever the senate consists of fewer than fifty-  
48 seven (57) senators, each of the percentages stated in this  
49 paragraph shall be increased in the same proportion by which  
50 the number of senators is reduced below the number fifty-seven (57)

51 "2. Each county which is not entitled to be a one-county  
52 senatorial district shall be joined in a senatorial district  
53 with one or more other counties. Each such senatorial district  
54 shall be entitled to one (1) senator.

55 "3. No senatorial district shall include more than three (3)  
56 counties.

57 "4. If possible, no senatorial district which includes two  
58 or more counties shall have more than twice as much population  
59 as any other senatorial district.

60 "5. As nearly as possible, one-half ( $\frac{1}{2}$ ) of the senators  
61 shall be elected every two (2) years. In any senatorial  
62 district having two (2) or more senators, such senators  
63 shall be elected in alternating general elections so that  
64 the terms of such senators shall not all expire in the same  
65 year.

66 "Section 35. The house of representatives shall consist  
67 of not fewer than one hundred eight (108) and not more than one  
68 hundred fifteen (115) representatives.

69 "Representative districts shall be formed and representa-  
70 tives shall be apportioned on the basis of population. Each  
71 representative district shall be entitled to one (1) or more  
72 representatives, in accordance with its population.

73 "Each representative district shall consist of one or  
74 more whole counties. Any county having at least one and one-  
75 half per cent of the state population shall be a representative  
76 district.

77 "The number of representatives apportioned to each of the  
78 following three groups of representative districts shall be in  
79 direct proportion to the total population of each of such three  
80 groups of representative districts, except that a variation of  
81 not more than one (1) representative more or less than the  
82 correct number of representatives for any such group shall  
83 be permitted. Such three groups of representative districts  
84 are: (1) a group including each representative district which  
85 has at least three and one-half per cent ( $3\frac{1}{2}\%$ ) of the  
86 state population; (2) a group including each representative  
87 district which has at least one and one-half per cent ( $1\frac{1}{2}\%$ )  
88 but less than three and one-half per cent ( $3\frac{1}{2}\%$ ) of the  
89 state population; and (3) a group including each representative

90 district which has less than one and one-half per cent ( $1\frac{1}{2}\%$ )  
91 of the state population.

92 "Section 36. All congressional, senatorial, and representa-  
93 tive districts composed of two or more counties shall be compact  
94 and contiguous. No county shall be divided in forming any  
95 such district. However, senatorial and representative districts  
96 shall be divided into subdistricts to the extent provided in this  
97 section.

98 "In any representative district entitled to three (3)  
99 representatives, the entire district shall elect one (1)  
100 representative, and the district shall be divided into two  
101 (2) representative subdistricts each of which shall elect one  
102 (1) representative.

103 "In any representative district entitled to four (4)  
104 or more representatives, the entire district shall elect two  
105 (2) representatives, and the remaining representatives shall  
106 be elected from representative subdistricts. The district  
107 shall be divided into a number of representative subdistricts  
108 equal to the number of representatives to which the district  
109 is entitled less two (2). Each such subdistrict shall elect  
110 one (1) representative.

111 "Representative subdistricts shall be compact and  
112 contiguous, and shall follow the boundaries of voting pre-  
113 cincts if possible. No representative subdistrict shall have  
114 a population more than ten per cent (10%) greater than the  
115 population of any other representative subdistrict in the  
116 same representative district.

117 "All provisions of this section on representative  
118 districts, representative subdistricts, and representatives  
119 shall apply with equal force to senatorial districts, senatorial  
120 subdistricts, and senators.

121 "Counties and areas joined only at the point of a corner  
122 shall not be regarded as contiguous.

123 "Unless the context clearly indicates otherwise, all  
124 references to "population" in this article as amended mean  
125 population as shown by the most recent United States decennial  
126 census.

127 "Section 37. Promptly after the adoption of this amend-  
128 ment, and promptly after each United States decennial census  
129 thereafter, the general assembly shall by law redistrict the  
130 state into senatorial and representative districts and  
131 subdistricts as provided in this article as amended.

132 "The first redistricting shall be done in a special  
133 session of the general assembly which shall be convened by  
134 the governor within sixty (60) days after the adoption of  
135 this amendment.

136 "Thereafter, redistricting shall be done in the regular  
137 session of the general assembly in the year 1971 and each ten  
138 (10) years thereafter. However, if the necessary informa-  
139 tion from the United States decennial census in the preceding  
140 year is not available before the adjournment of such regular  
141 session, the redistricting shall be done in the first  
142 regular session of the general assembly held after such  
143 necessary information becomes available.

144 "Each senator shall be allowed to serve during the  
145 entire term for which he shall have been elected, even if

146 the district which shall have elected him is changed or  
147 eliminated by redistricting. In any redistricting law  
148 the general assembly may provide for the transition from  
149 the existing senatorial districts and apportionment to the  
150 new senatorial districts and apportionment, including but  
151 not limited to provisions delaying for two (2) years the  
152 first election of senators from specified districts and  
153 provisions for temporary attachment of counties to senatorial  
154 districts. The general assembly shall provide for the election  
155 of senators for terms of two (2) years to the extent necessary  
156 in order to comply with section thirty-four (34).

157 "Within thirty (30) days after any redistricting by  
158 the general assembly becomes a law, any citizen of the  
159 state may petition the state supreme court to determine  
160 whether the redistricting complies with the constitution.  
161 If the supreme court determines that the redistricting by  
162 the general assembly does not comply with the constitution,  
163 the court shall redistrict the state into senatorial and  
164 representative districts and subdistricts as provided in this  
165 article as amended. The determination and redistricting  
166 order of the supreme court shall be final.

167 "If the general assembly fails to redistrict during the  
168 session in which it is required to redistrict, the state  
169 supreme court shall promptly redistrict the state into senatorial  
170 and representative districts and subdistricts as provided in  
171 this article as amended. The redistricting order of the  
172 supreme court shall be final."

173 "Redistricting shall take effect beginning with the  
174 nomination and election of senators and representatives for  
175 the next regular session of the general assembly which begins  
176 after the redistricting law becomes a law or after the re-  
177 districting order of the supreme court is entered.

178 Sec. 2. The foregoing proposed amendment to the  
179 constitution of the state of Iowa is hereby referred to the  
180 general assembly to be chosen at the next general election  
181 for members of the general assembly, and shall be published  
182 as provided by law for three (3) months previous to the date  
183 of said general election.

STANLEY of Muscatine.  
CAMP of Clinton.  
PRINE of Mahaska.  
MILLEN of Van Buren.  
KLUEVER of Cass.  
BOCK of Hancock.  
MILLER of Page.  
KNOWLES of Scott.  
CUNNINGHAM of Story.  
OLSON of Cerro Gordo.  
KREAGER of Jasper.

- 1 Amend House Joint Resolution 3, section 1,
- 2 by striking the period in line 123 and inserting in
- 3 lieu thereof, the following:
- 4 "Except in forming representative subdistricts."

GOODE of Davis.



- 1 Amend House Joint Resolution 3 as follows:  
2 1. By striking from line forty-six (46) the word "Hamilton"  
3 and inserting in lieu thereof the word "Franklin".  
4 2. By striking from line fifty-one (51) the word "Franklin"  
5 and inserting in lieu thereof the word "Hamilton".

HAGIE of Wright.

- 1 Amend the Bock and Nelson amendment to House Joint Resolution 3  
2 filed March 11, 1964, as follows:  
3 1. Strike all of line seven (7) and insert in lieu thereof  
4 the following: "word 'Mitchell'".  
5 2. Add to said amendment the following:  
6 "3. Strike from line sixty-one (61) the word 'Floyd' and  
7 insert in lieu thereof the word 'Howard'.  
8 4. Strike from line sixty-two (62) the words 'Mitchell and  
9 Howard' and insert in lieu thereof the words 'Cerro Gordo and  
10 Floyd'."

BOCK of Hancock.

NELSON of Winnebago.

HANSON of Mitchell.

- 1 Amend House Joint Resolution 3 by striking lines ninety-two  
2 (92) to one hundred nineteen (119), inclusive, of section one (1)  
3 and inserting in lieu thereof the following:  
4 "3. In the year ending in three (3) of each decade, the  
5 representative districts shall be redistricted and the senatorial  
6 districts and the number of senators allotted to each senatorial  
7 district shall be determined.  
8 "By the fifteenth of November in the year ending in two (2)  
9 of each decade, a ten (10) member redistricting commission shall  
10 be appointed to redistrict representative districts and determine  
11 the senatorial districts and the number of senators elected from  
12 each senatorial district. The state central committee of the two  
13 (2) political parties casting the largest number of votes for  
14 Governor in the last preceding election shall each appoint five  
15 (5) qualified voters. If a party fails to submit such names to  
16 the Secretary of State by November fifteen (15), the Supreme  
17 Court shall promptly appoint the members from such party. Compen-  
18 sation for members of the commission shall be established by law.  
19 "By February one (1) of the year following its appointment,  
20 the redistricting commission shall file with the Secretary of  
21 State a statement of its action. To be valid, the statement must  
22 be signed by seven (7) members of the commission. The General  
23 Assembly may amend this statement or enact a substitute, but  
24 such action must be taken by May one (1) of such year.  
25 "If the redistricting commission does not file a statement  
26 by February one (1) of the year following its appointment, the  
27 General Assembly shall redistrict the representative districts  
28 and determine the senatorial districts and the number of senators  
29 which shall be elected from each senatorial district by legisla-  
30 tive enactment before May one (1) of such year.  
31 "If the commission and the General Assembly fail to comply  
32 with the provisions of this section within the time allotted,  
33 the Supreme Court shall perform these functions by October one  
34 (1) of such year. The action of the Court shall be entered and  
35 certified to the Secretary of State by court order, which shall  
36 be final.

37 "Before June one (1) of such year, any ten (10) members of  
38 the General Assembly may petition the Supreme Court to determine  
39 whether the action of the commission or the General Assembly  
40 substantially complies with the provisions of the Constitution.  
41 If the action substantially complies, the Court shall so notify  
42 the Secretary of State and the decision shall be final. If the  
43 Court determines that the action does not substantially comply,  
44 the Court shall redistrict the House of Representatives and deter-  
45 mine the senatorial districts and the number of senators which  
46 shall be elected from each senatorial district as provided in the  
47 preceding paragraph of this section.

ANDERSEN of Woodbury.

1 Amend House Joint Resolution 6 by striking all after  
2 line five (5) and inserting in lieu thereof the following:  
3 Section 37. All congressional, senatorial, and  
4 representative districts composed of two or more counties  
5 shall be compact and contiguous. No county shall be divided  
6 in forming any such district. However, senatorial and  
7 representative districts shall be divided into subdistricts  
8 to the extent provided in this section.

9 In any representative district entitled to three  
10 (3) representatives, the entire district shall elect one (1)  
11 representative, and the district shall be divided into two  
12 (2) representative subdistricts each of which shall elect  
13 one (1) representative.

14 In any representative district entitled to four  
15 (4) or more representatives, the entire district shall elect  
16 two (2) representatives, and the remaining representatives  
17 shall be elected from representative subdistricts. The  
18 district shall be divided into a number of representative sub-  
19 districts equal to the number of representatives to which  
20 the district is entitled less two (2). Each such subdistrict  
21 shall elect one (1) representative.

22 Representative subdistricts shall be compact and  
23 contiguous, and shall follow the boundaries of voting precincts  
24 if possible. No representative subdistrict shall have a  
25 population more than ten per cent (10%) greater than the  
26 population of any other representative subdistrict in the  
27 same representative district.

28 All provisions of this section on representative  
29 districts, representative subdistricts, and representatives  
30 shall apply with equal force to senatorial districts, sena-  
31 torial subdistricts, and senators.

32 Counties and areas joined only at the point of a  
33 corner shall not be regarded as contiguous.

34 Unless the context clearly indicates otherwise,  
35 all references to "population" in this article as amended  
36 mean population as shown by the most recent United States  
37 decennial census.

KNOWLES of Scott.

STANLEY of Muscatine.

VAN NOSTRAND of Pottawattamie.

1 Amend the Sokol, et al., amendment to House File 14, filed  
2 March 20, 1964, as follows:

- 3 1. Add in line eleven (11) after the word "fund" the following:
- 4 "and the project total shall not exceed the amount which may
- 5 be collected in such six-year period from said one-mill levy.
- 6 No more than one such project shall be outstanding and unpaid
- 7 at any one time."

KREAGER of Jasper.

- 1 Amend House File 18, section 5, as follows:

- 2 1. By striking from line four (4) the word "nine" and
- 3 inserting in lieu thereof the word "ten."

- 4 2. By inserting in line seventeen (17) after the semi-
- 5 colon the following "one individual appointed by
- 6 the board of control of state institutions to serve
- 7 for a term of two years;".

WALTER of Hardin.

- 1 Amend House File 18 as follows:

- 2 1. By striking from line four (4) of section 4 the word
- 3 "appropriate".

- 4 2. By striking from line twenty (20) of section 5 the
- 5 word "board" and inserting in lieu thereof the word "boards".

- 6 3. Further amend section 5 by adding at the end thereof
- 7 the following new paragraph:

- 8 "The duties of the council shall be to advise and consult
- 9 with the commissioner in the administration of the provisions
- 10 of this act."

- 11 4. By striking from lines seven (7), eight (8) and nine
- 12 (9) of section 5 the words "one individual, appointed by the
- 13 Iowa Society Osteopathic Physicians and Surgeons, to serve for
- 14 a period of two years;" and inserting in lieu thereof the words
- 15 "the director of mental health;".

- 16 5. By striking from line four (4) of section 5 the word
- 17 "nine" and inserting in lieu thereof the word "ten".

- 18 Further amend section 5, line twenty-one (21) by
- 19 inserting after the semi-colon therein the following words
- 20 "one individual representing the interests of mental
- 21 retardation, selected by the Iowa Association for Retarded
- 22 Children, to serve a term of two years;".

ELY of Linn.

On motion by Mowry of Marshall, the House adjourned until 10:00 a.m., Wednesday, March 25, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, WEDNESDAY, MARCH 25, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Maurice M. Frevert, pastor of the Methodist Church, Galva, Iowa.

The Journal of March 24 was approved.

## PRESENTATION OF VISITORS

Van Alstine of Humboldt presented to the House twenty-two students of Gilmore City-Bradgate School of Gilmore City, their superintendent, Gordon Jensen, and Velma Juelfs.

Kibbie of Palo Alto presented to the House twenty students of Cylinder School District and their teacher, Jay Johnson.

Fisher of Greene presented to the House Mr. and Mrs. Forrest McDonald of Jefferson, charter members of the Flying Farmers of Iowa. Mrs. McDonald is the newly elected queen of the Iowa Flying Farmers.

Petersen of Dallas presented to the House thirty-nine students of Woodward Community School and their teacher, Gary Newell.

## INTRODUCTION OF JOINT RESOLUTION

House Joint Resolution 9, by Dietz, a joint resolution proposing to amend Articles three (III), eight (VIII), and ten (X) of the Constitution of the State of Iowa relating to the composition and voting of the General Assembly and to propose the amendment or repeal of certain provisions therein and the adoption of substitutes therefor.

Read first time and referred to special committee on reapportionment.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has concurred in the House amendment to the Senate amendment, adopted the Senate amendment as amended, and passed House File 8, a bill for an act to legalize and validate the proceedings of the board of directors of the Harlan Community School District.

Also: That the Senate has concurred in the House amendment to and passed Senate File 14, a bill for an act relating to the nomination and election of public officers.

CARROLL A. LANE,  
*Secretary of the Senate.*

#### HOUSE CONCURRENT RESOLUTION 7 LOST

Reppert of Polk called up for consideration the following House Concurrent Resolution 7 filed March 17:

#### HOUSE CONCURRENT RESOLUTION 7

##### By Committee on Introduction of Bills

*Whereas*, the State Conservation Commission has in its possession and under its jurisdiction many small and widely separated pieces of property scattered throughout the State which are accessible to only a small number of the general public; and

*Whereas*, due to the location and size of the property it is difficult for the State Conservation Commission to move equipment to the areas or it is not feasible to retain and maintain equipment in the areas necessary for the maintenance, improvement, and beautification of such property and for providing public access thereto; and

*Whereas*, in many instances the cost of maintaining, improving, and beautifying such property far exceeds the utility or value that the general public receives from recreation, scientific, or other purposes, now therefore,

*Be It Resolved by the House, the Senate Concurring*, that the State Conservation Commission be encouraged to review all of its real estate holdings for the purpose of determining which property is of value to the general public and that the Conservation Commission be further encouraged to dispose of those pieces of property which in its judgment are no longer proving their worth to the people of the State and that such properties be disposed of as provided in section one hundred eleven point thirty-two (111.32) of the Code, and that any monies received from the disposition of such property be used by the Commission to enlarge, improve, and better Commission properties which are more accessible and of greater value to the citizens of the State.

Goode of Davis offered the following amendment filed by him and moved its adoption:

Amend House Concurrent Resolution 7 by striking all after the word "Code" in line twenty (20) and inserting in lieu thereof a period.

Amendment adopted.

Reppert of Polk moved the adoption of the resolution as amended.

Motion lost, and the resolution failed to be adopted.

On motion by Mowry of Marshall, the House recessed until 1:00 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

## CONSIDERATION OF JOINT RESOLUTION

House Joint Resolution 3, a joint resolution proposing amendments to the constitution of the State of Iowa relating to the apportionment of senators and representatives in the general assembly by proposing to repeal sections six (6) of Article Three (III), thirty-four (34), thirty-five (35) and thirty-six (36) of said Article Three (III) as adopted by amendment in 1904, and to repeal the amendment to section thirty-four (34) of Article Three (III) adopted in 1928, and to repeal section thirty-seven (37) of Article Three (III) and proposing to adopt substitutes in lieu thereof, with report of committee recommending passage, was taken up for consideration.

Reppert of Polk offered the following amendment filed by him and moved its adoption:

Amend House Joint Resolution 3 by striking all after the resolving clause, and inserting in lieu thereof the contents of House Joint Resolution 4.

Amendment lost.

Riley of Linn offered the following amendment filed by him and moved its adoption:

Amend House Joint Resolution 3 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. The following amendment to the constitution of the State of Iowa is hereby proposed:

Section six (6) of Article Three (III), section thirty-four (34) of Article Three (III) and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article Three (III) and the 1904 amendment to each such section, and section thirty-seven (37) of Article Three (III) are hereby repealed and the following proposed in lieu thereof:

"Section 34. The Senate shall consist of forty (40) members and the House of Representatives shall consist of eighty (80) members, the senators to be apportioned among the several counties according to the number of inhabitants in each, but no senatorial district shall contain more than four (4) counties and each senatorial district shall be entitled to at least one senator. Counties entitled to more than one senator shall be subdivided, which subdistricts shall be compact and as nearly equal in population as reasonably practicable. The members of the House of Representatives shall be elected from eighty (80) districts of equal population. Such house districts shall be compact and contiguous and shall conform to county boundaries wherever reasonably practicable and there shall not be any deviation in population in such house districts of more than five (5) percent from the total population of the State of Iowa as shown by the last United States decennial census divided by eighty (80).

"Section 35. At its first regular session after this section becomes effective and at the first regular session following the latest United States decennial census, the General Assembly shall apportion the seats in the Senate and the House of Representatives as provided in section thirty-four (34). Upon failure of the General Assembly to comply with this requirement by June 1 of the year of such regular session, the Supreme Court of Iowa upon application by any ten (10) members of the General

Assembly, or by petition of ten (10) percent of the electorate voting for the office of Governor at the last general election, shall do so.

"Section 36. When a congressional, senatorial, or representative district shall be composed of two or more counties, it shall not be entirely separated by any county belonging to another district; and no county shall be divided in forming a congressional district."

Roll call was requested.

On the question "Shall the amendment be adopted?"

The ayes were, 21:

Baringer	Ely	Messerly	Riley
Breitbach	Eveland	Millen	Stanley
Denman	Frazier	Murphy	Van Nostrand
Dietz	Knowles	Murray	Vetter
Doderer	Mahan	Reppert	Worthington
Duffy			

The nays were, 84:

Andersen of	Graham	Mensing	Robinson
Woodbury	Grassley	Meyer	Scherle
Anderson	Hagedorn	Miller of	Sersland
Ringgold	Hagen	Des Moines	Shaw
Balloun	Hagie	Miller of	Siglin
Bock	Hakes	Jones	Smith of
Briles	Halling	Miller of	Dickinson
Busch	Hanson of	Page	Smith of
Carnahan	Lyon	Moffitt	O'Brien
Carstensen	Hanson of	Mowry	Sokol
Casey	Mitchell	Mueller	Steele
Chalupa	Hirsch	Nelson	Steffen
Coffman	Hougen	Nielsen of	Stevenson
Crane	Jarvis	Emmet	Stokes
Cunningham	Johnson	Nielsen of	Strothman
Darrington	Kibbie	Shelby	Tabor
Den Herder	Kluever	Olson	Van Alstine
Dougherty	Knock	Ossian	Vermeer
Edgington	Kreager	Palas	Walter
Fischer of	Lange	Parker	Wells
Grundy	Loss	Patton	Wier
Fisher of	Lutz	Petersen of	Winkelman
Greene	Maule	Dallas	Wright
Gittins	McElroy	Peterson of	Mr. Speaker
Goode	Meacham	Woodbury	

Absent or not voting, 3:

Camp	Dunton	Prine
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Amendment lost.

Stanley of Muscatine asked and received unanimous consent to withdraw the amendment filed by him on March 20 and found on pages 165 to 168 of the House Journal.

Mowry of Marshall asked and received unanimous consent to withdraw the amendment filed by him on March 23 and found on page 178 of the House Journal.

Stanley of Muscatine offered the following amendment filed by him:

Amend House Joint Resolution 3 by striking all after the resolving clause and inserting in lieu thereof the following:

Section 1. The following amendment to the constitution of the state of Iowa is hereby proposed:

Section six (6) of article three (III), sections thirty-four (34), thirty-five (35), and thirty-six (36) of article three (III) as adopted by amendment in nineteen hundred four (1904), the amendment to section thirty-four (34) of article three (III) as adopted in nineteen hundred twenty-eight (1928), and section thirty-seven (37) of article three (III) of the constitution of the state of Iowa are hereby repealed and the following is hereby adopted in lieu thereof:

"Section 34. The senate shall consist of not fewer than forty-seven (47) and not more than fifty-seven (57) senators. The smallest percentage of the state population represented by a majority of the senators shall be more than thirty-five per cent (35%) and less than forty per cent (40%) of the state population. Such percentage shall be determined as follows: the senatorial districts shall be listed in the inverse order of their population; the total population of the least populous group of senatorial districts entitled to elect a majority of the senators shall be computed, beginning with the senatorial district having the least population, then adding the senatorial district having the next least population, and so on, provided, however, that no one-county senatorial district shall be included in such group of senatorial districts; and said total shall be divided by the state population to determine such percentage.

"The following principles shall govern each redistricting of the senate and the apportionment and election of senators, to the extent that it is possible to comply with these principles without violating the first paragraph of this section. In event of any conflict between any of the following principles and the first paragraph of this section, the first paragraph shall prevail over the following principles, and reasonable exceptions to any or all of the following principles shall be made to the extent necessary to comply with the first paragraph of this section.

"1. Whenever the senate consists of fifty-seven (57) senators, any county having at least one and one-half per cent ( $1\frac{1}{2}\%$ ) of the state population shall be a senatorial district and shall be entitled to one (1) senator. In addition, each senatorial district having a total population equal to or greater than three and one-half per cent ( $3\frac{1}{2}\%$ ) of the state population shall be entitled to a second senator plus one additional senator for each additional three and one-half per cent ( $3\frac{1}{2}\%$ ) of the state population. Whenever the senate consists of fewer than fifty-seven (57) senators, each of the percentages stated in this paragraph shall be increased in the same proportion by which the number of senators is reduced below the number fifty-seven (57).

"2. Each county which is not entitled to be a one-county senatorial district shall be joined in a senatorial district with one or more other counties. Each such senatorial district shall be entitled to one (1) senator.

"3. No senatorial district shall include more than three (3) counties.

"4. If possible, no senatorial district which includes two or more counties shall have more than twice as much population as any other senatorial district.

"5. As nearly as possible, one-half ( $\frac{1}{2}$ ) of the senators shall be elected every two (2) years. In any senatorial district having two (2) or more senators, such senators shall be elected in alternating general elections so that the terms of such senators shall not all expire in the same year.

"Section 35. The house of representatives shall consist of not fewer



than one hundred eight (108) and not more than one hundred fifteen (115) representatives.

"Representative districts shall be formed and representatives shall be apportioned on the basis of population. Each representative district shall be entitled to one (1) or more representatives, in accordance with its population.

"Each representative district shall consist of one or more whole counties. Any county having at least one and one-half per cent of the state population shall be a representative district.

"The number of representatives apportioned to each of the following three groups of representative districts shall be in direct proportion to the total population of each of such three groups of representative districts, except that a variation of not more than one (1) representative more or less than the correct number of representatives for any such group shall be permitted. Such three groups of representative districts are: (1) a group including each representative district which has at least three and one-half per cent ( $3\frac{1}{2}\%$ ) of the state population; (2) a group including each representative district which has at least one and one-half per cent ( $1\frac{1}{2}\%$ ) but less than three and one-half per cent ( $3\frac{1}{2}\%$ ) of the state population; and (3) a group including each representative district which has less than one and one-half per cent ( $1\frac{1}{2}\%$ ) of the state population.

"Section 36. All congressional, senatorial, and representative districts composed of two or more counties shall be compact and contiguous. No county shall be divided in forming any such district. However, senatorial and representative districts shall be divided into subdistricts to the extent provided in this section.

"In any representative district entitled to three (3) representatives, the entire district shall elect one (1) representative, and the district shall be divided into two (2) representative subdistricts each of which shall elect one (1) representative.

"In any representative district entitled to four (4) or more representatives, the entire district shall elect two (2) representatives, and the remaining representatives shall be elected from representative subdistricts. The district shall be divided into a number of representative subdistricts equal to the number of representatives to which the district is entitled less two (2). Each such subdistrict shall elect one (1) representative.

"Representative subdistricts shall be compact and contiguous, and shall follow the boundaries of voting precincts if possible. No representative subdistrict shall have a population more than ten per cent (10%) greater than the population of any other representative subdistrict in the same representative district.

"All provisions of this section on representative districts, representative subdistricts, and representatives shall apply with equal force to senatorial districts, senatorial subdistricts, and senators.

"Counties and areas joined only at the point of a corner shall not be regarded as contiguous.

"Unless the context clearly indicates otherwise, all references to "population" in this article as amended mean population as shown by the most recent United States decennial census.

"Section 37. Promptly after the adoption of this amendment, and promptly after each United States decennial census thereafter, the general assembly shall by law redistrict the state into senatorial and representative districts and subdistricts as provided in this article as amended.

"The first redistricting shall be done in a special session of the general assembly which shall be convened by the governor within sixty (60) days after the adoption of this amendment.

"Thereafter, redistricting shall be done in the regular session of the general assembly in the year 1971 and each ten (10) years thereafter. However, if the necessary information from the United States decennial census in the preceding year is not available before the adjournment of such regular session, the redistricting shall be done in the first regular session of the general assembly held after such necessary information becomes available.

"Each senator shall be allowed to serve during the entire term for which he shall have been elected, even if the district which shall have elected him is changed or eliminated by redistricting. In any redistricting law the general assembly may provide for the transition from the existing senatorial districts and apportionment to the new senatorial districts and apportionment, including but not limited to provisions delaying for two (2) years the first election of senators from specified districts and provisions for temporary attachment of counties to senatorial districts. The general assembly shall provide for the election of senators for terms of two (2) years to the extent necessary in order to comply with section thirty-four (34).

"Within thirty (30) days after any redistricting by the general assembly becomes a law, any citizen of the state may petition the state supreme court to determine whether the redistricting complies with the constitution. If the supreme court determines that the redistricting by the general assembly does not comply with the constitution, the court shall redistrict the state into senatorial and representative districts and subdistricts as provided in this article as amended. The determination and redistricting order of the supreme court shall be final.

"If the general assembly fails to redistrict during the session in which it is required to redistrict, the state supreme court shall promptly redistrict the state into senatorial and representative districts and subdistricts as provided in this article as amended. The redistricting order of the supreme court shall be final."

"Redistricting shall take effect beginning with the nomination and election of senators and representatives for the next regular session of the general assembly which begins after the redistricting law becomes a law or after the redistricting order of the supreme court is entered.

Sec. 2. The foregoing proposed amendment to the constitution of the state of Iowa is hereby referred to the general assembly to be chosen at the next general election for members of the general assembly, and shall be published as provided by law for three (3) months previous to the date of said general election.

Stanley of Muscatine moved that action on the amendment be deferred until March 26.

Stanley of Muscatine moved that his motion be withdrawn.

Motion prevailed.

Scherle of Mills offered the following amendment filed by him and moved its adoption:

Amend the amendment to House Joint Resolution 3, filed March 24 by Stanley et al., by striking from lines sixteen (16) and seventeen (17) the following: "thirty-five per cent (35%) and less than forty per cent (40%)", and inserting in lieu thereof the following: "thirty per cent (30%) and less than thirty-five (35%)".

Roll call was requested.

Rule 69 was invoked.

On the question "Shall the amendment be adopted?"

The ayes were, 59:

Anderson of	Graham	Mensing	Scherle
Ringgold	Grassley	Meyer	Sersland
Balloun	Hagedorn	Miller of	Siglin
Briles	Hagen	Jones	Smith of
Busch	Hakes	Moffitt	Dickinson
Casey	Halling	Mueller	Smith of
Chalupa	Hanson of	Nelson	O'Brien
Coffman	Lyon	Nielsen of	Steele
Crane	Hanson of	Emmet	Steffen
Darrington	Mitchell	Nielsen of	Stokes
Den Herder	Hirsch	Shelby	Strothman
Dougherty	Jarvis	Ossian	Tabor
Edgington	Johnson	Parker	Vermeer
Fischer of	Kibbie	Patton	Walter
Grundy	Lange	Petersen of	Wells
Fisher of	Lutz	Dallas	Wier
Greene	Maule	Robinson	Winkelman
Goode	McElroy		

The nays were, 47:

Andersen of	Dunton	Meacham	Prine
Woodbury	Ely	Messerly	Reppert
Baringer	Eveland	Millen	Riley
Bock	Frazier	Miller of	Sokol
Breitbach	Gittins	Des Moines	Stanley
Camp	Hagie	Mowry	Stevenson
Carnahan	Hougen	Murphy	Van Alstine
Carstensen	Kluever	Murray	Van Nostrand
Cunningham	Knock	Olson	Vetter
Denman	Knowles	Palas	Worthington
Dietz	Kreager	Peterson of	Wright
Doderer	Loss	Woodbury	Mr. Speaker
Duffy	Mahan		

Absent or not voting, 2:

Miller of	Shaw
Page	

Amendment adopted.

Smith of O'Brien asked and received unanimous consent to withdraw the following amendment filed by Smith, Edgington and Nelson:

Amend the amendment to House Joint Resolution 3 filed March 24, 1964, by Stanley, et al., by striking from lines sixteen (16) and seventeen (17) the following: "thirty-five per cent (35%) and less than forty per cent (40%)" and insert in lieu thereof the following: "thirty-three per cent (33%) and less than thirty-seven per cent (37%)".

House Joint Resolution 3 pending at adjournment.

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 14 and House File 8, reenrolled as corrected.

FRED E. WIER,  
*Chairman House Committee.*  
KENNETH BENDA,  
*Chairman Senate Committee.*

Report adopted.

## BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate File 14 and House File 8, reenrolled as corrected.

## BILL SENT TO THE GOVERNOR

Wier of Louisa, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 25th day of March, 1964, sent to the Governor for his approval: House File 8, reenrolled as corrected.

FRED E. WIER, *Chairman.*

Report adopted.

## MOTION TO RECONSIDER

I move to reconsider the vote by which the Reppert amendment to House Joint Resolution 3 failed to be adopted on March 25.

RILEY DIETZ.

## REPORTS OF COMMITTEES

Nelson of Winnebago, from the committee on reapportionment, submitted the following report:

MR. SPEAKER: Your committee on reapportionment to whom was referred **House Joint Resolution 6**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the formation of Congressional districts and repealing the provisions relating to state Senatorial and Representative districts, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass:**

Amend House Joint Resolution 6 by adding thereto the following section:

Sec. 2. The foregoing proposed amendment is hereby referred to the General Assembly to be chosen at the next general election for members of the General Assembly, and shall be published as provided by law for three (3) consecutive months previous to the date of said general election.

HENRY NELSON, *Chairman.*

Also:

MR. SPEAKER: Your committee on reapportionment to whom was referred **House File 19**, a bill for an act relating to the election of members of the General Assembly from districts entitled to more than one member in the Senate or House of Representatives, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

HENRY NELSON, *Chairman*.

Hougen of Black Hawk, from the committee on printing, submitted the following report:

MR. SPEAKER: Your committee on printing to whom was referred **Senate File 13**, a bill for an act relating to the cost of printing the official election ballot, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend Senate File 13 as follows:

1. By adding a new section following section 3 as follows:

Sec. 4. Section fifty-three point forty-six (53.46), subsection two (2), Code 1962, is hereby amended by striking all of said subsection after the comma in line twenty-three (23), commencing with the word "shall", and inserting in lieu thereof the following: "as amended by section two (2) of this act shall apply to the cost of printing any such specially printed ballots by the several counties".

2. Further amend Senate File 13 by renumbering the remaining section.

CHESTER HOUGEN, *Chairman*.

#### AMENDMENTS FILED

- 1 Amend the amendment to House Joint Resolution 3
- 2 by Stanley, et al., filed March 24, 1964, as follows:
- 3 By striking all of lines fifty-one (51) through
- 4 fifty-four (54) and renumbering the balance of the
- 5 subsection numbers in section one (1).

MOWRY of Marshall.

- 1 Amend the amendment to House Joint Resolution 3
- 2 by Stanley, et al., filed March 24, 1964, as follows:
- 3 By striking the period in line one hundred twenty-
- 4 two (122) and adding the following:
- 5 "unless a joining at a corner will likely further
- 6 an historical or common interest or is in furtherance
- 7 of the general scheme of apportionment."

MOWRY of Marshall.

- 1 Amend House Joint Resolution 3 as follows:
- 2 1. By striking from line ten (10) the word "legislative"
- 3 and inserting in lieu thereof the word "senatorial".
- 4 2. By striking from line sixty-five (65) the word "legislative"
- 5 and inserting in lieu thereof the word "senatorial".
- 6 3. By striking from line sixty-six (66) the word "Legislative"
- 7 and inserting in lieu thereof the word "Senatorial".
- 8 4. By striking from line seventy-one (71) the word "legislative"
- 9 and inserting in lieu thereof the word "senatorial".

10 5. By striking lines seventy-four (74) through eighty-three  
11 (83) and inserting in lieu thereof the following:

12 "The House of Representatives shall consist of one hundred  
13 twelve (112) members elected from representative districts accord-  
14 ing to population. Upon the adoption of this Article and until  
15 such time as the House of Representatives is redistricted, the  
16 representative districts and the number of representatives elected  
17 from each district shall be as follows:

18 "The counties of Lyon and Osceola shall comprise one (1)  
19 district and shall elect one (1) representative.

20 "The counties of Dickinson and Clay shall comprise one (1)  
21 district and shall elect one (1) representative.

22 "The counties of Emmet and Palo Alto shall comprise one (1)  
23 district and shall elect one (1) representative.

24 "The counties of Winnebago and Hancock shall comprise one (1)  
25 district and shall elect one (1) representative.

26 "The counties of Worth and Mitchell shall comprise one (1)  
27 district and shall elect one (1) representative.

28 "The counties of Howard and Chickasaw shall comprise one (1)  
29 district and shall elect one (1) representative.

30 "The counties of Butler and Grundy shall comprise one (1)  
31 district and shall elect one (1) representative.

32 "The counties of Pochahontas and Humboldt shall comprise one  
33 (1) district and shall elect one (1) representative.

34 "The counties of Sac and Ida shall comprise one (1) district  
35 and shall elect one (1) representative.

36 "The counties of Monona and Harrison shall comprise one (1)  
37 district and shall elect one (1) representative.

38 "The counties of Shelby and Audubon shall comprise one (1)  
39 district and shall elect one (1) representative.

40 "The counties of Guthrie and Greene shall comprise one (1)  
41 district and shall elect one (1) representative.

42 "The counties of Iowa and Keokuk shall comprise one (1) district  
43 and shall elect one (1) representative.

44 "The counties of Adair and Madison shall comprise one (1)  
45 district and shall elect one (1) representative.

46 "The counties of Louisa and Henry shall comprise one (1) dis-  
47 trict and shall elect one (1) representative.

48 "The counties of Jefferson and Van Buren shall comprise one (1)  
49 district and shall elect one (1) representative.

50 "The counties of Appanoose and Davis shall comprise one (1)  
51 district and shall elect one (1) representative.

52 "The counties of Lucas and Monroe shall comprise one (1) dis-  
53 trict and shall elect one (1) representative.

54 "The counties of Decatur and Wayne shall comprise one (1)  
55 district and shall elect one (1) representative.

56 "The counties of Union and Clarke shall comprise one (1) dis-  
57 trict and shall elect one (1) representative.

58 "The counties of Taylor and Ringgold shall comprise one (1)  
59 district and shall elect one (1) representative.

60 "The counties of Montgomery and Adams shall comprise one (1)  
61 district and shall elect one (1) representative.

62 "The counties of Mills and Fremont shall comprise one (1)  
63 district and shall elect one (1) representative.

64 "The counties of Clinton, Johnson, Wapello, Webster, Cerro  
65 Gordo, Des Moines, Lee, Story, Marshall, and Jasper shall comprise

- 66 one (1) district each and each shall elect two (2) representatives.  
67 "The counties of Pottawattamie and Dubuque shall comprise one  
68 (1) district each and each shall elect three (3) representatives.  
69 "The counties of Black Hawk, Scott, and Woodbury shall comprise  
70 one (1) district each and each shall elect four (4) representatives.  
71 "The county of Linn shall comprise one (1) district and shall  
72 elect five (5) representatives.  
73 "The county of Polk shall comprise one (1) district and shall  
74 elect ten (10) representatives."  
75 "All other counties shall comprise one (1) district each and  
76 each shall elect one (1) representative.  
77 6. By striking from line eighty-four (84) the word "legislative"  
78 and inserting in lieu thereof the word "representative".  
79 7. By striking from line eighty-seven (87) the words "legis-  
80 lative district is entitled." and inserting in lieu thereof the  
81 following:  
82 "representative district is entitled. Voting district boundaries  
83 shall be followed in establishing representative subdistricts."  
84 8. By striking from line ninety-seven (97) the word "legis-  
85 lative" and inserting in lieu thereof the word "senatorial".  
86 9. By striking from line one hundred (100) the word "legis-  
87 lative" and inserting in lieu thereof the words "senatorial  
88 district."  
89 10. By striking all of lines one hundred one (101) through  
90 one hundred six (106) and inserting in lieu thereof the following:  
91 "The general assembly shall further provide by law after the  
92 receipt of the certified population figures after each United  
93 States decennial census for the redistricting of representative  
94 districts and shall determine the number of representatives  
95 which shall be elected from each district. Representative districts  
96 electing more than one (1) representative shall be divided into  
97 representative subdistricts as provided in this section. Districts  
98 shall be as equal in population as possible and shall be so estab-  
99 lished that such districts are of contiguous and compact territory.  
100 Areas joined only at the point of a corner shall not be considered  
101 contiguous in establishing representative districts and subdistricts.  
102 "In determining the number of representatives which shall be  
103 elected from each representative district, the general assembly  
104 shall determine a population unit which shall be equal to the quo-  
105 tient resulting from dividing the whole number of the State as  
106 determined by the most recent United States decennial census by  
107 one hundred twelve (112). Each representative district estab-  
108 lished by the general assembly shall elect one (1) representative.  
109 If the population of the district exceeds the population unit,  
110 the district shall elect one (1) additional representative for each  
111 full population unit above the first population unit and one (1)  
112 additional representative for each major fraction of a population  
113 unit thereafter."  
114 11. By inserting in line one hundred seven (107) after the  
115 word "assembly" the words "by June 1 of the year in which the  
116 redistricting is required".  
117 12. By striking from line one hundred eight (108) the words  
118 "legislative subdistricts" and inserting in lieu thereof the  
119 words "senatorial and representative districts and representative  
120 subdistricts".  
121 13. By striking from line one hundred sixteen (116) the

122 word "legislative" and inserting in lieu thereof the word  
123 "senatorial".

124 14. By striking from line one hundred twenty (120) the words  
125 "or legislative" and inserting in lieu thereof the words "senatorial, or representative".

126  
127 15. By inserting in line one hundred twenty-three (123) after  
128 the word "divided" the words "except in the establishment of  
129 representative subdistricts".

VAN NOSTRAND of Pottawattamie.

PETERSEN of Dallas.

OLSON of Cerro Gordo.

JARVIS of Buena Vista.

WRIGHT of Benton.

HAGIE of Wright.

SERSLAND of Winneshiek.

HAGEN of Allamakee.

MENSING of Cedar.

PATTON of Delaware.

MILLER of Jones.

KREAGER of Jasper.

KNOWLES of Scott.

KLUEVER of Cass.

GITTINS of Pottawattamie.

1 Amend House Joint Resolution 3 by striking all after the  
2 resolving clause and inserting in lieu thereof the following:

3 Section 1. The following amendment to the Constitution of  
4 the State of Iowa is hereby proposed:

5 "Section six (6) of Article three (III), section thirty-  
6 four (34) of Article three (III) and the 1904 and 1928 amend-  
7 ments thereto, sections thirty-five (35) and thirty-six (36)  
8 of Article three (III) and the 1904 amendment to each such  
9 section, and section thirty-seven (37) of Article three (III)  
10 are hereby repealed and the following adopted in lieu thereof:

11 "Section 6. The state shall be divided into senatorial dis-  
12 tricts, the number to be determined as hereafter provided by  
13 the general assembly. Each county of the state having a popu-  
14 lation of two (2) percent or more of the whole number of the  
15 population of the state as determined by the most recent United  
16 State decennial census shall constitute a single county senatorial district. The remaining counties shall be divided into two-  
17 county and three-county senatorial districts by the general assembly so that as nearly as possible the number of two-county districts  
18 shall comprise two-thirds of the remaining districts and the number  
19 of three-county districts shall comprise one-third of the remaining districts. Counties joined into two-county and three-county  
20 districts shall be compact and contiguous and no county shall be  
21 divided in forming such districts. Counties joined only at the  
22 point of a corner shall not be considered contiguous. Two-county  
23 and three-county districts shall be as equal in population as  
24 practicable.

25  
26 "Section 34. Each senatorial district established by the  
27 general assembly shall elect one (1) senator. Senatorial  
28 districts having a population of from six (6) to ten (10)  
29 percent of the population of the State as determined by the  
30 most recent United States decennial census shall elect one (1)



33 additional senator; from ten (10) to fourteen (14) percent of  
34 the population of the State, two (2) additional senators, and  
35 one (1) additional senator for each four (4) percent of the  
36 population of the State thereafter.

37 "Senators elected from a senatorial district electing less  
38 than three (3) senators shall be elected from the district at  
39 large. Senators elected from a senatorial district electing  
40 three (3) or more senators shall be elected from single member  
41 subdistricts within the district established by the general  
42 assembly. Each senatorial subdistrict within a district shall  
43 have a population equal to that of every other senatorial sub-  
44 district within the district with a deviation of no more than  
45 twenty (20) percent permitted. Boundaries of subdistricts shall  
46 conform to voting district boundaries and shall consist of com-  
47 pact and contiguous territory. Areas joined only at the point  
48 of a corner shall not be considered contiguous.

49 "The general assembly when establishing senatorial districts  
50 shall determine the number of senators each senatorial district  
51 shall elect and shall classify the districts by lot so that as  
52 nearly as possible one-half of the senators shall be elected  
53 every two (2) years. The general assembly shall include in the  
54 classification senatorial subdistricts established within  
55 districts and shall further classify senatorial seats within  
56 districts electing two (2) senators so that as nearly as pos-  
57 sible one-half of the senators within each district shall be  
58 elected every two (2) years. In classifying districts and  
59 subdistricts after each redistricting, the general assembly  
60 shall take into consideration the classification in effect prior  
61 to the redistricting. An incumbent senator residing in an un-  
62 changed district or subdistrict or in a district or subdistrict  
63 of reduced size shall be permitted to complete the term for  
64 which he was elected if no new territory was added to the dis-  
65 trict or subdistrict by the general assembly. The classification  
66 of such districts or subdistricts shall not be changed from the  
67 class to which the district or subdistrict was assigned prior  
68 to the redistricting.

69 "The general assembly shall provide by law, or the court  
70 order shall provide, when the term of office of an incumbent  
71 senator shall not be permitted to be completed due to the re-  
72 districting of the senatorial district or subdistrict of the  
73 incumbent. Any senator who is not permitted to serve his com-  
74 plete term shall not be compensated for the incomplete part of  
75 his term. In districts electing two (2) senators, no election  
76 shall be held at the succeeding primary and general elections  
77 for the office of the senator whose term expires preceding the  
78 convening of the next regular session of the general assembly  
79 if the general assembly or court determines the district is  
80 no longer entitled to elect an additional senator.

81 "Section 35. The House of Representatives shall consist  
82 of one hundred (100) members elected from single member repre-  
83 sentative districts established by the general assembly.  
84 Representative districts shall be established as follows:

85 "1. The general assembly shall determine a population  
86 unit which shall be equal to the quotient resulting from divid-  
87 ing the whole number of the State as shown by the most recent  
88 United States decennial census by one hundred (100).

89 "2. Each representative district shall have a population  
90 equal to that of every other representative district with a  
91 deviation of no more than twenty (20) percent from the popu-  
92 lation unit permitted.

93 "3. Each representative district shall consist of compact  
94 and contiguous territory. Areas joined only at the point of a  
95 corner shall not be considered contiguous.

96 "4. So far as practicable, a county shall not be divided  
97 unless it is entitled to elect more than one (1) representative.  
98 Where it is necessary to cross county lines in forming represent-  
99 ative districts, the boundaries of such districts shall conform  
100 to township or voting district boundaries.

101 "The general assembly may realign voting district boundaries  
102 where the population of an area is so distributed that it is  
103 impossible for the general assembly to form a representative  
104 district or a senatorial subdistrict as provided in this section  
105 and in section thirty-four (34) of this Article.

106 "Section 36. In 1967 and in each year immediately following  
107 the taking of the United States decennial census, the number of  
108 senators to be elected from each senatorial district shall be  
109 determined and the senatorial and representative districts and  
110 the senatorial subdistricts shall be redistricted.

111 "The general assembly shall determine the number of senators  
112 to be elected from each senatorial district and redistrict the  
113 senatorial and representative districts and senatorial sub-  
114 districts by legislative enactment by May fifteen (15) of such  
115 year.

116 "If the general assembly fails to comply with the provisions  
117 of this section within the time allotted, the Supreme Court shall  
118 perform these functions by October one (1) of such year. The  
119 action of the Court shall be entered and certified to the Secre-  
120 tary of State by court order and shall be final.

121 "Before June fifteen (15) of such year, any ten (10) members  
122 of the general assembly may petition the Supreme Court to deter-  
123 mine whether the action of the commission or the general assembly  
124 substantially complies with the provisions of the Constitution.  
125 If the action substantially complies, the Court shall so notify  
126 the Secretary of State and the decision shall be final. If the  
127 Court determines that the action does not substantially comply,  
128 the Court shall determine the number of senators which shall be  
129 elected from each senatorial district and redistrict the senator-  
130 rial and representative districts and the senatorial subdis-  
131 tricts. The Court shall proceed in its action as provided in  
132 the preceding paragraph of this section.

133 "The provisions designating the number of senators which  
134 shall be elected from each senatorial district and the redis-  
135 tricting of senatorial and representative districts and sena-  
136 torial subdistricts shall take effect beginning for the nomina-  
137 tion and election of members of the general assembly for the  
138 next regular session of the general assembly following the  
139 adoption of the law or court order.

140 "Section 37. When a congressional district shall be composed  
141 of two (2) or more counties, it shall not be entirely separated  
142 by any county belonging to another district, and no county shall  
143 be divided in forming a congressional district."

144 Sec. 2. The foregoing proposed amendment to the Constitution

145 of the State of Iowa is hereby referred to the general assembly  
146 to be chosen at the next general election for members of the  
147 general assembly and the Secretary of State is directed to  
148 cause the same to be published as provided by law for three (3)  
149 months previous to the time of making such choice.

HOUGEN of Black Hawk.

1 Amend the Stanley amendment to House Joint Resolution 3 by  
2 striking from line 17 the words "and less than forty per cent (40%)".

RILEY of Linn.

FRAZIER of Lee.

1 Amend House Joint Resolution 3 by  
2 striking all after the resolving clause and  
3 substituting in lieu thereof the contents of  
4 House Joint Resolution 7.

ELY of Linn.

1 Amend House Joint Resolution 3, section 1, line eight  
2 (8) by striking the word "proposed" and inserting in lieu  
3 thereof the word "adopted".

VERMEER of Marion.

1 Amend House File 18, section 5, as follows:

2 1. By striking from line four (4) the word "nine" and  
3 inserting in lieu thereof the word "twelve."

4 2. By inserting in line seventeen (17) after the semi-  
5 colon the following: "one individual appointed by the board  
6 of control of state institutions to serve for a term of two  
7 years; one individual representing consumers of the services  
8 provided by facilities for the mentally retarded, appointed  
9 by the Iowa Association for Retarded Children, to serve for a  
10 term of four years; one individual representing consumers of  
11 the services provided by community mental health centers,  
12 appointed by the Iowa Association for Mental Health, to serve  
13 for a term of two years;"

WALTER of Hardin.

ELY of Linn.

1 Amend House File 19 as follows:

2 By striking from section one (1), line ten (10), the  
3 words "ten percent" and inserting in lieu thereof the words  
4 "twenty percent".

SMITH of O'Brien.

ROBINSON of Guthrie.

BARINGER of Fayette.

On motion by Mowry of Marshall, the House adjourned until 10:00  
a.m., Thursday, March 26, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, THURSDAY, MARCH 26, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend L. Duane Churchman, pastor of the St. Luke Methodist Church, Newton, Iowa.

The Journal of March 25 was approved.

## PRESENTATION OF VISITORS

Knock of Union presented to the House members of the Industrial Executive Committee of the Chamber of Commerce of Creston: Dale Boyd, contractor; Darrell Reed, manager of Iowa Southern Utilities Company; H. C. Houghton, president of the First National Bank, and Carl Hall, manager of Hills McCanna Company.

Petersen of Dallas presented to the House Ernest Thomas of Waukee, recently chosen outstanding young farmer of Iowa, sponsored by the Iowa Junior Chamber of Commerce, and Dallas Bowman, national contour plowing champion.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House File 19, Senate File 13 and House Joint Resolution 6, under Rule 35.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 13, a bill for an act to legalize proceedings regarding boundaries of the Glenwood Community School District.

Also: That the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 15, a bill for an act legalizing proceedings of Urbandale Sanitary Sewer District.

Also: That the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 16, a bill for an act relating to disposition of useless documents by state curator.

Also: That the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 17, a bill for an act to appropriate funds from the general fund of the State of Iowa to the conservation commission for purchase of additional forest lands from the federal government.

Also: That the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 12, a bill for an act to legalize and validate the proceedings of the Marshall County board of supervisors, Marshall County, Iowa.

Also: That the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 15, a bill for an act allowing school districts to contract for joint construction of buildings.

Also: That the Senate has adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 7, relating to relocation of the statehouse cafeteria.

Also: That the Senate has adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 8, relating to special recess on Good Friday afternoon.

CARROLL A. LANE, *Secretary*.

#### SENATE CONCURRENT RESOLUTION 7

By Wearin

*Whereas*, the Iowa Capitol is one of the most significant landmarks of the State of Iowa and is of tremendous pride and held in high esteem not only by state officials but by all residents of the State; and

*Whereas*, it is generally recognized that the Iowa Capitol is a majestic, dignified, and handsome building standing in a period of history in which such buildings are no longer erected; and

*Whereas*, the Iowa Capitol is admired and respected for its architectural structure and design by the multitude of tourists who view and tour the Capitol each year; and

*Whereas*, thousands of school children throughout the State visit the Iowa Capitol annually to obtain a better understanding of the history and government of the State; and

*Whereas*, it is the duty of the State of Iowa to maintain the Iowa Capitol in its present state not only from a utilitarian point of view but also to maintain the historical, cultural, and aesthetic image; and

*Whereas*, present State officials are making every attempt possible to preserve the decor and dignity of the Iowa Capitol by reconditioning the exterior and redecorating the interior of the Capitol building and by making long-range plans for future development of the Capitol grounds, now therefore,

*Be It Resolved by the Senate, the House Concurring*, that the Executive Council of the State of Iowa in cooperation with the Capitol Planning Commission give immediate consideration to the urgent problem of the location of the statehouse cafeteria on the ground floor of the Iowa Capitol building, which due to the noise and disturbance created through the operation of the cafeteria detracts from the dignity of the building, and that

the Executive Council make every effort possible to provide appropriate space for relocation of the cafeteria.

Laid over under Rule 25.

### SENATE CONCURRENT RESOLUTION 8

By Rigler

*Whereas*, both houses of the legislature see fit to open their day's work with prayer, and it is unseemly that they should work during the time in which is commemorated the passion and death of the Lord to whom they dedicate their daily efforts;

*Whereas*, many members will absent themselves from the legislative halls during that time to attend services in their respective churches;

*Therefore, Be It Resolved by the Senate, the House Concurring:* That a special recess be held on Good Friday afternoon, March 27, 1964, during the hours of twelve to three o'clock, out of reverence to the passion and death of our Lord.

Laid over under Rule 25.

### CONSIDERATION OF BILLS

House File 18, a bill for an act relating to the establishment of the "Iowa Mental Retardation Facilities and Community Mental Health Centers Construction Act", and making an appropriation therefor, with report of committee recommending passage, was taken up for consideration.

Nelson of Winnebago in the chair at 10:45 a.m.

Walter of Hardin asked and received unanimous consent to withdraw the amendment filed by him on March 24 and found on page 189 of the House Journal.

Walter of Hardin offered the following amendment filed by Walter and Ely and moved its adoption:

Amend House File 18, section 5, as follows:

1. By striking from line four (4) the word "nine" and inserting in lieu thereof the word "twelve."

2. By inserting in line seventeen (17) after the semicolon the following: "one individual appointed by the board of control of state institutions to serve for a term of two years; one individual representing consumers of the services provided by facilities for the mentally retarded, appointed by the Iowa Association for Retarded Children, to serve for a term of four years; one individual representing consumers of the services provided by community mental health centers, appointed by the Iowa Association for Mental Health, to serve for a term of two years;"

Amendment adopted.

Ely of Linn offered the following amendment filed by him:

Amend House File 18 as follows:

1. By striking from line four (4) of section 4 the word "appropriate".

2. By striking from line twenty (20) of section 5 the word "board" and inserting in lieu thereof the word "boards".

3. Further amend section 5 by adding at the end thereof the following new paragraph:

"The duties of the council shall be to advise and consult with the commissioner in the administration of the provisions of this act."

4. By striking from lines seven (7), eight (8) and nine (9) of section 5 the words "one individual, appointed by the Iowa Society Osteopathic Physicians and Surgeons, to serve for a period of two years;" and inserting in lieu thereof the words "the director of mental health;".

5. By striking from line four (4) of section 5 the word "nine" and inserting in lieu thereof the word "ten".

Further amend section 5, line twenty-one (21) by inserting after the semi-colon therein the following words "one individual representing the interests of mental retardation, selected by the Iowa Association for Retarded Children, to serve a term of two years;".

Ely of Linn moved the adoption of sections 1, 2 and 3 of his amendment.

Sections 1, 2 and 3 of amendment adopted.

Ely of Linn asked and received unanimous consent to withdraw lines 11 through 22 of his amendment.

Hirsch of Warren offered the following amendment filed by him and moved its adoption:

Amend House File 18, section 17, by striking lines four (4) and five (5) and inserting in lieu thereof the following: "at Sioux Center, Iowa, and in the Record-Herald & Indianola Tribune, a newspaper published at Indianola, Iowa."

Amendment adopted.

Den Herder of Sioux moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 99:

Andersen of	Coffman	Fischer of	Hanson of
Woodbury	Crane	Grundt	Mitchell
Anderson of	Cunningham	Fisher of	Hirsch
Ringgold	Darrington	Greene	Hougen
Balloun	Den Herder	Frazier	Jarvis
Baringer	Denman	Gittins	Johnson
Bock	Dietz	Goode	Kibbie
Breitbach	Doderer	Graham	Kluever
Busch	Dougherty	Grassley	Knock
Camp	Duffy	Hagedorn	Kreager
Briles	Dunton	Hagen	Lange
Carnahan	Edgington	Hagie	Loss
Carstensen	Ely	Hakes	Lutz
Casey	Eveland	Hanson of	Mahan
Chalupa		Lyon	Maule

McElroy	Murphy	Peterson of	Steffen
Meacham	Murray	Woodbury	Stevenson
Mensing	Nelson	Prine	Stokes
Messerly	Nielsen of	Reppert	Strothman
Meyer	Emmet	Riley	Tabor
Millen	Nielsen of	Robinson	Van Alstine
Miller of	Shelby	Sersland	Van Nostrand
Des Moines	Olson	Siglin	Vetter
Miller of	Ossian	Smith of	Walter
Jones	Parker	Dickinson	Wier
Miller of	Palas	Sokol	Winkelman
Page	Patton	Stanley	Worthington
Moffitt	Petersen of	Steele	Wright
Mueller	Dallas		

The nays were, none.

Absent or not voting, 9:

Halling	Scherle	Smith of	Vermeer
Knowles	Shaw	O'Brien	Wells
Mowry			Mr. Speaker

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

### CONSIDERATION OF RESOLUTION

Camp of Clinton asked for unanimous consent to take up for immediate consideration House Joint Resolution 6.

Objection was raised.

Camp of Clinton moved that House Joint Resolution 6 be taken up for immediate consideration.

Roll call was requested by Riley of Linn and Dietz of Scott.

On the question "Shall House Joint Resolution 6 be taken up for immediate consideration?"

The ayes were, 76:

Andersen of	Fisher of	Johnson	Nielsen of
Woodbury	Greene	Kluever	Emmet
Baringer	Frazier	Knock	Nielsen of
Bock	Gittins	Kreager	Shelby
Briles	Goode	Lange	Olson
Busch	Graham	Lutz	Ossian
Camp	Grassley	McElroy	Palas
Carstensen	Hagedorn	Meacham	Parker
Chalupa	Hagen	Mensing	Patton
Coffman	Hagie	Messerly	Petersen of
Crane	Hakes	Meyer	Dallas
Cunningham	Hanson of	Millen	Peterson of
Darrington	Lyon	Miller of	Woodbury
Dietz	Hanson of	Jones	Prine
Dougherty	Mitchell	Miller of	Riley
Edgington	Hirsch	Page	Robinson
Fischer of	Hougen	Moffitt	Sersland
Grundty	Jarvis	Nelson	Siglin



Smith of Dickinson	Steele Stokes	Van Alstine Van Nostrand	Wier Winkelman
Sokol	Strothman	Vetter	Wright
Stanley	Tabor	Walter	Mr. Speaker

The nays were, 20:

Balloun	Doderer	Kibbie	Murray
Breitbart	Dunton	Loss	Reppert
Carnahan	Ely	Mahan	Steffen
Casey	Eveland	Maule	Stevenson
Denman	Halling	Murphy	Worthington

Absent or not voting, 12:

Anderson of Ringgold	Knowles Miller of	Mueller Scherle	Smith of O'Brien
Den Herder	Des Moines	Shaw	Vermeer
Duffy	Mowry		Wells

The motion having received a two-thirds majority prevailed.

### CALL OF THE HOUSE

Under the provisions of Rule 72, we request a Call of the House on House Joint Resolution 6.

RILEY DIETZ.  
ELMER F. LANGE.  
FRED JARVIS.  
J. G. KNOCK.  
LEROY S. MILLER.

House Joint Resolution 6, a joint resolution proposing an amendment to the Constitution of the State of Iowa, relating to the formation of Congressional districts and repealing the provisions relating to state Senatorial and Representative districts.

Speaker Naden in the chair at 11:15 a.m.

Knowles of Scott offered the following amendment filed by Knowles, Stanley and Van Nostrand:

Amend House Joint Resolution 6 by striking all after line five (5) and inserting in lieu thereof the following:

Section 37. All congressional, senatorial, and representative districts composed of two or more counties shall be compact and contiguous. No county shall be divided in forming any such district. However, senatorial and representative districts shall be divided into subdistricts to the extent provided in this section.

In any representative district entitled to three (3) representatives, the entire district shall elect one (1) representative, and the district shall be divided into two (2) representative subdistricts each of which shall elect one (1) representative.

In any representative district entitled to four (4) or more representatives, the entire district shall elect two (2) representatives, and the remaining representatives shall be elected from representative subdistricts equal to the number of representatives to which the district is entitled less two (2). Each subdistrict shall elect one (1) representative.

Representative subdistricts shall be compact and contiguous, and shall follow the boundaries of voting precincts if possible. No representative

subdistrict shall have a population more than ten per cent (10%) greater than the population of any other representative subdistrict in the same representative district.

All provisions of this section on representative districts, representative subdistricts, and representatives shall apply with equal force to senatorial districts, senatorial subdistricts, and senators.

Counties and areas joined only at the point of a corner shall not be regarded as contiguous.

Unless the context clearly indicates otherwise, all references to "population" in this article as amended mean population as shown by the most recent United States decennial census.

### CALL OF THE HOUSE LIFTED

Mowry of Marshall asked and received unanimous consent that the Call of the House be lifted.

Mowry of Marshall asked and received unanimous consent that the Knowles, et al., amendment and House Joint Resolution 6 be deferred and that the bill retain its place on the calendar.

On motion by Mowry of Marshall, the House recessed until 1:30 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Frazier of Lee for the afternoon on request of Riley of Linn.

### CONSIDERATION OF JOINT RESOLUTION

The House resumed consideration of House Joint Resolution 3, a joint resolution proposing amendments to the constitution of the State of Iowa relating to the apportionment of senators and representatives in the general assembly by proposing to repeal sections six (6) of Article Three (III), thirty-four (34), thirty-five (35) and thirty-six (36) of said Article Three (III) as adopted by amendment in 1904, and repeal the amendment to section thirty-four (34) of Article Three (III) adopted in 1928, and to repeal section thirty-seven (37) of Article Three (III) and proposing to adopt substitutes in lieu thereof.

Stanley of Muscatine asked and received unanimous consent to withdraw the amendment filed by Stanley, et al., on March 24, and found on pages 183 to 186 of the House Journal and all amendments filed thereto.

Ely of Linn offered the following amendment filed by him:

Amend House Joint Resolution 3 by striking all after the resolving clause and substituting in lieu thereof the contents of House Joint Resolution 7.

Ely of Linn asked and received unanimous consent to withdraw his amendment.

Van Nostrand of Pottawattamie offered the following amendment filed by Van Nostrand, et al.:

Amend House Joint Resolution 3 as follows:

1. By striking from line ten (10) the word "legislative" and inserting in lieu thereof the word "senatorial".

2. By striking from line sixty-five (65) the word "legislative" and inserting in lieu thereof the word "senatorial".

3. By striking from line sixty-six (66) the word "Legislative" and inserting in lieu thereof the word "Senatorial".

4. By striking from line seventy-one (71) the word "legislative" and inserting in lieu thereof the word "senatorial".

5. By striking lines seventy-four (74) through eighty-three (83) and inserting in lieu thereof the following:

"The House of Representatives shall consist of one hundred twelve (112) members elected from representative districts according to population. Upon the adoption of this Article and until such time as the House of Representatives is redistricted, the representative districts and the number of representatives elected from each district shall be as follows:

"The counties of Lyon and Osceola shall comprise one (1) district and shall elect one (1) representative.

"The counties of Dickinson and Clay shall comprise one (1) district and shall elect one (1) representative.

"The counties of Emmet and Palo Alto shall comprise one (1) district and shall elect one (1) representative.

"The counties of Winnebago and Hancock shall comprise one (1) district and shall elect one (1) representative.

"The counties of Worth and Mitchell shall comprise one (1) district and shall elect one (1) representative.

"The counties of Howard and Chickasaw shall comprise one (1) district and shall elect one (1) representative.

"The counties of Butler and Grundy shall comprise one (1) district and shall elect one (1) representative.

"The counties of Pocahontas and Humboldt shall comprise one (1) district and shall elect one (1) representative.

"The counties of Sac and Ida shall comprise one (1) district and shall elect one (1) representative.

"The counties of Monona and Harrison shall comprise one (1) district and shall elect one (1) representative.

"The counties of Shelby and Audubon shall comprise one (1) district and shall elect one (1) representative.

"The counties of Guthrie and Greene shall comprise one (1) district and shall elect one (1) representative.

"The counties of Iowa and Keokuk shall comprise one (1) district and shall elect one (1) representative.

"The counties of Adair and Madison shall comprise one (1) district and shall elect one (1) representative.

"The counties of Louisa and Henry shall comprise one (1) district and shall elect one (1) representative.

"The counties of Jefferson and Van Buren shall comprise one (1) district and shall elect one (1) representative.

"The counties of Appanoose and Davis shall comprise one (1) district and shall elect one (1) representative.

"The counties of Lucas and Monroe shall comprise one (1) district and shall elect one (1) representative.

"The counties of Decatur and Wayne shall comprise one (1) district and shall elect one (1) representative.

"The counties of Union and Clarke shall comprise one (1) district and shall elect one (1) representative.

"The counties of Taylor and Ringgold shall comprise one (1) district and shall elect one (1) representative.

"The counties of Montgomery and Adams shall comprise one (1) district and shall elect one (1) representative.

"The counties of Mills and Fremont shall comprise one (1) district and shall elect one (1) representative.

"The counties of Clinton, Johnson, Wapello, Webster, Cerro Gordo, Des Moines, Lee, Story, Marshall, and Jasper shall comprise one (1) district each and each shall elect two (2) representatives.

"The counties of Pottawattamie and Dubuque shall comprise one (1) district each and each shall elect three (3) representatives.

"The counties of Black Hawk, Scott, and Woodbury shall comprise one (1) district each and each shall elect four (4) representatives.

"The county of Linn shall comprise one (1) district and shall elect five (5) representatives.

"The county of Polk shall comprise one (1) district and shall elect ten (10) representatives."

"All other counties shall comprise one (1) district each and each shall elect one (1) representative.

6. By striking from line eighty-four (84) the word "legislative" and inserting in lieu thereof the word "representative".

7. By striking from line eighty-seven (87) the words "legislative district is entitled." and inserting in lieu thereof the following:

"representative district is entitled. Voting district boundaries shall be followed in establishing representative subdistricts."

8. By striking from line ninety-seven (97) the word "legislative" and inserting in lieu thereof the word "senatorial".

9. By striking from line one hundred (100) the word "legislative" and inserting in lieu thereof the words "senatorial district."

10. By striking all of lines one hundred one (101) through one hundred six (106) and inserting in lieu thereof the following:

"The general assembly shall further provide by law after the receipt of the certified population figures after each United States decennial census for the redistricting of representative districts and shall determine the number of representatives which shall be elected from each district. Representative districts electing more than one (1) representative shall be divided into representative subdistricts as provided in this section. Districts shall be as equal in population as possible and shall be so established that such districts are of contiguous and compact territory. Areas joined only at the point of a corner shall not be considered contiguous in establishing representative districts and subdistricts.

"In determining the number of representatives which shall be elected from each representative district, the general assembly shall determine a population unit which shall be equal to the quotient resulting from dividing the whole number of the State as determined by the most recent United

States decennial census by one hundred twelve (112). Each representative district established by the general assembly shall elect one (1) representative. If the population of the district exceeds the population unit, the district shall elect one (1) additional representative for each full population unit above the first population unit and one (1) additional representative for each major fraction of a population unit thereafter."

11. By inserting in line one hundred seven (107) after the word "assembly" the words "by June 1 of the year in which the redistricting is required".

12. By striking from line one hundred eight (108) the words "legislative subdistricts" and inserting in lieu thereof the words "senatorial and representative districts and representative subdistricts".

13. By striking from line one hundred sixteen (116) the word "legislative" and inserting in lieu thereof the word "senatorial".

14. By striking from line one hundred twenty (120) the words "or legislative" and inserting in lieu thereof the words "senatorial, or representative".

15. By inserting in line one hundred twenty-three (123) after the word "divided" the words "except in the establishment of representative subdistricts".

Mowry of Marshall offered the following amendment, filed by Mowry, Camp, Hagie and Van Nostrand, and moved its adoption:

Amend the Van Nostrand, et al., amendment to House Joint Resolution 3, filed March 25, 1964, as follows:

1. By striking lines twelve (12) through fourteen (14) and inserting in lieu thereof the following:

"The House of Representatives shall consist of not more than one hundred fifteen (115) members. Representatives shall be elected from representative districts determined by the General Assembly according to population.

"The smallest percentage of the state population represented by a majority of the representatives shall be not less than forty-seven (47) percent of the total population of the state as determined by the most recent United States decennial census. Such percentage shall be determined as follows: the representative districts shall be listed in the inverse order of the population; the total population of the least populous group of representative districts entitled to elect a majority of the representatives shall be computed, beginning with the representative district having the least population, then adding the representative district having the next least population, and so on, provided that no representative district electing more than one (1) representative shall be included in such group of representative districts. Said total shall be divided by the state population to determine such percentage.

Upon the adoption of this Article and until".

2. By striking lines ninety-one (91) through ninety-five (95) and inserting in lieu thereof the following:

"The General Assembly shall further determine by law after the receipt of the certified population figures after each United States decennial census the number of representatives which shall be elected to the House of Representatives and shall provide for the redistricting of representative districts and the number of representatives which shall be elected from each district. Representative districts".

3. By inserting in line one hundred one (101) after the word "subdistricts" the following:

"unless a joining at a corner will likely further a historical or common interest or some furtherance of the general scheme of apportionment".

4. By striking from line one hundred seven (107) the words "one hundred twelve (112)" and inserting in lieu thereof the words "the number equal to the number of representatives which shall be elected to the House of Representatives".

### CALL OF THE HOUSE

Under the provisions of Rule 72, we request a Call of the House on House Joint Resolution 3 and any amendments thereto.

RILEY DIETZ.  
ELMER F. LANGE.  
LEROY S. MILLER.  
J. G. KNOCK.  
FRED JARVIS.

Pursuant to the rules relating to a Call of the House, the roll call revealed all members present except Frazier of Lee, who had previously been excused.

Mowry of Marshall moved the adoption of his amendment to the amendment.

Amendment to the amendment adopted.

Vermeer of Marion offered the following amendment filed by him and moved its adoption:

Amend the amendment to House Joint Resolution 3 filed by Van Nostrand, et al., on March 25, by striking from line ninety-one (91) the word "law" and inserting in lieu thereof the words "joint resolution".

Amendment to the amendment adopted.

Eveland of Boone moved that action on House Joint Resolution 3 be deferred.

Roll call was requested.

On the question "Shall House Joint Resolution 3 be deferred?"

The ayes were, 41:

Andersen of	Dougherty	Mahan	Nielsen of
Woodbury	Duffy	Maule	Shelby
Anderson of	Dunton	Meacham	Palas
Ringgold	Ely	Messerly	Petersen of
Balloun	Eveland	Meyer	Dallas
Breitbart	Fisher of	Miller of	Reppert
Briles	Greene	Des Moines	Robinson
Carnahan	Hagedorn	Mueller	Shaw
Casey	Hanson of	Murphy	Steffen
Coffman	Lyon	Murray	Stevenson
Denman	Kibbie	Nielsen of	Worthington
Dietz	Knowles	Emmet	
Doderer	Loss		

The nays were, 62:

Baringer	Hagie	Miller of	Smith of
Bock	Hakes	Page	Dickinson
Busch	Halling	Moffitt	Smith of
Camp	Hanson of	Mowry	O'Brien
Carstensen	Mitchell	Nelson	Sokol
Chalupa	Hougen	Olson	Stanley
Crane	Jarvis	Ossian	Steele
Cunningham	Johnson	Parker	Stokes
Darrington	Kluever	Patton	Strothman
Den Herder	Knock	Peterson of	Van Alstine
Edgington	Kreager	Woodbury	Van Nostrand
Fischer of	Lange	Prine	Vermeer
Grundty	Lutz	Riley	Vetter
Gittins	McElroy	Scherle	Walter
Goode	Mensing	Sersland	Wier
Graham	Millen	Siglin	Winkelman
Grassley	Miller of		Mr. Speaker
Hagen	Jones		

Absent or not voting, 5:

Frazier	Tabor	Wells	Wright
Hirsch			

Motion lost.

Mowry of Marshall offered the following amendment filed by him and moved its adoption:

Amend the Van Nostrand, et al., amendment to House Joint Resolution 3, filed March 26, 1964, as follows:

Strike in item 3 "unless a joining at a corner will likely further a historical or common interest or some furtherance of the general scheme of apportionment" and insert in lieu thereof "unless a joining at a corner will likely further an historical or common interest or is in furtherance of the general scheme of apportionment".

Amendment adopted.

Hagedorn of Clay offered the following amendment filed by him and moved its adoption:

Amend the Van Nostrand, et al., amendment to House Joint Resolution 3, filed March 25, as follows:

1. By striking the word "Lyon" in line 18 and inserting in lieu thereof the word "Dickinson".

2. By striking all of lines 20 and 21.

3. By striking the words "Black Hawk," in line 69.

4. By striking lines 71 and 72 and inserting in lieu thereof the following: "The counties of Linn and Black Hawk shall each comprise one (1) district and shall each elect five (5) representatives."

Roll call was requested.

On the question "Shall the amendment be adopted?"

Rule 69 was invoked.

## The ayes were, 47:

Andersen of	Duffy	Maule	Reppert
Woodbury	Dunton	Meacham	Robinson
Anderson of	Ely	Mensing	Sersland
Ringgold	Eveland	Messerly	Shaw
Balloun	Hagedorn	Meyer	Siglin
Breitbart	Hagen	Miller of	Smith of
Briles	Hanson of	Des Moines	Dickinson
Carnahan	Lyon	Mueller	Steffen
Casey	Hanson of	Murphy	Stevenson
Coffman	Mitchell	Murray	Tabor
Darrington	Kibbie	Nielsen of	Wells
Denman	Loss	Emmet	Wier
Doderer	Lutz	Palas	Worthington
Dougherty	Mahan		

## The nays were, 60:

Baringer	Grassley	Miller of	Scherle
Bock	Hagie	Page	Smith of
Busch	Hakes	Moffitt	O'Brien
Camp	Halling	Mowry	Sokol
Carstensen	Hirsch	Nelson	Stanley
Chalupa	Hougen	Nielsen of	Steele
Crane	Jarvis	Shelby	Stokes
Cunningham	Johnson	Olson	Strothman
Den Herder	Kluever	Ossian	Van Alstine
Dietz	Knock	Parker	Van Nostrand
Edgington	Knowles	Patton	Vermeer
Fischer of	Kreager	Petersen of	Vetter
Grundy	Lange	Dallas	Walter
Fisher of	McElroy	Peterson of	Winkelman
Greene	Millen	Woodbury	Wright
Gittins	Miller of	Prine	Mr. Speaker
Goode	Jones	Riley	
Graham			

Absent or not voting, 1:

Frazier

Amendment lost.

Mowry of Marshall moved that action on the Van Nostrand amendment as amended be deferred.

Motion prevailed.

Mowry of Marshall offered the following amendment filed by Mowry, Camp, Hagie and Van Nostrand:

Amend House Joint Resolution 3 as follows:

1. By striking lines eighty-four (84) through eighty-seven (87) and inserting in lieu thereof the following:

"Section 36. 1. Representative districts shall be divided into subdistricts to the extent provided in this section. In any representative district entitled to elect three (3) representatives, the entire district shall elect one (1) representative, and the district shall be divided into two (2) representative subdistricts each of which shall elect one (1) representative.

"In any representative district entitled to elect four (4) or more representatives, the entire district shall elect two (2) representatives, and the remaining representatives shall be elected from representative subdistricts.



The district shall be divided into a number of representative subdistricts equal to the number of representatives to which the district is entitled less two (2). Each such subdistrict shall elect one (1) representative."

Leave of absence for Lutz of Clarke for the remainder of the day was granted by the Speaker.

Doderer of Johnson offered the following amendment to the amendment:

Amend the amendment to House Joint Resolution 3 by Mowry, et al., filed March 26, 1964, by striking from line five (5) the words "In any" and all of lines six (6) to nine (9), inclusive.

Reppert of Polk moved that action on the amendment be deferred.

Motion lost.

Doderer of Johnson moved the adoption of her amendment to the Mowry, et al., amendment.

Amendment to the amendment lost.

Mowry of Marshall moved the adoption of his amendment.

Roll call was requested.

On the question "Shall the amendment be adopted?"

The ayes were, 63:

Balloun	Hanson of	Miller of	Robinson
Baringer	Lyon	Jones	Scherle
Bock	Hougen	Miller of	Sersland
Briles	Jarvis	Page	Shaw
Busch	Kibbie	Mowry	Sokol
Camp	Kluever	Mueller	Stanley
Carnahan	Knock	Murphy	Steffen
Carstensen	Knowles	Murray	Stevenson
Cunningham	Kreager	Nelson	Tabor
Denman	Lange	Nielsen of	Van Alstine
Dietz	Mahan	Emmet	Van Nostrand
Doderer	McElroy	Ossian	Vetter
Dunton	Meacham	Palas	Walter
Ely	Messerly	Petersen of	Wells
Eveland	Meyer	Dallas	Worthington
Gittins	Millen	Prine	Mr. Speaker
Hagen	Miller of	Reppert	
Hagie	Des Moines		

The nays were, 40:

Andersen of	Den Herder	Hagedorn	Moffitt
Woodbury	Dougherty	Hakes	Nielsen of
Anderson of	Edgington	Halling	Shelby
Ringgold	Fischer of	Hanson of	Olson
Breitbart	Grundy	Mitchell	Parker
Casey	Fisher of	Hirsch	Patton
Chalupa	Greene	Johnson	Peterson of
Coffman	Goode	Loss	Woodbury
Crane	Graham	Maule	Siglin
Darrington	Grassley	Mensing	

Smith of  
Dickinson

Smith of  
O'Brien  
Steele

Stokes  
Strothman  
Vermeer

Wier  
Winkelman

Absent or not voting, 5:

Duffy  
Frazier

Lutz

Riley

Wright

Amendment adopted.

Hougen of Black Hawk offered the following amendment filed by him:

Amend House Joint Resolution 3 by striking all after the resolving clause and inserting in lieu thereof the following:

Section 1. The following amendment to the Constitution of the State of Iowa is hereby proposed:

"Section six (6) of Article three (III), section thirty-four (34) of Article three (III) and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article three (III) and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III) are hereby repealed and the following adopted in lieu thereof:

"Section 6. The state shall be divided into senatorial districts, the number to be determined as hereafter provided by the general assembly. Each county of the state having a population of two (2) percent or more of the whole number of the population of the state as determined by the most recent United States decennial census shall constitute a single county senatorial district. The remaining counties shall be divided into two-county and three-county senatorial districts by the general assembly so that as nearly as possible the number of two-county districts shall comprise two-thirds of the remaining districts and the number of three-county districts shall comprise one-third of the remaining districts. Counties joined into two-county and three county districts shall be compact and contiguous and no county shall be divided in forming such districts. Counties joined only at the point of a corner shall not be considered contiguous. Two-county and three-county districts shall be as equal in population as practicable.

"Section 34. Each senatorial district established by the general assembly shall elect one (1) senator. Senatorial districts having a population of from six (6) to ten (10) percent of the population of the State as determined by the most recent United States decennial census shall elect one (1) additional senator; from ten (10) to fourteen (14) percent of the population of the State, two (2) additional senators, and one (1) additional senator for each four (4) percent of the population of the State thereafter.

"Senators elected from a senatorial district electing less than three (3) senators shall be elected from the district at large. Senators elected from a senatorial district electing three (3) or more senators shall be elected from single member subdistricts within the district established by the general assembly. Each senatorial subdistrict within a district shall have a population equal to that of every other senatorial subdistrict within the district with a deviation of no more than twenty (20) percent permitted. Boundaries of subdistricts shall conform to voting district boundaries and shall consist of compact and contiguous territory. Areas joined only at the point of a corner shall not be considered contiguous.

"The general assembly when establishing senatorial districts shall determine the number of senators each senatorial district shall elect and shall classify the districts by lot so that as nearly as possible one-half of the senators shall be elected every two (2) years. The general assembly shall

include in the classification senatorial subdistricts established within districts and shall further classify senatorial seats within districts electing two (2) senators so that as nearly as possible one-half of the senators within each district shall be elected every two (2) years. In classifying districts and subdistricts after each redistricting, the general assembly shall take into consideration the classification in effect prior to the redistricting. An incumbent senator residing in an unchanged district or subdistrict or in a district or subdistrict of reduced size shall be permitted to complete the term for which he was elected if no new territory was added to the district or subdistrict by the general assembly. The classification of such districts or subdistricts shall not be changed from the class to which the district or subdistrict was assigned prior to the redistricting.

"The general assembly shall provide by law, or the court order shall provide, when the term of office of an incumbent senator shall not be permitted to be completed due to the redistricting of the senatorial district or subdistrict of the incumbent. Any senator who is not permitted to serve his complete term shall not be compensated for the incompleated part of his term. In districts electing two (2) senators, no election shall be held at the succeeding primary and general elections for the office of the senator whose term expires preceding the convening of the next regular session of the general assembly if the general assembly or court determines the district is no longer entitled to elect an additional senator.

"Section 35. The House of Representatives shall consist of one hundred (100) members elected from single member representative districts established by the general assembly. Representative districts shall be established as follows:

"1. The general assembly shall determine a population unit which shall be equal to the quotient resulting from dividing the whole number of the State as shown by the most recent United States decennial census by one hundred (100).

"2. Each representative district shall have a population equal to that of every other representative district with a deviation of no more than twenty (20) percent from the population unit permitted.

"3. Each representative district shall consist of compact and contiguous territory. Areas joined only at the point of a corner shall not be considered contiguous.

"4. So far as practicable, a county shall not be divided unless it is entitled to elect more than one (1) representative. Where it is necessary to cross county lines in forming representative districts, the boundaries of such districts shall conform to township or voting district boundaries.

"The general assembly may realign voting district boundaries where the population of an area is so distributed that it is impossible for the general assembly to form a representative district or a senatorial subdistrict as provided in this section and in section thirty-four (34) of this Article.

"Section 36. In 1967 and in each year immediately following the taking of the United States decennial census, the number of senators to be elected from each senatorial district shall be determined and the senatorial and representative districts and the senatorial subdistricts shall be redistricted.

"The general assembly shall determine the number of senators to be elected from each senatorial district and redistrict the senatorial and representative districts and senatorial subdistricts by legislative enactment by May fifteen (15) of such year.

"If the general assembly fails to comply with the provisions of this section within the time allotted, the Supreme Court shall perform these functions by October one (1) of such year. The action of the Court shall

be entered and certified to the Secretary of State by court order and shall be final.

"Before June fifteen (15) of such year, any ten (10) members of the general assembly may petition the Supreme Court to determine whether the action of the commission or the general assembly substantially complies with the provisions of the Constitution. If the action substantially complies, the Court shall so notify the Secretary of State and the decision shall be final. If the Court determines that the action does not substantially comply, the Court shall determine the number of senators which shall be elected from each senatorial district and redistrict the senatorial and representative districts and the senatorial subdistricts. The Court shall proceed in its action as provided in the preceding paragraph of this section.

"The provisions designating the number of senators which shall be elected from each senatorial district and the redistricting of senatorial and representative districts and senatorial subdistricts shall take effect beginning for the nomination and election of members of the general assembly for the next regular session of the general assembly following the adoption of the law or court order.

"Section 37. When a congressional district shall be composed of two (2) or more counties, it shall not be entirely separated by any county belonging to another district, and no county shall be divided in forming a congressional district."

Sec. 2. The foregoing proposed amendment to the Constitution of the State of Iowa is hereby referred to the general assembly to be chosen at the next general election for members of the general assembly and the Secretary of State is directed to cause the same to be published as provided by law for three (3) months previous to the time of making such choice.

Hougen of Black Hawk offered the following amendment to the amendment and moved its adoption:

Amend the Hougen amendment to House Joint Resolution 3 filed March 25 as follows:

1. By striking all of lines one (1) through ten (10) and inserting in lieu thereof the following:

"Amend House Joint Resolution 3 by striking lines sixty-five (65) through seventy-three (73) and inserting in lieu thereof the following:"

2. By striking the word and figures "twenty (20)" in line forty-five (45) and inserting in lieu thereof the word and figures "ten (10)".

3. By striking the word "law" in line sixty-nine (69) and inserting in lieu thereof the words "joint resolution".

4. By striking the words "legislative enactment" in line one hundred fourteen (114) and inserting in lieu thereof the words "joint resolution".

5. By striking the words "the commission or" in line one hundred twenty-three (123).

6. By striking the word "law" in line one hundred thirty-nine (139) and inserting in lieu thereof the words "joint resolution".

7. By striking lines eighty-one (81) through one hundred ten (110) and all after line one hundred thirty-nine (139).

8. By adding a new paragraph following line eighty (80) as follows:

"In the event this resolution is adopted prior to redistricting after the next United States decennial census as provided for in section 36 the general assembly shall, by joint resolution, redistrict the Senate as heretofore provided in section 6 and section 34, which redistricting shall be in effect until redistricting as otherwise provided in this resolution."

Amendment to the amendment adopted.

House Joint Resolution 3 pending at adjournment.

### CALL OF THE HOUSE LIFTED

On motion by Mowry of Marshall, the Call of the House was lifted.

### SENATE MESSAGES CONSIDERED

Senate File 12, a bill for an act to legalize and validate the proceedings of the Marshall County board of supervisors, Marshall County, Iowa, establishing Marshall County Sanitary District No. 1, Marshall County, Iowa.

Read first time and referred to committee on judiciary 2.

Senate File 15, a bill for an act to allow school districts merged under chapter two hundred seventy-four point thirty-seven (274.37), Code 1962, to contract for the joint construction of buildings prior to the effective date of the merger.

Read first time and referred to committee on judiciary 2.

### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 25, 1964, he signed House Files 4 and 8 and Senate Files 10, 11 and 14.

### AMENDMENTS FILED

- 1 Amend House Joint Resolution 3, section 1, by striking all
- 2 of line 88 and inserting in lieu thereof the following:
- 3 "2. Representatives for subdistricts at the time of
- 4 their election shall have had an actual residence of sixty
- 5 (60) days in the subdistrict."

GOODE of Davis.

- 1 Amend House Joint Resolution 3, section 1, by striking
- 2 from lines ninety-two (92) and ninety-three (93) the words
- 3 "law a means whereby, upon" and inserting in lieu thereof
- 4 the words "joint resolution after".

VERMEER of Marion.  
HOUGEN of Black Hawk.

- 1 Amend the amendment to House Joint Resolution 6 filed
- 2 on March 24 by Knowles of Scott by striking therefrom
- 3 lines nine (9) through thirteen (13).

DODERER of Johnson.

- 1 Amend House Joint Resolution 6 by adding thereto the
- 2 following new section:
- 3 Sec. 2. This Act being of immediate importance shall

4 be in full force and effect from and after its passage and  
5 publication in The Garner Leader & Signal & Herald, a news-  
6 paper published at Garner, Iowa, and the Forest City Summit,  
7 a newspaper published at Forest City, Iowa."

BOCK of Hancock.

1 Amend the Knowles amendment to House Joint Resolution 6 filed  
2 March 24, 1964, as follows:

3 1. By striking lines nine (9) through thirteen (13) and  
4 inserting in lieu thereof the following: "In any representative  
5 district entitled to less than five representatives the entire  
6 district shall elect all of said representatives."

7 2. By striking the word and figure "four (4)" in line fourteen  
8 (14) and inserting in lieu thereof the word and figure "five (5)".

9 3. By striking the word and figure "two (2)" in line sixteen  
10 (16) and inserting in lieu thereof the word and figure "three (3)".

11 4. By striking the word and figure "two (2)" in line twenty  
12 (20) and inserting in lieu thereof the word and figure "three (3)".

REPPERT of Polk.

1 Amend House File 19 as follows:

2 1. Strike section one (1) and insert in lieu thereof  
3 the following:

4 "Section 1. The provisions of this Act shall apply to  
5 each legislative district, either for the senate or the house  
6 of representatives. In any representative district entitled  
7 to three (3) representatives, the entire district shall elect  
8 one (1) representative, and two (2) divisions shall be  
9 established within the district, each of which shall elect  
10 one (1) representative. In any representative district  
11 entitled to four (4) or more representatives, the entire  
12 district shall elect two (2) representatives; the remaining  
13 representatives shall be elected from divisions established  
14 within the district; the number of such divisions shall be  
15 equal to the number of representatives to which the district  
16 is entitled less two (2); and each such division shall elect  
17 one (1) representative. Such divisions shall be established  
18 by the general assembly after each federal decennial census  
19 at the first session at which official census returns are  
20 available. Divisions shall be compact and contiguous and  
21 shall follow the boundaries of townships and voting precincts.  
22 No division shall have a population more than ten per cent  
23 (10%) greater than the population of any other division in  
24 the same district. Areas joined only at the point of a  
25 corner shall not be regarded as contiguous. All provisions  
26 of this section regarding representative districts and  
27 representatives shall apply with equal force to senatorial  
28 districts and senators."

29 2. In section three (3), strike lines five (5) through  
30 twelve (12) and insert in lieu thereof the following:

31 "After the establishment of divisions of any senate  
32 district for the election in 1966, the senator who shall have  
33 been elected in 1964 for a four-year term shall represent the  
34 division in which his residence is located. In the election

35 in 1966, the other division shall elect one (1) senator, and  
36 the entire district shall elect one (1) senator."

MOWRY of Marshall.

CAMP of Clinton.

NELSON of Winnebago.

STANLEY of Muscatine.

On motion by Mowry of Marshall, the House adjourned until  
10:00 a.m., Monday, March 30, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MONDAY, MARCH 30, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Robert D. Butler, pastor of The Methodist Church, Laurens, Iowa.

The Journal of March 26 was approved.

## PRESENTATION OF VISITORS

Hagie of Wright presented to the House a group of forty children accompanied by Reverend Liedner, pastor of the Methodist Church, Eagle Grove, Iowa.

Hakes of Pocahontas presented to the House fifty-four students of the Methodist Youth Fellowship, Laurens, Iowa, and their pastor, Reverend R. D. Butler.

Reppert of Polk presented to the House twenty-four Girl Scouts of Troop 42, Des Moines, Iowa.

Ely and Riley of Linn presented to the House sixty-eight Campfire Girls of District 1, Junior High, Cedar Rapids, accompanied by Miss Costello and Miss Harther.

Hagedorn of Clay presented to the House his son, Dean, a student at St. Olaf College, Northfield, Minnesota.

Knock of Union presented to the House a group of twenty-six children of Cromwell, Iowa, accompanied by Reverend Ross Shinn.

Knock of Union presented to the House twenty-seven members of the Lincoln Booster 4-H Club of Creston accompanied by their extension director, Chuck Ehm.

Hirsch of Warren presented to the House Jeff Kraglowsky and John Risinger, sophomores of Indianola Community High School.

Chalupa of Jefferson presented to the House four students of the Packwood Attendance Center of Pekin School District, accompanied by their father, Reverend Robert D. Williams.

Kreager of Jasper presented to the House a group of Campfire Girls of Emerson Hough School, Newton, accompanied by Mrs. Elscott and Mrs. Spain.



Murphy of Carroll presented to the House Sharon and Karon King, students of May Goodrell Junior High School, Des Moines.

Reppert of Polk presented to the House the Honorable Charles Weik, former member of the House of Representatives from Dickinson County in the Fifty-seventh and Fifty-eighth General Assemblies.

Balloun of Tama presented to the House Paul Vitek and Mark and Richard Benda, students of St. Patricks School of Tama, accompanied by Mrs. Marguerite Vitek.

Miller of Jones presented to the House Bobby Ballou, student of Monticello Community School, and Susan Ballou, student of Iowa State University, accompanied by Mr. and Mrs. Bert Ballou of Monticello.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Frazier of Lee on request of Stokes of Plymouth.

#### ADOPTION OF SENATE CONCURRENT RESOLUTION 7

Ossian of Montgomery called up for consideration Senate Concurrent Resolution 7 filed March 26 and found on pages 207 and 208 of the House Journal.

Carstensen of Clinton moved the previous question on the resolution.

The motion having failed to receive a two-thirds majority lost.

Ossian of Montgomery moved the adoption of the resolution.

Motion prevailed and the resolution was adopted.

#### CONSIDERATION OF BILL

(Unfinished Business)

The House resumed consideration of House File 14, a bill for an act providing for lease-purchase option contracts for school buildings.

The House resumed consideration of the following Dietz amendment:

Amend the Sokol, et al., amendment to House File 14 filed on March 20, 1964, as follows:

1. By striking all of line nine (9) and all of line ten (10) preceding the words "the annual".

2. By striking the period at the end of line fourteen (14) and inserting in lieu thereof the following: ", subject to performance of contract."

3. By striking all of line sixteen (16) after the word "board", and all of line seventeen (17) and all of line eighteen (18) preceding the word "invite" and inserting in lieu thereof the word "shall".

Dietz of Scott moved the adoption of division 2 of his amendment.

Division 2 of amendment adopted.

Dietz of Scott moved the adoption of division 3 of his amendment.

Division 3 of amendment adopted.

Vermeer of Marion offered the following amendment, filed by Hougén and Vermeer, and moved its adoption:

Amend the amendment filed by Sokol, et al., on March 20, to House File 14 by adding after the word "contract" in line six (6) the following: "with a non-profit organization".

Amendment adopted.

Balloun of Tama offered the following amendment, filed by Balloun and Messerly, and moved its adoption:

Amend the Sokol amendment to House File 14 filed March 20 as follows: Inserting in line six (6) after the word "may" the following: ", by a vote of at least sixty per cent (60) of the total vote cast for and against said proposition at said election,".

Amendment adopted.

Kreager of Jasper offered the following amendment filed by him and moved its adoption:

Amend the Sokol, et al., amendment to House File 14, filed March 20, 1964, as follows:

1. Add in line eleven (11) after the word "fund" the following: "and the project total shall not exceed the amount which may be collected in such six-year period from said one-mill levy. No more than one such project shall be outstanding and unpaid at any one time."

Amendment adopted.

Reppert of Polk moved to reconsider the vote by which division 1 of the Dietz amendment to the Sokol amendment was adopted on March 23.

Motion lost.

Sokol of Osceola moved the adoption of the Sokol, Reppert and Dietz amendment, as amended, offered on March 23 and found on page 175 of the House Journal.

Roll call was requested.

On the question "Shall the Sokol, et al., amendment as amended be adopted?"

## The ayes were, 86:

Andersen of	Eveland	Meacham	Patton
Woodbury	Fischer of	Mensing	Petersen of
Anderson of	Grundy	Messerly	Dallas
Ringgold	Gittins	Meyer	Prine
Baringer	Goode	Millen	Reppert
Bock	Graham	Miller of	Riley
Breitbart	Grassley	Des Moines	Robinson
Briles	Hagedorn	Miller of	Scherle
Camp	Hagen	Jones	Sersland
Carnahan	Hagie	Miller of	Smith of
Carstensen	Halling	Page	O'Brien
Casey	Hanson of	Moffitt	Sokol
Chalupa	Lyon	Mowry	Stanley
Coffman	Hanson of	Mueller	Steffen
Crane	Mitchell	Murphy	Stevenson
Cunningham	Hougen	Murray	Stokes
Darrington	Jarvis	Nelson	Strothman
Den Herder	Johnson	Nielsen of	Van Nostrand
Denman	Kibbie	Emmet	Vetter
Dietz	Knock	Nielsen of	Walter
Doderer	Lange	Shelby	Wells
Dougherty	Loss	Olson	Wier
Duffy	Lutz	Palas	Worthington
Dunton	Mahan	Parker	Wright
Edgington	Maule		

## The nays were, 11:

Busch	Kluever	Siglin	Van Alstine
Fisher of	Kreager	Steele	Vermeer
Greene	McElroy	Tabor	Winkelman

## Absent or not voting, 11:

Balloun	Hirsch	Peterson of	Smith of
Ely	Knowles	Woodbury	Dickinson
Frazier	Ossian	Shaw	Mr. Speaker
Hakes			

## Amendment as amended adopted.

Hanson of Lyon asked and received unanimous consent to withdraw the amendment filed by the committee on tax revision on March 17 and found on page 133 of the House Journal.

Sokol of Osceola moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

## On the question "Shall the bill pass?"

## The ayes were, 84:

Andersen of	Briles	Dietz	Fischer of
Woodbury	Carnahan	Doderer	Grundy
Anderson of	Casey	Dougherty	Fisher of
Ringgold	Chalupa	Duffy	Greene
Balloun	Coffman	Dunton	Goode
Baringer	Cunningham	Edgington	Graham
Bock	Darrington	Eveland	Hagedorn
Breitbart	Denman		Hagen

Hagie	Messerly	Nielsen of	Smith of
Hanson of	Meyer	Shelby	O'Brien
Lyon	Millen	Olson	Sokol
Hanson of	Miller of	Palas	Stanley
Mitchell	Des Moines	Parker	Steffen
Hougen	Miller of	Patton	Stevenson
Jarvis	Jones	Petersen of	Stokes
Johnson	Miller of	Dallas	Strothman
Kibbie	Page	Prine	Tabor
Knock	Moffit	Reppert	Vetter
Lange	Mowry	Riley	Walter
Loss	Mueller	Robinson	Wells
Lutz	Murphy	Scherle	Wier
Mahan	Murray	Sersland	Worthington
Maule	Nelson	Smith of	Wright
McElroy	Nielsen of	Dickinson	Mr. Speaker
Meacham	Emmet		
Mensing			

The nays were, 18:

Busch	Gittins	Kreager	Van Alstine
Camp	Grassley	Ossian	Van Nostrand
Carstensen	Halling	Siglin	Vermeer
Crane	Kluever	Steele	Winkelman
Den Herder	Knowles		

Absent or not voting, 6:

Ely	Hakes	Peterson of	Shaw
Frazier	Hirsch	Woodbury	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion by Mowry of Marshall, the House recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

## CONSIDERATION OF BILL

House File 19, a bill for an act relating to the election of members of the General Assembly from districts entitled to more than one member in the Senate or House of Representatives, with report of committee recommending passage, was taken up for consideration.

Mowry of Marshall offered the following amendment filed by Mowry, et al., and moved its adoption:

Amend House File 19 as follows:

1. Strike section one (1) and insert in lieu thereof the following:

"Section 1. The provisions of this Act shall apply to each legislative district, either for the senate or the house of representatives. In any representative district entitled to three (3) representatives, the entire district shall elect one (1) representative, and two (2) divisions shall be established within the district, each of which shall elect one (1) representative. In any representative district entitled to four (4) or more repre-

sentatives, the entire district shall elect two (2) representatives; the remaining representatives shall be elected from divisions established within the district; the number of such divisions shall be equal to the number of representatives to which the district is entitled less two (2); and each such division shall elect one (1) representative. Such divisions shall be established by the general assembly after each federal decennial census at the first session at which official census returns are available. Divisions shall be compact and contiguous and shall follow the boundaries of townships and voting precincts. No division shall have a population more than ten per cent (10%) greater than the population of any other division in the same district. Areas joined only at the point of a corner shall not be regarded as contiguous. All provisions of this section regarding representative districts and representatives shall apply with equal force to senatorial districts and senators."

2. In section three (3), strike lines five (5) through twelve (12) and insert in lieu thereof the following:

"After the establishment of divisions of any senate district for the election in 1966, the senator who shall have been elected in 1964 for a four-year term shall represent the division in which his residence is located. In the election in 1966, the other division shall elect one (1) senator, and the entire district shall elect one (1) senator."

Roll call was requested.

On the question "Shall the amendment be adopted?"

The ayes were, 73:

Anderson of	Gittins	Maule	Petersen of
Ringgold	Goode	McElroy	Dallas
Balloun	Graham	Meacham	Prine
Baringer	Hagen	Mensing	Scherle
Bock	Hagie	Messerly	Sersland
Briles	Hakes	Meyer	Shaw
Busch	Halling	Millen	Siglin
Camp	Hanson of	Miller of	Smith of
Carstensen	Lyon	Jones	Dickinson
Chalupa	Hanson of	Miller of	Smith of
Coffman	Mitchell	Page	O'Brien
Crane	Hirsch	Moffitt	Sokol
Cunningham	Hougen	Mowry	Stanley
Darrington	Jarvis	Nelson	Steele
Den Herder	Johnson	Nielsen of	Stokes
Denman	Kluever	Shelby	Van Nostrand
Dietz	Knock	Olson	Vetter
Dougherty	Knowles	Ossian	Walter
Ely	Kreager	Palas	Wier
Fischer of	Lange	Parker	Mr. Speaker
Grundy	Lutz	Patton	

The nays were, 27:

Andersen of	Edgington	Miller of	Steffen
Woodbury	Eveland	Des Moines	Stevenson
Breithbach	Fisher of	Mueller	Strothman
Carnahan	Greene	Murphy	Tabor
Casey	Grassley	Murray	Van Alstine
Doderer	Kibbie	Nielsen of	Winkelman
Duffy	Loss	Emmet	Worthington
Dunton	Mahan	Peterson of	
		Woodbury	

Absent or not voting, 8:

Frazier  
Hagedorn

Riley  
Reppert

Robinson  
Vermeer

Wells  
Wright

Amendment adopted.

Smith of O'Brien asked and received unanimous consent to withdraw the amendment filed by Smith, Robinson and Baringer on March 25 and found on page 205 of the House Journal.

### CALL OF THE HOUSE

Under provisions of Rule 72, we, the undersigned, request a Call of the House on House File 19 and all amendments thereto and House Joint Resolution 3 and all amendments thereto.

WILLIAM P. WINKELMAN.  
ELMER H. DEN HERDER.  
CHESTER HOUGEN.  
FLOYD H. MILLEN.  
CONRAD OSSIAN.

Pursuant to the rules relating to a Call of the House, the roll call revealed all members present except Frazier of Lee, who had previously been excused.

Mowry of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 82:

Andersen of  
Woodbury  
Anderson of  
Ringgold  
Balloun  
Baringer  
Bock  
Briles  
Busch  
Camp  
Carstensen  
Chalupa  
Coffman  
Crane  
Cunningham  
Darrington  
Den Herder  
Dietz  
Dougherty  
Dunton  
Edgington  
Fischer of  
Grundy

Fisher of  
Greene  
Gittins  
Goode  
Graham  
Grassley  
Hagedorn  
Hagen  
Hagie  
Hakes  
Halling  
Hanson of  
Lyon  
Hanson of  
Mitchell  
Hirsch  
Hougen  
Jarvis  
Johnson  
Kluever  
Knock  
Knowles  
Kreager  
Lange

Lutz  
Maule  
McElroy  
Mensing  
Messerly  
Meyer  
Millen  
Miller of  
Jones  
Miller of  
Page  
Moffitt  
Mowry  
Nelson  
Nielsen of  
Shelby  
Olson  
Ossian  
Parker  
Patton  
Peterson of  
Dallas  
Peterson of  
Woodbury

Prine  
Robinson  
Scherle  
Sersland  
Shaw  
Siglin  
Smith of  
Dickinson  
Smith of  
O'Brien  
Sokol  
Stanley  
Steele  
Stokes  
Strothman  
Van Alstine  
Van Nostrand  
Vermeer  
Vetter  
Walter  
Wier  
Winkelman  
Wright  
Mr. Speaker

The nays were, 25:

Breitbart	Eveland	Mueller	Riley
Carnahan	Kibbie	Murphy	Steffen
Casey	Loss	Murray	Stevenson
Denman	Mahan	Nielsen of	Tabor
Doderer	Meacham	Emmet	Wells
Duffy	Miller of	Palas	Worthington
Ely	Des Moines	Reppert	

Absent or not voting, 1:

Frazier

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### EXPLANATION OF VOTE ON HOUSE FILE 19

I took an oath of office to uphold the Constitution of the State of Iowa to the best of my ability. House File 19 is a gross attempt to circumvent section 37 of the Iowa Constitution, which specifically exempts the provisions in House File 19. I believe in the people's guarantee under the Constitution and I do not condone this method of denying them the protections provided therein.

REPPERT of Polk.

#### UNFINISHED BUSINESS

The House resumed consideration of House Joint Resolution 6, a joint resolution proposing an amendment to the Constitution of the State of Iowa, relating to the formation of Congressional districts and repealing the provisions relating to state Senatorial and Representative districts.

Knowles of Scott asked and received unanimous consent to withdraw the amendment filed by Knowles, Stanley and Van Nostrand on March 24 and found on page 188 of the House Journal.

Bock of Hancock asked and received unanimous consent to withdraw the amendment filed by her on March 26 and found on page 224 of the House Journal.

Mowry of Marshall offered the following amendment filed by the special committee on reapportionment and moved its adoption:

Amend House Joint Resolution 6 by adding thereto the following section:

Sec. 2. The foregoing proposed amendment is hereby referred to the General Assembly to be chosen at the next general election for members of the General Assembly, and shall be published as provided by law for three (3) consecutive months previous to the date of said general election.

Amendment adopted.

Mowry of Marshall moved that the joint resolution be read a last

time now and placed upon its passage, which motion prevailed, and the resolution was read a last time.

House Joint Resolution 6, a joint resolution proposing an amendment to the Constitution of the State of Iowa, relating to the formation of Congressional districts and repealing the provisions relating to state Senatorial and Representative districts.

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

Section 1. The following amendment to the Constitution of the State of Iowa is hereby proposed:

"Section thirty-seven (37) of Article Three (III) of the Constitution of the State of Iowa is hereby repealed and the following is adopted in lieu thereof:

'Sec. 37. When a congressional district is composed of two or more counties it shall not be entirely separated by a county belonging to another district and no county shall be divided in forming a congressional district.'"

Sec. 2. The foregoing proposed amendment is hereby referred to the General Assembly to be chosen at the next general election for members of the General Assembly, and shall be published as provided by law for three (3) consecutive months previous to the date of said general election.

On the question "Shall the joint resolution be adopted and agreed to?"

The yeas were, 89:

Andersen of  
Woodbury  
Anderson of  
Ringgold  
Balloun  
Baringer  
Bock  
Briles  
Busch  
Camp  
Carstensen  
Chalupa  
Coffman  
Crane  
Cunningham  
Den Herder  
Darrington  
Denman  
Dietz  
Doderer  
Dougherty  
Dunton  
Edgington  
Fischer of  
Grundy

Fisher of  
Greene  
Gittins  
Goode  
Graham  
Grassley  
Hagedorn  
Hagen  
Hagie  
Hakes  
Halling  
Hanson of  
Lyon  
Hanson of  
Mitchell  
Hirsch  
Hougen  
Jarvis  
Johnson  
Kluever  
Knock  
Knowles  
Kreager  
Lange  
Lutz  
Maule

McElroy  
Meacham  
Mensing  
Meyer  
Millen  
Miller of  
Jones  
Miller of  
Page  
Moffitt  
Mowry  
Mueller  
Nelson  
Nielsen of  
Emmet  
Nielsen of  
Shelby  
Olson  
Ossian  
Palas  
Parker  
Patton  
Petersen of  
Dallas  
Peterson of  
Woodbury

Prine  
Riley  
Robinson  
Scherle  
Sersland  
Shaw  
Siglin  
Smith of  
Dickinson  
Smith of  
O'Brien  
Sokol  
Stanley  
Steele  
Stokes  
Strothman  
Van Alstine  
Van Nostrand  
Vermeer  
Vetter  
Walter  
Wells  
Wier  
Winkelman  
Wright  
Mr. Speaker

The nays were, 18:

Breitbart  
Carnahan

Casey  
Duffy

Ely  
Eveland

Kibbie  
Loss



Mahan  
Messerly

Miller of  
Des Moines  
Murphy

Murray  
Reppert  
Steffen

Stevenson  
Tabor  
Worthington

Absent or not voting, 1:

Frazier

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House and the title was agreed to.

The House resumed consideration of House Joint Resolution 3, a joint resolution proposing amendments to the constitution of the State of Iowa relating to the apportionment of senators and representatives in the general assembly by proposing to repeal sections six (6) of Article Three (III), thirty-four (34), thirty-five (35) and thirty-six (36) of said Article Three (III) as adopted by amendment in 1904, and repeal the amendment to section thirty-four (34) of Article Three (III) adopted in 1928, and to repeal section thirty-seven (37) of Article Three (III) and proposing to adopt substitutes in lieu thereof, and the Van Nostrand, et al., amendment filed March 25.

Knowles of Scott offered the following amendment filed by him and moved its adoption:

Amend the Van Nostrand, et al., amendment to House Joint Resolution 3 filed March 25 and amended March 26, by striking lines sixteen (16) through thirty (30) and inserting in lieu thereof the following:

"The most populous counties constituting a majority of the population of the state according to the most recent United States decennial census shall elect a majority of the representatives."

Roll call was requested.

On the question "Shall the amendment be adopted?"

The yeas were, 33:

Andersen of  
Woodbury  
Baringer  
Breitbach  
Camp  
Carnahan  
Carstensen  
Casey  
Denman

Dietz  
Doderer  
Duffy  
Duntun  
Ely  
Eveland  
Gittins  
Hougen  
Kibbie

Knowles  
Kreager  
Lange  
Mahan  
Messerly  
Miller of  
Des Moines  
Murphy  
Murray

Olson  
Peterson of  
Woodbury  
Prine  
Reppert  
Riley  
Stanley  
Steffen  
Wier

The nays were, 67:

Anderson of  
Ringgold  
Balloun  
Bock  
Briles  
Busch  
Chalupa

Coffman  
Crane  
Cunningham  
Darrington  
Den Herder  
Dougherty  
Edgington

Fischer of  
Grundy  
Fisher of  
Greene  
Goode  
Graham  
Grassley

Hagedorn  
Hagen  
Hagie  
Hakes  
Halling  
Hanson of  
Lyon

Hanson of Mitchell	Miller of Jones	Palas Parker	Sokol Steele
Hirsch	Miller of Page	Patton	Stevenson
Jarvis	Moffitt	Petersen of Dallas	Stokes
Johnson	Mowry	Robinson	Strothman
Kluever	Mueller	Scherle	Tabor
Knock	Nelson	Sersland	Van Alstine
Loss	Nielsen of	Siglin	Van Nostrand
Lutz	Emmet	Smith of	Vermeer
Maule	Nielsen of	Dickinson	Walter
McElroy	Shelby	Smith of	Wells
Mensing	Ossian	O'Brien	Winkelman
Meyer			

Absent or not voting, 8:

Frazier	Millen	Vetter	Wright
Meacham	Shaw	Worthington	Mr. Speaker

Amendment lost.

Doderer of Johnson offered the following amendment, filed by Doderer and Denman, and moved its adoption:

Amend the amendment to House Joint Resolution 3 by Van Nostrand, et al., filed on March 25 and amended March 26, 1964, by striking from lines seventeen (17) and eighteen (18) the words and figures "forty-seven (47)" and inserting in lieu thereof the word and figures "fifty (50)".

Roll call was requested.

On the question "Shall the amendment be adopted?"

The yeas were, 25:

Baringer	Duffy	Loss	Murphy
Breitbach	Dunton	Mahan	Murray
Carnahan	Ely	Meacham	Reppert
Casey	Eveland	Messerly	Riley
Denman	Hagedorn	Miller of	Steffen
Dietz	Kibbie	Des Moines	Worthington
Doderer	Knowles		

The nays were, 80:

Andersen of	Fisher of	Kluever	Nielsen of
Woodbury	Greene	Knock	Emmet
Anderson of	Gittins	Kreager	Nielsen of
Ringgold	Goode	Lange	Shelby
Balloun	Graham	Lutz	Olson
Bock	Grassley	Maule	Ossian
Busch	Hagen	McElroy	Palas
Carstensen	Hagie	Mensing	Parker
Chalupa	Hakes	Meyer	Patton
Coffman	Halling	Millen	Petersen of
Crane	Hanson of	Miller of	Dallas
Cunningham	Lyon	Jones	Peterson of
Darrington	Hanson of	Miller of	Woodbury
Den Herder	Mitchell	Page	Prine
Dougherty	Hirsch	Moffitt	Robinson
Edgington	Hougen	Mowry	Scherle
Fischer of	Jarvis	Mueller	Sersland
Grundty	Johnson	Nelson	Shaw

Siglin	Stanley	Van Alstine	Wells
Smith of	Steele	Van Nostrand	Wier
Dickinson	Stevenson	Vermeer	Winkelman
Smith of	Stokes	Vetter	Wright
O'Brien	Strothman	Walter	Mr. Speaker
Sokol	Tabor		

Absent or not voting, 3:

Briles	Camp	Frazier
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Amendment lost.

Wier of Louisa offered the following amendment filed by him and moved its adoption:

Amend the Van Nostrand, et al., amendment filed March 25, 1964, as amended by the Mowry, et al., amendment filed March 26, 1964, to House Joint Resolution 3, as follows:

1. By striking all of lines sixty-three (63) and sixty-four (64).

2. By inserting after line eighty (80) the following:

"The counties of Muscatine and Louisa shall comprise one (1) district and shall elect two (2) representatives."

Amendment lost.

Eveland of Boone offered the following amendment filed by Eveland and Hagedorn and moved its adoption:

Amend the Van Nostrand, et al., amendment to House Joint Resolution 3, filed March 25, 1964, and amended March 26, 1964, as follows:

1. By inserting after line one hundred twenty-three (123) the following:

"So far as practicable, a county shall not be divided unless it is entitled to elect more than one (1) representative. Where it is necessary to cross county lines in forming representative districts, the boundaries of such districts shall conform to township or voting district boundaries."

2. By inserting in line one hundred fifty-three (153) after the word "representatives" the words "districts and".

Roll call was requested.

On the question "Shall the amendment to the amendment be adopted?"

The yeas were, 33:

Baringer	Ely	Meacham	Palas
Breitbart	Eveland	Messerly	Reppert
Carnahan	Hagedorn	Meyer	Riley
Casey	Kibbie	Miller of	Stanley
Cunningham	Knock	Des Moines	Steffen
Denman	Knowles	Murphy	Stevenson
Doderer	Loss	Murray	Van Alstine
Duffy	Mahan	Nielsen of	Worthington
Dunton	Maule	Emmet	

The nays were, 70:

Andersen of	Balloun	Chalupa	Den Herder
Woodbury	Bock	Coffman	Dougherty
Anderson of	Briles	Crane	Edgington
Ringgold	Busch	Darrington	

Fischer of Grundy	Jarvis Johnson	Olson Ossian	Smith of O'Brien
Fisher of Greene	Kluever Kreager	Parker Patton	Sokol Steele
Gittins	Lange	Petersen of Dallas	Stokes Strothman
Goode	Lutz	Peterson of Woodbury	Tabor
Graham	McElroy	Prine	Van Nostrand
Grassley	Mensing	Robinson	Vermeer
Hagen	Millen	Scherle	Vetter
Hagie	Miller of Jones	Sersland	Walter
Hakes	Miller of Page	Shaw	Wells
Halling	Moffitt	Siglin	Wier
Hanson of Lyon	Mowry	Smith of Dickinson	Winkelman
Hanson of Mitchell	Nelson		Wright
Hirsch	Nielsen of Shelby		Mr. Speaker
Hougen			

Absent or not voting, 5:

Camp	Dietz	Frazier	Mueller
Carstensen			

Amendment to the amendment lost.

Vermeer of Marion moved to reconsider the vote by which the Knowles amendment failed to be adopted.

Motion prevailed.

Vermeer of Marion moved that the following amendment filed by him be substituted for the Knowles amendment:

Amend the Van Nostrand amendment to House Joint Resolution 3 filed March 25, and amended March 26, by striking line sixteen (16) through line thirty (30), and inserting in lieu thereof the following:

"The most populous counties constituting a majority of the population of the state, according to the most recent United States decennial census, shall elect the least possible majority of the representatives."

Motion prevailed.

Vermeer of Marion moved the adoption of his amendment.

Amendment adopted.

Hagedorn of Clay offered the following amendment filed by him and moved its adoption:

Amend House Joint Resolution 3 as follows:

Amend the Van Nostrand, et al., amendment of March 25 as amended March 26 by striking lines thirty-one (31) through ninety-three (93), inclusive, and inserting in lieu thereof the following:

The Governor shall within sixty (60) days after the ratification of this amendment call in extraordinary session the General Assembly which General Assembly shall reapportion the General Assembly of Iowa in accordance with this amendment.

Amendment lost.

Van Nostrand of Pottawattamie moved the adoption of his amendments as amended.

Amendment as amended adopted.

Goode of Davis asked and received unanimous consent to withdraw the amendment filed by him on March 24 and found on page 186 of the House Journal.

The House resumed consideration of the Hougen amendment offered on March 26 and found on pages 220, 221 and 222 of the House Journal.

Stanley of Muscatine offered the following amendment, filed by Stanley, Van Nostrand, Gittins, Cunningham, Messerly and Dietz, and moved its adoption:

Amend the Hougen amendment (filed March 25, 1964, as amended on March 26, 1964) to House Joint Resolution 3 as follows:

1. Strike all of lines four (4) through twenty (20), inclusive, and the words "Section 34." in line twenty-one (21), and insert in lieu thereof the following:

"Section 35. The senate shall consist of not more than fifty-five (55) senators. The general assembly shall determine the number of senators and shall divide the state into senatorial districts as provided herein.

"The smallest percentage of the state population represented by a majority of the senators shall be at least thirty-eight per cent (38%) and not more than forty per cent (40%) of the state population. Such percentage shall be determined as follows: the senatorial districts shall be listed in the inverse order of their population; the total population of the least populous group of senatorial districts entitled to elect a majority of the senators shall be computed, beginning with the senatorial district having the least population, then adding the senatorial district having the next least population, and so on, provided, however, that no one-county senatorial district shall be included in such group of senatorial districts; and said total shall be divided by the state population to determine such percentage. In event of any conflict between this paragraph and any other provision of this section as amended, this paragraph shall prevail over such other provision, and reasonable exceptions to any or all other provisions of this section shall be made to the extent necessary to comply with this paragraph."

"Subject to the other provisions of this section, the number of persons represented by each senator shall be as nearly equal as practicable.

"No senatorial district shall include more than three (3) counties. Senatorial districts shall be composed of compact and contiguous territory and no county shall be divided in forming such districts. However, senatorial districts shall be divided into subdistricts to the extent provided in this section as amended. Counties joined only at the point of a corner shall not be regarded as contiguous.

Roll call was requested.

On the question "Shall the amendment be adopted?"

## The yeas were, 40:

Andersen of	Doderer	Kreager	Peterson of
Woodbury	Duffy	Loss	Woodbury
Baringer	Dunton	Mahan	Reppert
Bock	Ely	Meacham	Riley
Breitbart	Eveland	Messerly	Stanley
Camp	Gittins	Miller of	Steffen
Carstensen	Hagedorn	Des Moines	Stevenson
Casey	Hanson of	Murphy	Van Alstine
Cunningham	Lyon	Murray	Van Nostrand
Denman	Kibbie	Olson	Wier
Dietz	Knowles	Palas	Worthington

## The nays were, 67:

Anderson of	Hagen	Miller of	Sersland
Ringgold	Hagie	Jones	Shaw
Balloun	Hakes	Miller of	Siglin
Briles	Halling	Page	Smith of
Busch	Hanson of	Moffitt	Dickinson
Carnahan	Mitchell	Mowry	Smith of
Chalupa	Hirsch	Mueller	O'Brien
Coffman	Hougen	Nelson	Sokol
Crane	Jarvis	Nielsen of	Steele
Darrington	Johnson	Emmet	Stokes
Den Herder	Kluever	Nielsen of	Strothman
Dougherty	Knock	Shelby	Tabor
Edgington	Lange	Ossian	Vermeer
Fischer of	Lutz	Parker	Vetter
Grundy	Maule	Patton	Walter
Fisher of	McElroy	Petersen of	Wells
Greene	Mensing	Dallas	Winkelman
Goode	Meyer	Prine	Wright
Graham	Millen	Robinson	Mr. Speaker
Grassley		Scherle	

## Absent or not voting, 1:

Frazier

## Amendment to the amendment lost.

Messerly of Black Hawk offered the following amendment, filed by Messerly and Murray, and moved its adoption:

Amend the Hougen amendment to House Joint Resolution 3, filed March 25, by striking lines twenty-three (23) through twenty-nine (29), inclusive, and inserting in lieu thereof the following:

"districts having a population of from four and one-half (4½) to seven and one-half (7½) percent of the population of the State as determined by the most recent United States decennial census shall elect one (1) additional senator; from seven and one-half (7½) to ten and one-half (10½) percent of the population of the State, two (2) additional senators, and one (1) additional senator for each three (3) percent of the population of the State".

Roll call was requested.

On the question "Shall the amendment be adopted?"

## The yeas were, 36:

Andersen of	Doderer	Kibbie	Murray
Woodbury	Duffy	Knowles	Peterson of
Baringer	Dunton	Loss	Woodbury
Breitbach	Ely	Mahan	Reppert
Camp	Eveland	Meacham	Riley
Carnahan	Gittins	Messerly	Stanley
Carstensen	Hagen	Meyer	Steffen
Cunningham	Hanson of	Miller of	Stevenson
Denman	Lyon	Des Moines	Van Nostrand
Dietz	Hougen	Murphy	Worthington

## The nays were, 69:

Anderson of	Hagedorn	Miller of	Sersland
Ringgold	Hagie	Page	Shaw
Balloun	Hakes	Moffitt	Siglin
Briles	Halling	Mowry	Smith of
Busch	Hanson of	Mueller	Dickinson
Casey	Mitchell	Nelson	Smith of
Chalupa	Hirsch	Nielsen of	O'Brien
Coffman	Jarvis	Emmet	Sokol
Crane	Johnson	Nielsen of	Steele
Darrington	Kluever	Shelby	Stokes
Den Herder	Knock	Olson	Strothman
Dougherty	Kreager	Ossian	Tabor
Edgington	Lange	Palas	Vermeer
Fischer of	Lutz	Parker	Vetter
Grundy	Maule	Patton	Walter
Fisher of	McElroy	Petersen of	Wells
Greene	Mensing	Dallas	Wier
Goode	Millen	Prine	Winkelman
Graham	Miller of	Robinson	Wright
Grassley	Jones	Scherle	Mr. Speaker

## Absent or not voting, 3:

Bock	Frazier	Van Alstine
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## Amendment to the amendment lost.

Hougen of Black Hawk moved the adoption of his amendment as amended.

On the question "Shall the Hougen amendment as amended be adopted?"

## The yeas were, 73:

Anderson of	Edgington	Hanson of	Lutz
Ringgold	Fischer of	Lyon	McElroy
Balloun	Grundy	Hanson of	Mensing
Baringer	Fisher of	Mitchell	Millen
Bock	Greene	Hirsch	Miller of
Briles	Gittins	Hougen	Jones
Busch	Goode	Jarvis	Miller of
Chalupa	Graham	Johnson	Page
Coffman	Grassley	Kibbie	Moffitt
Crane	Hagedorn	Kluever	Mowry
Cunningham	Hagen	Knock	Nelson
Darrington	Hagie	Kreager	Nielsen of
Den Herder	Hakes	Lange	Shelby
Dougherty	Halling	Loss	Olson

Ossian	Sersland	Sokol	Vetter
Palas	Shaw	Steele	Walter
Parker	Siglin	Stokes	Wier
Patton	Smith of	Strothman	Winkelman
Petersen of	Dickinson	Van Alstine	Wright
Dallas	Smith of	Van Nostrand	Mr. Speaker
Prine	O'Brien	Vermeer	
Scherle			

**The nays were, 32:**

Andersen of	Duffy	Meyer	Reppert
Woodbury	Dunton	Miller of	Riley
Breitbach	Ely	Des Moines	Stanley
Camp	Eveland	Murphy	Steffen
Carnahan	Knowles	Murray	Stevenson
Carstensen	Mahan	Nielsen of	Tabor
Casey	Maule	Emmet	Wells
Denman	Meacham	Peterson of	Worthington
Dietz	Messerly	Woodbury	
Doderer			

**Absent or not voting, 3:**

Frazier	Mueller	Robinson
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**Amendment as amended adopted.**

Mowry of Marshall asked and received unanimous consent that action on House Joint Resolution 3 be deferred and that the joint resolution retain its place on the calendar.

Mowry of Marshall called up for consideration the following motion to reconsider, filed by Hagedorn of Clay:

**MOTION TO RECONSIDER**

I move to reconsider the vote by which House File 19 passed the House.  
HAGEDORN of Clay.

On the question "Shall the vote by which House File 19 passed the House be reconsidered?"

The motion not having received a constitutional two-thirds majority, lost.

**MESSAGE FROM THE SENATE**

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following joint resolution in which the concurrence of the House is asked:

Senate Joint Resolution 1, proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly.

CARROLL A. LANE, *Secretary*.

**REPORT OF JOINT COMMITTEE ON ENROLLED BILLS**

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:



MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 13, 15, 16 and 17.

FRED E. WIER,  
*Chairman House Committee.*  
KENNETH BENDA,  
*Chairman Senate Committee.*

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 13, 15, 16 and 17.

#### BILLS SENT TO THE GOVERNOR

Wier of Louisa, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 30th day of March, 1964, sent to the Governor for his approval: House Files 13, 15, 16 and 17.

FRED E. WIER, *Chairman.*

Report adopted.

#### AMENDMENTS FILED

- 1 Amend House File 9 by adding at the end thereof the
- 2 following
- 3 On or before March 1 of each year the Tax Commission
- 4 shall make public a report showing the amount of taxable
- 5 income derived by the residents of each school district
- 6 in the state as shown by the tax returns of such residents
- 7 due to be filed prior to the preceding June 30 and such
- 8 report shall state the percentage of total returns which
- 9 are received from nonresident taxpayers and percentage of
- 10 total returns which failed to disclose the information as
- 11 to school district residence.

RILEY of Linn.

- 1 Amend House Joint Resolution 3, line one hundred six (106),
- 2 by adding after the period therein the following:
- 3 "In the year after each decennial census, representation
- 4 in the House and Senate shall be reapportioned by act of the
- 5 General Assembly, according to such census and pursuant to
- 6 this Constitution. Until such reapportionment is accomplished
- 7 no other business shall be in order in either house, except
- 8 upon the express recommendation of the Governor and with the
- 9 consent of two-thirds of the members of each House."

REPORT of Polk.

On motion by Mowry of Marshall, the House adjourned until 9:30 a.m., Tuesday, March 31, 1964.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, TUESDAY, MARCH 31, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend Alvin E. Goldhorn, pastor of the Memorial Presbyterian Church, Cherokee, Iowa.

The Journal of March 30 was approved.

## PRESENTATION OF VISITORS

Prine of Mahaska presented to the House Mrs. Connie Pierson, Oskaloosa, Iowa, "Queen" of the International Flying Farmers.

Jarvis of Buena Vista presented to the House five students from St. John's Lutheran School of Alta accompanied by their teacher, Jeffery Crane.

Reppert of Polk presented to the House Steve Johnson, a graduate of the American Community High School in Saigon, Vietnam, and now attending Grinnell College, Grinnell, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Wells of Taylor on request of Hirsch of Warren; Vetter of Washington on request of Millen of Van Buren.

## SENATE MESSAGE CONSIDERED

Senate Joint Resolution 1, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend the Constitution by repeal of section six (6), Article three (III) thereof, section thirty-four (34) of Article three (III) thereof and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article three (III), and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III), and proposing substitutes in lieu thereof.

Read first time and passed on file.

The following communication is on file in the office of the Chief Clerk:

## U. S. DEPARTMENT OF COMMERCE

Bureau of the Census

Washington, D. C. 20233

Honorable Jack Miller,  
Committee on Government Operations,  
United States Senate,  
Washington, D. C. 20510.

Dear Senator Miller:

We are glad to comment on the resolution from the Iowa Legislature concerning the residence rules used in the Census, as requested in your letter of March 12, 1964.

According to the usual Census practice, which dates back to 1790, each person enumerated in the Census is counted as an inhabitant of his usual place of residence, or usual place of abode, which is generally taken to mean the place where he lives and sleeps most of the time. It is not necessarily the same as a legal residence, voting residence, or domicile, although in the vast majority of cases these different bases of classification would be identical.

One of the problems facing the Bureau at each enumeration of the population is the handling of persons who appear to have concurrent residence in two places. For example, many Federal Government employees in the District of Columbia have legal residence elsewhere, but live and work in or near Washington, D. C. It has been necessary to devise rules for enumerating such persons in a uniform manner.

For Census purposes, persons who appear to have two concurrent residences have generally been considered to be usual residents of the area where they work. For example, a person who works in one community, but maintains a home elsewhere at which he is present for week ends, or less frequently, is counted as a usual resident of the community in which he works. Inmates of prisons and other institutions have traditionally been counted as usual residents of the institutions, which is the place where they live and sleep most of the time. A similar treatment has long been given to members of the Armed Forces who are enumerated as inhabitants of the community in which they are stationed.

The resolution refers to voting residence. In applying this criterion, it would be necessary to deal with the many people who do not have a voting residence at all, and also with many people who maintain a voting residence in one area, even though they do not actually live there and are not likely to return to it. Many college students and some members of the Armed Forces are not of voting age and, therefore, do not have a voting residence.

With regard to the Armed Forces, it would be necessary to distinguish between two groups: 1) The continuing personnel who may maintain a voting residence in one place, even though their actual residence changes as they are transferred from station to station; and 2) the people who are serving temporarily, some of whom may return to the place of pre-service residence.

It is doubtful that the present rule of counting members of the Armed Forces as residents of the place where they are stationed at the time of the Census has any effect on the setting up of legislative districts in Iowa, since only about 1,500 members of the Armed Forces are stationed within the State. The pre-service residences of the 44,000 members of the Armed Forces from Iowa are probably distributed rather evenly throughout the State. It seems likely that all parts of the State are about equally affected by our Census procedures in respect to the members of the Armed Forces and that, therefore, the present Census procedures do not create a dis-

advantage for any district in relation to setting up districts within the State, whether for the United States Congress or for the State Legislature.

College students present a somewhat different problem. If they are to be enumerated as residents of the place where they spend most of their time, they should be counted where they are living while attending college. In most college towns there is a fairly constant student population for at least nine months of the year, and where summer sessions are held, this is true throughout the year. The students live in the community, draw on its resources, rely on its public services, and patronize its business establishments.

We have found some figures for 1958 which show 47,675 students were attending colleges in Iowa, and that 34,398 of these were Iowa residents. There were 13,277 out-of-State students attending Iowa colleges. At the same time, there were 11,428 students claiming Iowa residence attending colleges outside the State. This would lead to the conclusion that the State had a net "in-migration" of college students of 1,849. While the numbers have no doubt increased, the relationship of in-State and out-of-State students has probably changed very little.

Many college students live in the parental home while attending college and a growing number of college students are married and maintain their own homes. Such people, of course, would be counted in the same place under any Census procedures.

Some national studies show that approximately 55 percent of college students maintain their own homes or live in their parental homes. If these figures are applicable in Iowa, it would appear that somewhat less than half of the college students whose home residences are in Iowa are affected by our present Census rules. Thus, the number of persons who are affected is a rather small percentage of the total population. Perhaps they are not evenly distributed over the State, but in any one district their number is probably too small to have any real effect on the apportionment within the State. The major effect may be in relation to such cities as Ames and Iowa City, where the college population is a significant element of the total. I am sure, however, that there would be general agreement that in terms of the public services required in these cities, and in terms of the volume of business done there, the college students do represent an important part of the population.

It is our belief that the current practice of counting college students where they are living while attending college, and members of the Armed Forces where they are stationed, has very little actual effect on the setting up of legislative districts within the State. Counting these persons where they are located at the time of the Census provides greater assurance that all of them will be counted in the Census than would be the case if we tried to count them at the places from which they had come. If it should become necessary to pursue the matter further, we will need to prepare some estimates of the costs of collecting information on the voting residence of college students and members of the Armed Forces.

If we can be of any further assistance to you in this matter, please let us know.

RICHARD M. SCAMMON, *Director,*  
*Bureau of the Census.*

cc: Mr. William R. Kendrick.

On motion by Mowry of Marshall, the House recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Hagie of Wright for the afternoon on request of Edgington of Franklin;  
Steele of Cherokee for the afternoon on request of Baringer of Fayette.

## REPORTS OF COMMITTEE

Kluever of Cass, from the committee on judiciary 2, submitted the following report:

**MR. SPEAKER:** Your committee on judiciary 2 to whom was referred **Senate File 12**, a bill for an act to legalize and validate the proceedings of the Marshall County board of supervisors, Marshall County, Iowa, establishing Marshall County Sanitary District No. 1, Marshall County, Iowa, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **do pass**.

**LESTER L. KLUEVER, Chairman.**

Also:

**MR. SPEAKER:** Your committee on judiciary 2 to whom was referred **Senate File 15**, a bill for an act to allow school districts merged under chapter two hundred seventy-four point thirty-seven (274.37), Code 1962, to contract for the joint construction of buildings prior to the effective date of the merger, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same **be amended as follows, and when so amended the bill do pass**:

Amend Senate File 15 as follows:

1. By striking in line one (1) of the title the word "chapter" and inserting in lieu thereof the word "section".
2. By striking the enacting clause and inserting in lieu thereof the following: "Be it enacted by the General Assembly of the State of Iowa:"
3. By striking in line one (1) of section one (1) the word "chapter" and inserting in lieu thereof the word "section".
4. By striking in line ten (10) of section one (1) the word "chapter" and inserting in lieu thereof the word "section".

**LESTER L. KLUEVER, Chairman.**

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 19, a bill for an act relating to election of members of General Assembly.

Also: That the Senate has adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 9, recommending that the Iowa Liquor

Control Commission give consideration to the granting of discounts on the quantity sales of package liquor.

CARROLL A. LANE, *Secretary*.

#### SENATE AMENDMENT TO HOUSE FILE 19

Amend House File 19 as follows:

1. By striking section 1 and inserting in lieu thereof the following:

"Section 1. In any legislative district in the House of Representatives where two or more candidates are to be elected from said district and in any legislative district in the Senate where three or more candidates are to be elected from said district they shall be elected from divisions established within the district. Said divisions shall be established by the general assembly after each federal decennial census at the first session at which official census returns are available and shall follow township and precinct lines in such manner that each such division shall be as compact and as nearly equal in population as may be possible. A variation of no more than ten percent shall be permitted."

2. Further amend House File 19, section 3, by striking lines 5 through 10 and inserting in lieu thereof the following:

"After the establishment of divisions of a senate district for the election in 1966, the division of residence of the incumbent or incumbents whose term is about to expire shall be considered to be the division or divisions of the district electing a senator for the succeeding four-year term. The remaining incumbent having been elected at large in 1964 shall continue to represent the other division regardless of his residence within the district, for the remainder of his term."

#### SENATE CONCURRENT RESOLUTION 9

By Turner

*Whereas*, the Liquor Control Act of the State of Iowa creates a monopoly in the Iowa Liquor Control Commission and requires that all packaged alcoholic liquor be sold and distributed through state liquor stores, and

*Whereas*, the statute delegates to the Commission the authority to establish the prices at which package liquor shall be sold throughout the state, and

*Whereas*, the Commission has established prices which provide mark-ups ranging from 48 percent to 73 percent over the delivered cost of each of the various brands, classes and varieties of alcoholic liquor sold through the stores without discount for quantity purchases, and

*Whereas*, the established prices for quantity sales are not competitive with those of any neighboring state and are causing illegal import of liquor from other states,

*Now Therefore, Be It Resolved by the Senate, the House Concurring*, that we recommend the Iowa Liquor Control Commission give full and careful consideration to the granting of discounts in their prices on the quantity sales of package liquor to liquor control licensees, up to 10 percent effective immediately, in order to discourage illegal import and bootlegging from other states.

Laid over under Rule 25.

#### CONSIDERATION OF BILLS

Messerly of Black Hawk asked and received unanimous consent to take up for immediate consideration Senate File 15, a bill for an act

to allow school districts merged under chapter two hundred seventy-four point thirty-seven (274.37), Code 1962, to contract for the joint construction of buildings prior to the effective date of the merger.

Kluever of Cass offered the following amendment filed by the committee on judiciary 2 and moved its adoption:

Amend Senate File 15 as follows:

1. By striking in line one (1) of the title the word "chapter" and inserting in lieu thereof the word "section".
2. By striking the enacting clause and inserting in lieu thereof the following: "Be it enacted by the General Assembly of the State of Iowa:"
3. By striking in line one (1) of section one (1) the word "chapter" and inserting in lieu thereof the word "section".
4. By striking in line ten (10) of section one (1) the word "chapter" and inserting in lieu thereof the word "section".

Amendment adopted.

Messerly of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 89:

Andersen of	Fischer of	Mahan	Peterson of
Woodbury	Grundy	Maule	Woodbury
Anderson of	Fisher of	McElroy	Reppert
Ringgold	Greene	Mensing	Riley
Balloun	Frazier	Messerly	Robinson
Baringer	Gittins	Meyer	Scherle
Bock	Goode	Millen	Sersland
Breitbach	Graham	Miller of	Smith of
Briles	Hagedorn	Des Moines	Dickinson
Busch	Hagen	Miller of	Smith of
Camp	Hakes	Jones	O'Brien
Carnahan	Halling	Miller of	Sokol
Carstensen	Hanson of	Page	Stanley
Casey	Lyon	Moffitt	Steffen
Chalupa	Hanson of	Mowry	Stevenson
Coffman	Mitchell	Mueller	Stokes
Crane	Hirsch	Murphy	Strothman
Cunningham	Jarvis	Nielsen of	Tabor
Darrington	Johnson	Emmet	Van Alstine
Doderer	Kibbie	Nielsen of	Vermeer
Dougherty	Kluever	Shelby	Vetter
Duffy	Knock	Olson	Walter
Dunton	Knowles	Palas	Wier
Edgington	Lange	Parker	Winkelman
Ely	Loss	Patton	Wright
Eveland	Lutz		Mr. Speaker

The nays were, none.

Absent or not voting, 19:

Den Herder	Hougen	Ossian	Siglin
Denman	Kreager	Petersen of	Steele
Dietz	Meacham	Dallas	Van Nostrand
Grassley	Murray	Prine	Wells
Hagie	Nelson	Shaw	Worthington

The bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

Mowry of Marshall asked and received unanimous consent to take up for immediate consideration Senate File 12, a bill for an act to legalize and validate the proceedings of the Marshall County board of supervisors, Marshall County, Iowa, establishing Marshall County Sanitary District No. 1, Marshall County, Iowa.

Mowry of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 89:

Andersen of	Fischer of	Mahan	Peterson of
Woodbury	Grundy	Maule	Woodbury
Anderson of	Fisher of	McElroy	Reppert
Ringgold	Greene	Mensing	Riley
Balloun	Frazier	Messerly	Robinson
Baringer	Gittins	Meyer	Scherle
Bock	Goode	Millen	Sersland
Breitbach	Graham	Miller of	Smith of
Briles	Hagedorn	Des Moines	Dickinson
Busch	Hagen	Miller of	Smith of
Camp	Hakes	Jones	O'Brien
Carnahan	Halling	Miller of	Sokol
Casey	Hanson of	Page	Stanley
Chalupa	Lyon	Moffitt	Steffen
Coffman	Hanson of	Mowry	Stevenson
Crane	Mitchell	Mueller	Stokes
Cunningham	Hirsch	Murphy	Strothman
Darrington	Jarvis	Nelson	Tabor
Doderer	Johnson	Nielsen of	Van Alstine
Dougherty	Kibbie	Shelby	Vermeer
Duffy	Kluever	Olson	Vetter
Dunton	Knock	Ossian	Walter
Edgington	Knowles	Palas	Wier
Ely	Lange	Parker	Winkelman
Eveland	Loss	Patton	Wright
	Lutz		Mr. Speaker

The nays were, 1:

Carstensen

Absent or not voting, 18:

Den Herder	Kreager	Petersen of	Steele
Denman	Meacham	Dallas	Van Nostrand
Dietz	Murray	Prine	Wells
Grassley	Nielsen of	Shaw	Worthington
Hagie	Emmet	Siglin	
Hougen			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.



Senate File 13, a bill for an act relating to the cost of printing the official election ballot, with report of committee recommending passage, was taken up for consideration.

Hirsch of Warren offered the following amendment filed by the committee on printing and moved its adoption:

Amend Senate File 13 as follows:

1. By adding a new section following section 3 as follows:

Sec. 4. Section fifty-three point forty-six (53.46), subsection two (2), Code 1962, is hereby amended by striking all of said subsection after the comma in line twenty-three (23), commencing with the word "shall", and inserting in lieu thereof the following: "as amended by section two (2) of this act shall apply to the cost of printing any such specially printed ballots by the several counties".

2. Further amend Senate File 13 by renumbering the remaining section.

Amendment adopted.

Hirsch of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 89:

Andersen of	Fisher of	McElroy	Riley
Woodbury	Greene	Meacham	Robinson
Balloun	Frazier	Mensing	Scherle
Baringer	Gittins	Messerly	Sersland
Bock	Goode	Meyer	Shaw
Breitbach	Graham	Miller of	Siglin
Briles	Hagedorn	Des Moines	Smith of
Busch	Hagen	Miller of	Dickinson
Camp	Hakes	Jones	Smith of
Carnahan	Hanson of	Miller of	O'Brien
Carstensen	Lyon	Page	Sokol
Chalupa	Hanson of	Moffitt	Stanley
Coffman	Mitchell	Mueller	Steffen
Crane	Hirsch	Murphy	Stevenson
Cunningham	Jarvis	Murray	Stokes
Darrington	Johnson	Nielsen of	Strothman
Den Herder	Kibbie	Shelby	Tabor
Dietz	Kluever	Olson	Van Alstine
Doderer	Knock	Ossian	Vetter
Dougherty	Knowles	Palas	Walter
Duffy	Lange	Parker	Wier
Dunton	Loss	Patton	Winkelman
Edgington	Lutz	Peterson of	Worthington
Ely	Mahan	Woodbury	Wright
Fischer of	Maule	Reppert	Mr. Speaker
Grundy			

The nays were, none.

Absent or not voting, 19:

Anderson of	Hagie	Nelson	Prine
Ringgold	Halling	Nielsen of	Steele
Casey	Hougen	Emmet	Van Nostrand
Denman	Kreager	Petersen of	Vermeer
Eveland	Millen	Dallas	Wells
Grassley	Mowry		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 9, a bill for an act to require a statement of the taxpayer's resident school district on his state income tax return, with report of committee recommending passage, was taken up for consideration.

Riley of Linn asked and received unanimous consent to withdraw the amendment filed by him on March 23 and found on page 178 of the House Journal.

Riley of Linn offered the following amendment filed by him:

Amend House File 9 by adding at the end thereof the following:

On or before March 1 of each year the Tax Commission shall make public a report showing the amount of taxable income derived by the residents of each school district in the state as shown by the tax returns of such residents due to be filed prior to the preceding June 30 and such report shall state the percentage of total returns which are received from nonresident taxpayers and percentage of total returns which failed to disclose the information as to school district residence.

Riley of Linn offered the following amendment to the amendment and moved its adoption:

Amend the amendment to House File 9, filed by Riley of Linn on March 30, by striking from line three (3) the word and figure "March 1" and inserting in lieu thereof the word and figures "January 15".

Amendment to the amendment adopted.

Riley of Linn moved the adoption of his amendment as amended.

Amendment as amendment adopted.

Riley of Linn offered the following amendment filed by him and moved its adoption:

Amend House File 9, section 1, by striking all after the period in line eight (8), and by striking all of line nine (9) and line ten (10) to and including the period therein.

Amendment adopted.

Petersen of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 88:

Andersen of	Eveland	Mensing	Riley
Woodbury	Fisher of	Meyer	Robinson
Anderson of	Greene	Millen	Scherle
Ringgold	Frazier	Miller of	Sersland
Balloun	Gittins	Des Moines	Siglin
Baringer	Graham	Miller of	Smith of
Bock	Grassley	Jones	Dickinson
Breitbart	Hagedorn	Moffitt	Smith of
Busch	Hagen	Mowry	O'Brien
Camp	Hakes	Mueller	Sokol
Carnahan	Hanson of	Murray	Stanley
Carstensen	Lyon	Nelson	Steffen
Casey	Hanson of	Nielsen of	Stevenson
Chalupa	Mitchell	Emmet	Stokes
Coffman	Hirsch	Nielsen of	Strothman
Crane	Hougen	Shelby	Tabor
Cunningham	Kibbie	Olson	Van Alstine
Den Herder	Knock	Ossian	Vermeer
Denman	Knowles	Palas	Vetter
Dietz	Kreager	Parker	Walter
Doderer	Lange	Patton	Wier
Dougherty	Lutz	Petersen of	Winkelman
Dunton	Mahan	Dallas	Worthington
Edgington	Maule	Prine	Wright
Ely	Meacham	Reppert	Mr. Speaker

The nays were, 14:

Briles	Goode	Kluever	Miller of
Darrington	Halling	Loss	Page
Duffy	Jarvis	McElroy	Shaw
Fischer of	Johnson	Messerly	
Grundy			

Absent or not voting, 6:

Hagie	Peterson of	Steele	Wells
Murphy	Woodbury	Van Nostrand	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 8

Hougen of Black Hawk called up for consideration House Concurrent Resolution 8 filed March 18 and found on page 148 of the House Journal.

Duffy of Dubuque moved that House Concurrent Resolution 8 be laid on the table.

Motion lost.

Darrington of Harrison moved the previous question on the resolution.

The motion having received a two-thirds majority prevailed.

Hougen of Black Hawk moved the adoption of the resolution.

Roll call was requested.

On the question "Shall the resolution be adopted?"

The ayes were, 71:

Andersen of	Graham	Messerly	Scherle
Woodbury	Grassley	Millen	Sersland
Balloun	Hagen	Miller of	Shaw
Baringer	Hakes	Jones	Siglin
Bock	Hanson of	Miller of	Smith of
Briles	Lyon	Page	Dickinson
Busch	Hanson of	Moffitt	Smith of
Camp	Mitchell	Mowry	O'Brien
Carstensen	Hirsch	Nelson	Sokol
Chalupa	Hougen	Nielsen of	Stanley
Coffman	Jarvis	Shelby	Stokes
Crane	Johnson	Olson	Strothman
Cunningham	Kluever	Ossian	Van Alstine
Darrington	Knock	Patton	Vermeer
Den Herder	Knowles	Petersen of	Vetter
Dietz	Kreager	Dallas	Walter
Edgington	Lange	Peterson of	Wier
Fischer of	Lutz	Woodbury	Winkelman
Grundy	Mahan	Prine	Wright
Frazier	McElroy	Riley	Mr. Speaker
Goode	Mensing		

The nays were, 1:

Carnahan

Absent or not voting, 36:

Anderson of	Eveland	Meacham	Parker
Ringgold	Fisher of	Meyer	Reppert
Breitbach	Greene	Miller of	Robinson
Casey	Gittins	Des Moines	Steele
Denman	Hagedorn	Mueller	Steffen
Doderer	Hagie	Murphy	Stevenson
Dougherty	Halling	Murray	Tabor
Duffy	Kibbie	Nielsen of	Van Nostrand
Dunton	Loss	Emmet	Wells
Ely	Maule	Palas	Worthington

Motion prevailed and the resolution was adopted.

#### AMENDMENT FILED

- 1 Amend House Joint Resolution 3 as follows:
- 2 Amend the Van Nostrand amendment as amended March 30
- 3 by Vermeer amendment by striking the word "a" in line five (5)
- 4 and inserting after the word "constituting" in line five (5)
- 5 the following "the least possible".

DENMAN of Polk.

On motion by Mowry of Marshall, the House adjourned until 9:30 a.m., Wednesday, April 1, 1964.

# **JOURNAL OF THE HOUSE**

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, WEDNESDAY, APRIL 1, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by Dr. Robert W. Rae, pastor of the Highland Park United Presbyterian Church, Des Moines, Iowa.

The Journal of March 31 was approved.

## **PRESENTATION OF VISITORS**

Petersen of Dallas presented to the House forty-five sophomore students of Woodward Community School and their teacher, Gary Newell.

Reppert of Polk presented to the House John Evely of Toronto, Canada.

## **PRESENTATION OF SPECIAL GUESTS**

Olson of Cerro Gordo rose on a point of personal privilege and presented a delegation from the Clear Lake Chamber of Commerce: Ed Lamson, Argel Henningson, Bob Denny, Ervin Redder, Don O'Neil, Margaret Lamson and Bill Moriskey.

The Speaker invited Ed Lamson, Secretary of the Clear Lake Chamber of Commerce, to come to the Speaker's station. Mr. Lamson extended an invitation to all those present to attend Governor's Day in Clear Lake on July 31, August 1 and 2, 1964.

## **LEAVE OF ABSENCE**

Leave of absence was granted as follows:

Frazier of Lee on request of Camp of Clinton.

## **INTRODUCTION OF BILL**

House File 20, by committee on introduction of bills, a bill for an act to provide for the approval and accrediting of all public schools and public junior colleges; to authorize their participation in state distributive funds; and to qualify their students and graduates.

Read first time and passed on file.

### EXPLANATION OF VOTE ON HOUSE CONCURRENT RESOLUTION 8

If you will turn to page 253 of the March 31 House Journal, you will note that my name does not, like Abou Ben Adam's, lead all the rest, but it does stick out like a sore thumb among those in favor of the Hougen resolution.

Although I agreed with my Democratic colleagues that the resolution was undesirable, out-of-place, and perhaps Republican skullduggery, I voted for it for two good reasons.

A few years ago, H. R. Gross, Chairman of the House Post Office and Civil Service Committee, led and won the fight to secure a favorable postal rate for the mailing of educational films from film laboratories to schools and other educational agencies—a rate comparable to that used in mailing books. This has been a great service to education. For example, S.U.I. has an educational film library of 6,000 titles, 30,000 prints, and mails 1,000 educational films to schools daily. My vote was a gesture of appreciation to Congressman Gross for his services to audio-visual instruction.

My second reason was simple. I approve the Congressman's successful efforts to force a roll call vote on the proposed salary increases for United States officials.

Therefore, for the moment I joined my G.O.P. friends in favor of the Hougen resolution.

MAHAN of Johnson.

Scherle of Mills called up for consideration Senate Concurrent Resolution 4 filed March 11 and found on pages 107 and 108 of the House Journal.

Worthington of Decatur moved that action on Senate Concurrent Resolution 4 be deferred.

Roll call was requested.

On the question "Shall Senate Concurrent Resolution 4 be deferred?"

The ayes were, 21:

Breitbart	Eveland	Maule	Murphy
Carnahan	Hagedorn	Meacham	Nielsen of
Denman	Hanson of	Meyer	Emmet
Doderer	Lyon	Miller of	Palas
Dunton	Kibbie	Des Moines	Stevenson
Ely	Mahan	Mueller	Worthington

The nays were, 75:

Andersen of	Coffman	Gittins	Hougen
Woodbury	Cunningham	Goode	Jarvis
Anderson of	Darrington	Graham	Johnson
Ringgold	Den Herder	Grassley	Kluever
Balloun	Dougherty	Hagen	Knock
Baringer	Duffy	Hagie	Knowles
Bock	Edgington	Hakes	Kreager
Briles	Fischer of	Halling	Lange
Busch	Grundy	Hanson of	Lutz
Chalupa	Fisher of	Mitchell	McElroy
Crane	Greene	Hirsch	Messerly

Millen	Olson	Shaw	Strothman
Miller of	Ossian	Siglin	Tabor
Jones	Parker	Smith of	Van Alstine
Miller of	Patton	Dickinson	Van Nostrand
Page	Petersen of	Smith of	Vetter
Moffitt	Dallas	O'Brien	Walter
Mowry	Peterson of	Sokol	Wells
Murray	Woodbury	Stanley	Wier
Nelson	Prine	Steele	Wright
Nielsen of	Scherle	Steffen	Mr. Speaker
Shelby	Sersland	Stokes	

Absent or not voting, 12:

Camp	Dietz	Mensing	Robinson
Carstensen	Frazier	Reppert	Vermeer
Casey	Loss	Riley	Winkelman

Motion lost.

Scherle of Mills moved the adoption of the resolution.

Roll call was requested.

Rule 69 was invoked.

Riley of Linn was excused from voting under Rule 70.

On the question "Shall Senate Concurrent Resolution 4 be adopted?"

The ayes were, 100:

Andersen of	Fisher of	Mensing	Prine
Woodbury	Greene	Messerly	Robinson
Anderson of	Gittins	Meyer	Scherle
Ringgold	Goode	Millen	Sersland
Balloun	Graham	Miller of	Shaw
Baringer	Grassley	Des Moines	Siglin
Bock	Hagedorn	Miller of	Smith of
Breitbart	Hagen	Jones	Dickinson
Briles	Hagie	Miller of	Smith of
Busch	Hakes	Page	O'Brien
Camp	Halling	Moffitt	Sokol
Carnahan	Hanson of	Mowry	Stanley
Carstensen	Lyon	Mueller	Steele
Casey	Hanson of	Murphy	Steffen
Chalupa	Mitchell	Murray	Stokes
Coffman	Hirsch	Nelson	Strothman
Crane	Hougen	Nielsen of	Tabor
Cunningham	Jarvis	Emmet	Van Alstine
Darrington	Johnson	Nielsen of	Van Nostrand
Den Herder	Kluever	Shelby	Vermeer
Dietz	Knock	Olson	Vetter
Dougherty	Knowles	Ossian	Walter
Duffy	Kreager	Palas	Wells
Dunton	Lange	Parker	Wier
Edgington	Loss	Patton	Winkelman
Ely	Lutz	Petersen of	Worthington
Eveland	Mahan	Dallas	Wright
Fischer of	McElroy	Peterson of	Mr. Speaker
Grundy	Meacham	Woodbury	

The nays were, 6:

Denman  
Doderer

Kibbie  
Maule

Reppert

Stevenson

Absent or not voting, 2:

Frazier

Riley

Resolution adopted.

#### EXPLANATION OF VOTE

I voted against Senate Concurrent Resolution 4 because on January 16 the Budget and Financial Control Committee voted unanimously to pursue this investigation and have had the power to do so all along. I think it is a bad precedent to establish. The Budget and Financial Control Committee should not wait for legislative direction to conduct an investigation that the committee deems necessary.

DODERER of Johnson.

#### RECONSIDERATION OF SENATE FILE 15

Messerly of Black Hawk moved to reconsider the vote by which Senate File 15, a bill for an act to allow school districts merged under chapter two hundred seventy-four point thirty-seven (274.37), Code 1962, to contract for the joint construction of buildings prior to the effective date of the merger, passed the House on March 31.

Motion prevailed.

Messerly of Black Hawk moved that the vote by which Senate File 15 was placed on its last reading be reconsidered.

Motion prevailed.

Messerly of Black Hawk moved to reconsider the vote by which the amendment by the committee on judiciary 2 was adopted.

Motion prevailed.

Messerly of Black Hawk asked and received unanimous consent to withdraw the amendment filed by the committee on judiciary 2.

Messerly of Black Hawk offered the following amendment, filed by Messerly and Dietz, and moved its adoption:

Amend Senate File 15 as follows:

1. By striking from the title all after the word "school" in the first line thereof and inserting in lieu thereof the following: "districts, the boundaries of which have been changed under section two hundred seventy-four point thirty-seven (274.37), Code 1962, to contract for the joint construction of buildings prior to the effective date of the change."

2. Amend the enacting clause by striking all after the word "Assembly" and inserting in lieu thereof the following: "of the State of Iowa:".

3. By striking all of section 1 and inserting in lieu thereof the following: Section 1. Section two hundred seventy-four point thirty-seven (274.37), Code 1962, is hereby amended by adding thereto the following:



"The boards in the respective districts, the boundaries of which have been changed under this section, complete in all respects, except for the passage of time prior to the effective date of the change and when all right of appeal of the change has expired, may enter into joint contracts for the construction of buildings for the benefit of the corporations whose boundaries have been changed, using federal funds accumulated under section two hundred seventy-eight point one (278.1), subsection seven (7), of the Code. The district in which the building is to be located may use any funds authorized in accordance with chapter seventy-five (75) of the Code. Nothing in this section shall be construed to permit the changed districts to expend any funds jointly which they are not entitled to expend acting individually."

Amendment adopted.

Messerly of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 90:

Andersen of	Gittins	McElroy	Peterson of
Woodbury	Goode	Meacham	Woodbury
Balloun	Graham	Mensing	Riley
Baringer	Grassley	Messerly	Robinson
Bock	Hagedorn	Meyer	Shaw
Breitbart	Hagen	Millen	Siglin
Briles	Hagie	Miller of	Smith of
Busch	Hakes	Jones	Dickinson
Camp	Halling	Miller of	Sokol
Carnahan	Hanson of	Page	Stanley
Carstensen	Lyon	Moffitt	Steele
Casey	Hanson of	Mowry	Steffen
Chalupa	Mitchell	Murphy	Stevenson
Coffman	Hirsch	Murray	Stokes
Crane	Hougen	Nielsen of	Strothman
Cunningham	Jarvis	Emmet	Tabor
Darrington	Johnson	Nielsen of	Van Nostrand
Denman	Kibbie	Shelby	Vermeer
Dietz	Kluever	Olson	Walter
Doderer	Knowles	Ossian	Wells
Dougherty	Kreager	Palas	Wier
Duffy	Lange	Parker	Winkelman
Ely	Lutz	Patton	Worthington
Eveland	Mahan	Petersen of	Wright
Fisher of	Maule	Dallas	Mr. Speaker
Greene			

The nays were, none.

Absent or not voting, 18:

Anderson of	Fischer of	Miller of	Scherle
Ringgold	Grundy	Des Moines	Sersland
Den Herder	Frazier	Mueller	Smith of
Dunton	Knock	Nelson	O'Brien
Edgington	Loss	Prine	Van Alstine
		Reppert	Vetter

The bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

## CONSIDERATION OF JOINT RESOLUTION

Mowry of Marshall asked and received unanimous consent to take up for immediate consideration Senate Joint Resolution 1, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend the Constitution by repeal of section six (6), Article three (III) thereof, section thirty-four (34) of Article three (III) thereof and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article three (III), and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III), and proposing substitutes in lieu thereof.

Mowry of Marshall offered the following amendment filed by Mowry, Van Nostrand and Hougen:

Amend Senate Joint Resolution 1 as follows:

1. By striking all of section 35, lines eighty-two (82) through one hundred six (106), inclusive, and inserting in lieu thereof the following:

"Section 35. The House of Representatives shall consist of not more than one hundred fifteen (115) members elected from representative districts established by the redistricting authority. The redistricting authority shall determine the number of representatives which shall be elected to the House of Representatives and the number of representatives which shall be elected from each representative district.

"In apportioning the number of representatives which shall be elected from each representative district, the redistricting authority shall determine a population unit which shall be equal to the quotient resulting from dividing the whole number of the population of the State as determined by the most recent United States decennial census by the number equal to the number of representatives which shall be elected to the House of Representatives. The total number of representatives shall be apportioned among the representative districts so that as nearly as practicable one (1) representative shall be allotted to each district for each population unit of the district's population. The redistricting authority shall provide that the least possible majority of the members of the House of Representatives shall be elected from the most populous counties of the State which constitute fifty (50) percent of the population of the State as determined by the most recent United States decennial census.

"Representatives elected from a representative district electing less than three (3) representatives shall be elected from the district at large. In any representative district electing three (3) representatives, one (1) representative shall be elected from the district at large and two (2) representatives shall be elected from single member representative subdistricts established by the redistricting authority. In any representative district electing four (4) or more representatives, two (2) of the representatives shall be elected from the district at large and the remaining representatives shall be elected from single member representative subdistricts established by the redistricting authority. Representatives shall be residents of the districts and subdistricts from which they are elected and shall be elected by the voters residing in the respective districts and subdistricts from which the representatives are elected.

"Representative districts and subdistricts shall be of contiguous and

compact territory. Areas joined only at the point of a corner shall not be considered contiguous in establishing representative districts and sub-districts unless a joining at a corner will likely further an historical or common interest or is in furtherance of the general scheme of apportionment. Where it is necessary to establish representative subdistricts, the boundaries of such subdistricts shall conform to voting district boundaries.

"Upon the adoption of this Article and until such time as the House of Representatives is redistricted following the taking of the 1970 United States decennial census, the representative districts and the number of representatives elected from each district shall be as follows:

The counties of Lyon and Osceola shall comprise one (1) district and shall elect one (1) representative.

The counties of Dickinson and Clay shall comprise one (1) district and shall elect one (1) representative.

The counties of Emmet and Palo Alto shall comprise one (1) district and shall elect one (1) representative.

The counties of Winnebago and Hancock shall comprise one (1) district and shall elect one (1) representative.

The counties of Worth and Mitchell shall comprise one (1) district and shall elect one (1) representative.

The counties of Howard and Chickasaw shall comprise one (1) district and shall elect one (1) representative.

The counties of Butler and Grundy shall comprise one (1) district and shall elect one (1) representative.

The counties of Pocahontas and Humboldt shall comprise one (1) district and shall elect one (1) representative.

The counties of Sac and Ida shall comprise one (1) district and shall elect one (1) representative.

The counties of Monona and Harrison shall comprise one (1) district and shall elect one (1) representative.

The counties of Shelby and Audubon shall comprise one (1) district and shall elect one (1) representative.

The counties of Guthrie and Greene shall comprise one (1) district and shall elect one (1) representative.

The counties of Iowa and Keokuk shall comprise one (1) district and shall elect one (1) representative.

The counties of Adair and Madison shall comprise one (1) district and shall elect one (1) representative.

The counties of Louisa and Henry shall comprise one (1) district and shall elect one (1) representative.

The counties of Jefferson and Van Buren shall comprise one (1) district and shall elect one (1) representative.

The counties of Appanoose and Davis shall comprise one (1) district and shall elect one (1) representative.

The counties of Lucas and Monroe shall comprise one (1) district and shall elect one (1) representative.

The counties of Decatur and Wayne shall comprise one (1) district and shall elect one (1) representative.

The counties of Union and Clarke shall comprise one (1) district and shall elect one (1) representative.

The counties of Taylor and Ringgold shall comprise one (1) district and shall elect one (1) representative.

The counties of Montgomery and Adams shall comprise one (1) district and shall elect one (1) representative.

The counties of Mills and Fremont shall comprise one (1) district and shall elect one (1) representative.

The counties of Clinton, Johnson, Wapello, Webster, Cerro Gordo, Des Moines, Lee, Story, Marshall, and Jasper shall comprise one (1) district each and each shall elect two (2) representatives.

The counties of Pottawattamie and Dubuque shall comprise one (1) district each and each shall elect three (3) representatives.

The counties of Black Hawk, Scott, and Woodbury shall comprise one (1) district each and each shall elect four (4) representatives.

The county of Linn shall comprise one (1) district and shall elect five (5) representatives.

The county of Polk shall comprise one (1) district and shall elect ten (10) representatives.

All other counties shall comprise one (1) district each and each shall elect one (1) representative."

2. By striking from section 36 lines one hundred seven (107) through one hundred seventeen (117), inclusive, and inserting in lieu thereof the following:

"Section 36. The General Assembly convening in 1967 shall by joint resolution which shall not be subject to the approval of the Governor determine the number of senators to be elected from each senatorial district, redistrict the senatorial districts as provided in section six (6) and section thirty-four (34) of this Article, and establish senatorial subdistricts as provided in section thirty-four (34) of this Article. If the General Assembly fails to determine the number of senators and to redistrict senatorial districts and establish senatorial subdistricts by May 15 following the date of convening, the Supreme Court shall perform these functions as provided in paragraph three (3) of this section. The provisions of the redistricting resolution or court order shall take effect for the nomination and election of senators who will serve in the regular session of the General Assembly which will convene in 1969.

"By May 15 in each year immediately following the taking of the United States decennial census, the General Assembly shall by joint resolution determine the number of representatives which shall be elected to the House of Representatives and shall provide for the redistricting of senatorial and representative districts, the number of senators and representatives which shall be elected from each respective senatorial and representative district, and the establishment of senatorial and representative subdistricts. The joint resolution adopted by the General Assembly shall not be subject to the approval of the Governor."

3. By striking from section 36 lines one hundred thirty (130) through one hundred thirty-two (132), inclusive, and inserting in lieu thereof the following:

"the Court shall determine the number of representatives which shall be elected to the House of Representatives and shall provide for the redistricting of senatorial and representative districts, the number of senators and representatives which shall be elected from each respective senatorial and representative district, and the establishment of senatorial and representative subdistricts."

4. By striking from section 36 lines one hundred thirty-five (135) through one hundred forty-one (141), inclusive, and inserting in lieu thereof the following:

"The provisions of the joint resolution or court order adopted as provided in this section following the taking of the United States decennial census shall take effect beginning for the nomination and election of members of the General Assembly for the next regular session of the General Assembly following the adoption of the resolution or order."

5. By striking all of section 37, lines one hundred forty-two (142) through one hundred forty-five (145), inclusive, and inserting in lieu thereof the following:

"Section 37. When a congressional, senatorial, or representative district shall be composed of two (2) or more counties, it shall not be entirely separated by any county belonging to another district, and no county shall be divided except in the establishment of senatorial or representative subdistricts."

### CALL OF THE HOUSE

Pursuant to Rule 72, we, the undersigned, request a Call of the House on Senate Joint Resolution 1.

JOHN MOWRY.  
CONRAD OSSIAN.  
ELMER DEN HERDER.  
CHESTER HOUGEN.  
ELMER VERMEER.

Goode of Davis offered the following amendment filed by him:

Amend the Mowry, et al., amendment to Senate Joint Resolution 1, filed April 1, 1964, by striking from line thirty-nine (39) the words "Representatives shall be residents of the districts" and by striking all of lines forty (40) through forty-two (42), inclusive, and inserting in lieu thereof the following paragraph:

"Representatives of districts or subdistricts at the time of their election shall have had an actual residence of sixty (60) days in the district or subdistrict from which elected and shall be elected by the voters residing in the respective district or subdistrict from which elected. A representative shall cease to represent a district or subdistrict upon a change of residence to a district or subdistrict other than the district or subdistrict from which elected."

### CALL OF THE HOUSE LIFTED

Carnahan of Wapello moved that the Call of the House be lifted.

Motion prevailed.

On motion by Mowry of Marshall, the House recessed until 1:15 p.m.

### AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

### CALL OF THE HOUSE

Pursuant to Rule 72, we, the undersigned, request a Call of the House on Senate Joint Resolution 1.

JOHN MOWRY.  
CONRAD OSSIAN.  
HARVEY JOHNSON.  
GORDON STOKES.  
ELMER VERMEER.

Pursuant to the rules of a Call of the House, roll call revealed all members present with the exception of Frazier of Lee and Lange of Sac, who had previously been excused.

The House resumed consideration of the Goode amendment to Senate Joint Resolution 1.

Goode of Davis moved the adoption of his amendment.

Amendment adopted.

Hagedorn of Clay offered the following amendment, filed by Hagedorn, Denman and Eveland, and moved its adoption:

Amend the Mowry, et al., amendment to Senate Joint Resolution 1 as follows: By striking in line 46 all after the word "subdistricts", all of line 47 and line 48 to the period.

Roll call was requested.

On the question "Shall the amendment be adopted?"

The yeas were, 30:

Anderson of	Duffy	Maule	Nielsen of
Ringgold	Dunton	Meacham	Emmet
Breitbart	Ely	Meyer	Palas
Carnahan	Eveland	Miller of	Stanley
Casey	Hagedorn	Des Moines	Steffen
Coffman	Kibbie	Mueller	Stevenson
Denman	Loss	Murphy	Tabor
Doderer	Mahan	Murray	Worthington
Dougherty			

The nays were, 70:

Andersen of	Grassley	Miller of	Sersland
Woodbury	Hagen	Jones	Shaw
Balloun	Hagie	Miller of	Siglin
Baringer	Hakes	Page	Smith of
Bock	Halling	Moffitt	Dickinson
Briles	Hanson of	Mowry	Smith of
Busch	Lyon	Nelson	O'Brien
Carstensen	Hanson of	Nielsen of	Sokol
Chalupa	Mitchell	Shelby	Steele
Crane	Hirsch	Olson	Stokes
Cunningham	Jarvis	Ossian	Strothman
Den Herder	Johnson	Parker	Van Alstine
Dietz	Kluever	Patton	Van Nostrand
Edgington	Knowles	Petersen of	Vermeer
Fischer of	Kreager	Dallas	Vetter
Grundy	Lange	Peterson of	Walter
Fisher of	Lutz	Woodbury	Wier
Greene	McElroy	Prine	Winkelman
Gittins	Mensing	Riley	Wright
Goode	Messerly	Scherle	Mr. Speaker
Graham	Millen		

Absent or not voting, 8:

Camp	Frazier	Knock	Robinson
Darrington	Hougen	Reppert	Wells

Amendment lost.

Anderson of Ringgold offered the following amendment filed by him and moved its adoption:

Amend the Mowry-Van Nostrand-Hougen amendment to Senate Joint Resolution 1, filed April 1, as follows:

1. Strike all of lines 84 through 99, inclusive, and insert in lieu thereof the following:

"The counties of Henry and Jefferson shall comprise one district and shall elect one representative.

"The counties of Davis and Van Buren shall comprise one district and shall elect one representative.

"The counties of Appanoose and Monroe shall comprise one district and shall elect one representative.

"The counties of Lucas and Wayne shall comprise one district and shall elect one representative.

"The counties of Clarke and Union shall comprise one district and shall elect one representative.

"The counties of Decatur and Ringgold shall comprise one district and shall elect one representative.

"The counties of Adams and Taylor shall comprise one district and shall elect one representative.

"The counties of Cass and Montgomery shall comprise one district and shall elect one representative."

2. Insert the following paragraph after line 101:

"The counties of Louisa and Muscatine shall comprise one district and shall elect two representatives."

Roll call was requested.

On the question "Shall the amendment be adopted?"

The yeas were, 39:

Anderson of	Ely	Meacham	Reppert
Ringgold	Eveland	Meyer	Riley
Balloun	Gittins	Miller of	Stanley
Breitbart	Hakes	Des Moines	Steffen
Briles	Hanson of	Mueller	Stevenson
Carnahan	Lyon	Murphy	Tabor
Casey	Kibbie	Murray	Van Alstine
Denman	Loss	Nielsen of	Wells
Doderer	Lutz	Emmet	Wier
Duffy	Mahan	Palas	Worthington
Dunton	Maule	Patton	

The nays were, 66:

Andersen of	Dietz	Hanson of	Millen
Woodbury	Dougherty	Mitchell	Miller of
Baringer	Edgington	Hirsch	Jones
Bock	Fischer of	Hougen	Miller of
Busch	Grundy	Johnson	Page
Camp	Fisher of	Kluever	Moffitt
Carstensen	Greene	Knock	Mowry
Chalupa	Goode	Knowles	Nelson
Coffman	Graham	Kreager	Nielsen of
Crane	Grassley	Lange	Shelby
Cunningham	Hagen	McElroy	Olson
Darrington	Hagie	Mensing	Ossian
Den Herder	Halling	Messery	Parker

Petersen of Dallas	Sersland Shaw	Sokol Steele	Vetter Walter
Peterson of Woodbury	Siglin Smith of	Stokes Strothman	Winkelman Wright
Prine	Dickinson	Van Nostrand	Mr. Speaker
Robinson	Smith of	Vermeer	
Scherle	O'Brien		

Absent or not voting, 3:

Frazier	Hagedorn	Jarvis
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Amendment lost.

Mowry of Marshall moved the adoption of the Mowry, et al., amendment as amended.

Roll call was requested.

On the question "Shall the amendment as amended be adopted?"

The yeas were, 81:

Andersen of Woodbury	Goode Graham	Millen Miller of	Robinson Scherle
Balloun	Grassley	Jones	Sersland
Baringer	Hagen	Miller of	Shaw
Bock	Hagie	Page	Siglin
Briles	Hakes	Moffitt	Smith of
Busch	Halling	Mowry	Dickinson
Camp	Hanson of	Mueller	Smith of
Carstensen	Lyon	Nelson	O'Brien
Chalupa	Hanson of	Nielsen of	Sokol
Coffman	Mitchell	Emmet	Stanley
Crane	Hirsch	Nielsen of	Steele
Cunningham	Hougen	Shelby	Stokes
Darrington	Jarvis	Olson	Strothman
Den Herder	Johnson	Ossian	Tabor
Dietz	Kluever	Parker	Van Alstine
Dougherty	Knock	Patton	Van Nostrand
Dunton	Knowles	Petersen of	Vermeer
Edgington	Kreager	Dallas	Vetter
Fischer of	Lange	Peterson of	Walter
Grundy	Lutz	Woodbury	Winkelman
Fisher of	McElroy	Prine	Wright
Greene	Mensing	Reppert	Mr. Speaker
Gittins	Messerly		

The nays were, 26:

Anderson of Ringgold	Duffy Ely	Maule Meacham	Palas Riley
Breitbach	Eveland	Meyer	Steffen
Carnahan	Hagedorn	Miller of	Stevenson
Casey	Kibbie	Des Moines	Wells
Denman	Loss	Murphy	Wier
Doderer	Mahan	Murray	Worthington

Absent or not voting, 1:

Frazier

Amendment as amended adopted.

Messerly of Black Hawk offered the following amendment filed by Messerly, et al., and moved its adoption:



Amend Senate Joint Resolution 1 by striking in section one (1) lines twenty-eight (28) through thirty-four (34), inclusive, and inserting in lieu thereof the following:

"districts having a population of from three and one-half (3½) percent to seven and one-half (7½) percent of the population of the state as determined by the most recent United States decennial census shall elect one additional senator; from seven and one-half (7½) percent to eleven and one-half (11½) percent of the population of the state, two (2) additional senators, and one (1) additional senator for each four (4) percent of the population of the state".

Roll call was requested.

On the question "Shall the amendment be adopted?"

The yeas were, 35:

Andersen of	Dietz	Loss	Palas
Woodbury	Doderer	Mahan	Peterson of
Baringer	Duffy	Maule	Woodbury
Breitbach	Dunton	Messerly	Reppert
Camp	Ely	Miller of	Riley
Carnahan	Eveland	Des Moines	Stanley
Carstensen	Gittins	Murphy	Steffen
Casey	Hougen	Murray	Van Nostrand
Cunningham	Kibbie	Olson	Worthington
Denman	Knowles		

The nays were, 72:

Anderson of	Hagen	Miller of	Shaw
Ringgold	Hagie	Jones	Siglin
Balloun	Hakes	Miller of	Smith of
Bock	Halling	Page	Dickinson
Briles	Hanson of	Moffitt	Smith of
Busch	Lyon	Mowry	O'Brien
Chalupa	Hanson of	Mueller	Sokol
Coffman	Mitchell	Nelson	Steele
Crane	Hirsch	Nielsen of	Stevenson
Darrington	Jarvis	Emmet	Stokes
Den Herder	Johnson	Nielsen of	Strothman
Dougherty	Cluever	Shelby	Tabor
Edgington	Knock	Ossian	Van Alstine
Fischer of	Kreager	Parker	Vermeer
Grundy	Lange	Patton	Vetter
Fisher of	Lutz	Petersen of	Walter
Greene	McElroy	Dallas	Wells
Goode	Meacham	Prine	Wier
Graham	Mensing	Robinson	Winkelman
Grassley	Meyer	Scherle	Wright
Hagedorn	Millen	Sersland	Mr. Speaker

Absent or not voting, 1:

Frazier

Amendment lost.

Stanley of Muscatine offered the following amendment filed by him and moved its adoption:

Amend Senate Joint Resolution 1 by inserting the following paragraph after line thirty-four (34) of section one (1):

"Notwithstanding the other provisions of this article as amended, the smallest percentage of the state population represented by a majority of the senators shall be no less than twenty-five per cent (25%) of the population of the state as determined by the most recent United States decennial census. Such percentage shall be determined as follows: the senatorial districts shall be listed in the inverse order of their population; the total population of the least populous group of senatorial districts entitled to elect a majority of the senators shall be computed, beginning with the senatorial district having the least population, then adding the senatorial district having the next least population, and so on; and said total shall be divided by the state population to determine such percentage. In event of any conflict between this paragraph and any other provision of this article as amended, this paragraph shall prevail over such other provision."

Roll call was requested.

Rule 69 was invoked.

On the question "Shall the amendment be adopted?"

The yeas were, 43:

Andersen of	Duffy	Messerly	Reppert
Woodbury	Dunton	Millen	Riley
Bock	Ely	Miller of	Sokol
Breitbart	Eveland	Des Moines	Stanley
Camp	Gittins	Miller of	Steffen
Carnahan	Hagie	Jones	Stevenson
Carstensen	Kibbie	Murphy	Van Alstine
Casey	Kluever	Murray	Van Nostrand
Cunningham	Knowles	Olson	Vetter
Denman	Mahan	Palas	Wier
Dietz	Maule	Peterson of	Worthington
Doderer	Meacham	Woodbury	

The nays were, 64:

Anderson of	Grassley	Mensing	Scherle
Ringgold	Hagedorn	Meyer	Sersland
Balloun	Hagen	Miller of	Shaw
Baringer	Hakes	Page	Siglin
Briles	Halling	Moffitt	Smith of
Busch	Hanson of	Mowry	Dickinson
Chalupa	Lyon	Mueller	Smith of
Coffman	Hanson of	Nelson	O'Brien
Crane	Mitchell	Nielsen of	Steele
Darrington	Hirsch	Emmet	Stokes
Den Herder	Hougen	Nielsen of	Strothman
Dougherty	Jarvis	Shelby	Tabor
Edgington	Johnson	Ossian	Vermeer
Fischer of	Knock	Parker	Walter
Grundy	Kreager	Patton	Wells
Fisher of	Lange	Petersen of	Winkelman
Greene	Loss	Dallas	Wright
Goode	Lutz	Prine	Mr. Speaker
Graham	McElroy	Robinson	

Absent or not voting, 1:

Frazier

Amendment lost.

Knowles of Scott moved the previous question on the resolution.

The motion having received a two-thirds majority prevailed.

Mowry of Marshall moved that the joint resolution be read a last time now and placed upon its passage which motion prevailed and the joint resolution was read a last time.

Senate Joint Resolution 1, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend the Constitution by repeal of section six (6), Article three (III) thereof, section thirty-four (34) of Article three (III) thereof and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article three (III) and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III), and proposing substitutes in lieu thereof.

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

Section 1. The following amendment to the Constitution of the State of Iowa is hereby proposed.

“Section six (6) of Article three (III), section thirty-four (34) of Article three (III) and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article three (III) and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III) are hereby repealed and the following adopted in lieu thereof:

“Section 6. The State shall be divided into senatorial districts, the number to be determined as hereafter provided by the redistricting authority. Each county of the State having a population of two (2) percent or more of the whole number of the population of the State as determined by the most recent United States decennial census shall constitute a single county senatorial district. The remaining counties shall be divided into two-county and three-county senatorial districts by the redistricting authority so that as nearly as possible the number of two-county districts shall comprise two-thirds of the remaining districts and the number of three-county districts shall comprise one-third of the remaining districts. Counties joined into two-county and three-county districts shall be compact and contiguous and no county shall be divided in forming such districts. Counties joined only at the point of a corner shall not be considered contiguous. Two-county and three-county districts shall be as equal in population as practicable.

“Section 34. Each senatorial district established by the redistricting authority shall elect one (1) senator. Senatorial districts having a

population of from six (6) to ten (10) percent of the population of the State as determined by the most recent United States decennial census shall elect one (1) additional senator; from ten (10) to fourteen (14) percent of the population of the State, two (2) additional senators, and one (1) additional senator for each four (4) percent of the population of the State thereafter.

“Senators elected from a senatorial district electing less than three (3) senators shall be elected from the district at large. Senators elected from a senatorial district electing three (3) or more senators shall be elected from single member subdistricts within the district established by the redistricting authority. Each senatorial subdistrict within a district shall have a population equal to that of every other senatorial subdistrict within the district with a deviation of no more than ten (10) percent permitted. Boundaries of subdistricts shall conform to voting district boundaries and shall consist of compact and contiguous territory. Areas joined only at the point of a corner shall not be considered contiguous.

“The redistricting authority when establishing senatorial districts shall determine the number of senators each senatorial district shall elect and shall classify the districts by lot so that as nearly as possible one-half of the senators shall be elected every two (2) years. The redistricting authority shall include in the classification senatorial subdistricts established within districts and shall further classify senatorial seats within districts electing two (2) senators so that as nearly as possible one-half of the senators within each district shall be elected every two (2) years. In classifying districts and subdistricts after each redistricting, the redistricting authority shall take into consideration the classification in effect prior to the redistricting. No incumbent senator shall be permitted to complete the term for which he was elected if any new territory is added by the redistricting authority to the district or subdistrict from which the senator was elected. An incumbent senator residing in an unchanged district or subdistrict or in a district or subdistrict of reduced size shall be permitted to complete the term for which he was elected if no new territory was added to the district or subdistrict by the redistricting authority. The classification of such districts or subdistricts shall not be changed from the class to which the district or subdistrict was assigned prior to the redistricting.

“The redistricting authority shall provide in its redistricting law or court order when the term of office of an incumbent senator shall not be permitted to be completed due to the redistricting of the senatorial district or subdistrict of the incumbent. Any senator who is not permitted to serve his complete term shall not be compensated for the incompleated part of his term. In districts electing two (2) sena-

tors, no election shall be held at the succeeding primary and general elections for the office of the senator whose term expires preceding the convening of the next regular session of the General Assembly if the redistricting authority determines the district is no longer entitled to elect an additional senator.

"Section 35. The House of Representatives shall consist of not more than one hundred fifteen (115) members elected from representative districts established by the redistricting authority. The redistricting authority shall determine the number of representatives which shall be elected to the House of Representatives and the number of representatives which shall be elected from each representative district.

"In apportioning the number of representatives which shall be elected from each representative district, the redistricting authority shall determine a population unit which shall be equal to the quotient resulting from dividing the whole number of the population of the State as determined by the most recent United States decennial census by the number equal to the number of representatives which shall be elected to the House of Representatives. The total number of representatives shall be apportioned among the representative districts so that as nearly as practicable one (1) representative shall be allotted to each district for each population unit of the district's population. The redistricting authority shall provide that the least possible majority of the members of the House of Representatives shall be elected from the most populous counties of the State which constitute fifty (50) percent of the population of the State as determined by the most recent United States decennial census.

"Representatives elected from a representative district electing less than three (3) representatives shall be elected from the district at large. In any representative district electing three (3) representatives, one (1) representative shall be elected from the district at large and two (2) representatives shall be elected from single member representative subdistricts established by the redistricting authority. In any representative district electing four (4) or more representatives, two (2) of the representatives shall be elected from the district at large and the remaining representatives shall be elected from single member representative subdistricts established by the redistricting authority.

"Representatives of districts or subdistricts at the time of their election shall have had an actual residence of sixty (60) days in the district or subdistrict from which elected and shall be elected by the voters residing in the respective district or subdistrict from which elected. A representative shall cease to represent a district or sub-

district upon a change of residence to a district or subdistrict other than the district or subdistrict from which elected.

"Representative districts and subdistricts shall be of contiguous and compact territory. Areas joined only at the point of a corner shall not be considered contiguous in establishing representative districts and subdistricts unless a joining at a corner will likely further an historical or common interest or is in furtherance of the general scheme of apportionment. Where it is necessary to establish representative subdistricts, the boundaries of such subdistricts shall conform to voting district boundaries.

"Upon the adoption of this Article and until such time as the House of Representatives is redistricted following the taking of the 1970 United States decennial census, the representative districts and the number of representatives elected from each district shall be as follows:

The counties of Lyon and Osceola shall comprise one (1) district and shall elect one (1) representative.

The counties of Dickinson and Clay shall comprise one (1) district and shall elect one (1) representative.

The counties of Emmet and Palo Alto shall comprise one (1) district and shall elect one (1) representative.

The counties of Winnebago and Hancock shall comprise one (1) district and shall elect one (1) representative.

The counties of Worth and Mitchell shall comprise one (1) district and shall elect one (1) representative.

The counties of Howard and Chickasaw shall comprise one (1) district and shall elect one (1) representative.

The counties of Butler and Grundy shall comprise one (1) district and shall elect one (1) representative.

The counties of Pocahontas and Humboldt shall comprise one (1) district and shall elect one (1) representative.

The counties of Sac and Ida shall comprise one (1) district and shall elect one (1) representative.

The counties of Monona and Harrison shall comprise one (1) district and shall elect one (1) representative.

The counties of Shelby and Audubon shall comprise one (1) district and shall elect one (1) representative.

The counties of Guthrie and Greene shall comprise one (1) district and shall elect one (1) representative.

The counties of Iowa and Keokuk shall comprise one (1) district and shall elect one (1) representative.

The counties of Adair and Madison shall comprise one (1) district and shall elect one (1) representative.

The counties of Louisa and Henry shall comprise one (1) district and shall elect one (1) representative.

The counties of Jefferson and Van Buren shall comprise one (1) district and shall elect one (1) representative.

The counties of Appanoose and Davis shall comprise one (1) district and shall elect one (1) representative.

The counties of Lucas and Monroe shall comprise one (1) district and shall elect one (1) representative.

The counties of Decatur and Wayne shall comprise one (1) district and shall elect one (1) representative.

The counties of Union and Clarke shall comprise one (1) district and shall elect one (1) representative.

The counties of Taylor and Ringgold shall comprise one (1) district and shall elect one (1) representative.

The counties of Montgomery and Adams shall comprise one (1) district and shall elect one (1) representative.

The counties of Mills and Fremont shall comprise one (1) district and shall elect one (1) representative.

The counties of Clinton, Johnson, Wapello, Webster, Cerro Gordo, Des Moines, Lee, Story, Marshall, and Jasper shall comprise one (1) district each and each shall elect two (2) representatives.

The counties of Pottawattamie and Dubuque shall comprise one (1) district each and each shall elect three (3) representatives.

The counties of Black Hawk, Scott, and Woodbury shall comprise one (1) district each and each shall elect four (4) representatives.

The county of Linn shall comprise one (1) district and shall elect five (5) representatives.

The county of Polk shall comprise one (1) district and shall elect ten (10) representatives.

All other counties shall comprise one (1) district each and each shall elect one (1) representative."

"Section 36. The General Assembly convening in 1967 shall by

joint resolution which shall not be subject to the approval of the Governor determine the number of senators to be elected from each senatorial district, redistrict the senatorial districts as provided in section six (6) and section thirty-four (34) of this Article, and establish senatorial subdistricts as provided in section thirty-four (34) of this Article. If the General Assembly fails to determine the number of senators and to redistrict senatorial districts and establish senatorial subdistricts by May 15 following the date of convening, the Supreme Court shall perform these functions as provided in paragraph three (3) of this section. The provisions of the redistricting resolution or court order shall take effect for the nomination and election of senators who will serve in the regular session of the General Assembly which will convene in 1969.

“By May 15 in each year immediately following the taking of the United States decennial census, the General Assembly shall by joint resolution determine the number of representatives which shall be elected to the House of Representatives and shall provide for the redistricting of senatorial and representative districts, the number of senators and representatives which shall be elected from each respective senatorial and representative district, and the establishment of senatorial and representative subdistricts. The joint resolution adopted by the General Assembly shall not be subject to the approval of the Governor.

“If the General Assembly fails to comply with the provisions of this section within the time allotted, the Supreme Court shall perform these functions by October one (1) of such year. The action of the Court shall be entered and certified to the Secretary of State by court order and shall be final.

“Before June fifteen (15) of such year, any ten (10) members of the General Assembly may petition the Supreme Court to determine whether the action of the General Assembly substantially complies with the provisions of the Constitution. If the action substantially complies, the Court shall so notify the Secretary of State and the decision shall be final. If the Court determines that the action does not substantially comply, the Court shall determine the number of representatives which shall be elected to the House of Representatives and shall provide for the redistricting of senatorial and representative districts, the number of senators and representatives which shall be elected from each respective senatorial and representative district, and the establishment of senatorial and representative subdistricts. The Court shall proceed in its action as provided in the preceding paragraph of this section.



"The provisions of the joint resolution or court order adopted as provided in this section following the taking of the United States decennial census shall take effect beginning for the nomination and election of members of the General Assembly for the next regular session of the General Assembly following the adoption of the resolution or order."

"Section 37. When a congressional, senatorial, or representative district shall be composed of two (2) or more counties, it shall not be entirely separated by any county belonging to another district, and no county shall be divided except in the establishment of senatorial or representative subdistricts."

Sec. 2. The foregoing proposed amendment to the Constitution of the State of Iowa is hereby referred to the General Assembly to be chosen at the next general election for members of the General Assembly and the Secretary of State is directed to cause the same to be published as provided by law for three (3) months previous to the time of making such choice.

On the question "Shall the joint resolution pass?"

The yeas were, 81:

Andersen of	Graham	Meyer	Robinson
Woodbury	Grassley	Millen	Scherle
Anderson of	Hagedorn	Miller of	Sersland
Ringgold	Hagen	Jones	Shaw
Balloun	Hagie	Miller of	Siglin
Baringer	Hakes	Page	Smith of
Bock	Halling	Moffitt	Dickinson
Briles	Hanson of	Mowry	Smith of
Busch	Lyon	Mueller	O'Brien
Camp	Hanson of	Nelson	Sokol
Chalupa	Mitchell	Nielsen of	Steele
Coffman	Hirsch	Emmet	Stevenson
Crane	Hougen	Nielsen of	Stokes
Cunningham	Jarvis	Shelby	Strothman
Darrington	Johnson	Olson	Tabor
Den Herder	Kibbie	Ossian	Van Alstine
Dougherty	Kluever	Palas	Vermeer
Dunton	Knock	Parker	Vetter
Edgington	Kreager	Patton	Walter
Fischer of	Lange	Petersen of	Wells
Grundy	Loss	Dallas	Winkelman
Fisher of	Lutz	Peterson of	Wright
Greene	McElroy	Woodbury	Mr. Speaker
Goode	Mensing	Prine	

The nays were, 26:

Breitbach	Duffy	Meacham	Riley
Carnahan	Ely	Messerly	Stanley
Carstensen	Eveland	Miller of	Steffen
Casey	Gittins	Des Moines	Van Nostrand
Denman	Knowles	Murphy	Wier
Dietz	Mahan	Murray	Worthington
Doderer	Maule	Reppert	

Absent or not voting, 1:  
Frazier

The joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### HOUSE JOINT RESOLUTION 3 WITHDRAWN

Mowry of Marshall asked and received unanimous consent to withdraw House Joint Resolution 3 from further consideration by the House.

#### PRESENTATION OF SPECIAL GUEST

The Speaker requested the Honorable Marvin Smith to escort Lord Balerno of Edinburgh, Scotland, to the Speaker's station.

Lord Balerno, an active member of the British House of Lords, addressed the House briefly. Lord Balerno attended Iowa State University in the early 1920's and is in the United States to attend the Golden Anniversary of Alpha Gamma Rho, a nationwide agricultural fraternity, of which he is a member.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the following joint resolution in which the concurrence of the Senate was asked:

House Joint Resolution 6, a joint resolution proposing amendment to Constitution of Iowa relating to formation of Congressional districts.

Also: That the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 10, a bill for an act to establish commission to administer plan for higher education facilities.

Also: That the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 11, a bill for an act to legalize renewal articles of incorporation.

Also: That the Senate has adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 10, authorizing payment of legislative bills.

Also: That the Senate has concurred in the House amendment to and passed Senate File 13, a bill for an act relating to the cost of printing the official election ballot.

Also: That the Senate has amended the House amendment to, concurred in the House amendment as amended, and passed Senate File 15, a bill for an act to allow certain school districts to contract for the joint construction of buildings.

Also: That the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File 17, a bill for an act relating to nomination and election of public officers.

CARROLL A. LANE, *Secretary*.

# SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 15

Amend the House amendment to Senate File 15, division 3, line 12, by striking the word "federal".

## SENATE CONCURRENT RESOLUTION 10 By Appropriations Committee

*Be It Resolved by the Senate, the House Concurring:* That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1962:

Des Moines Rubber Stamp Co., stamp and badges (Senate) .....	\$ 56.50
Ditto, Inc., paper and supplies (Senate) .....	24.42
Executive Council, supplies and postage (Senate) .....	951.19
Iowa State Industries, chairs (Senate) .....	518.42
Carroll A. Lane, postage, telephone, speaker repair .....	64.49
Office Machine Supply Co., Inc., ribbons, clean and repair typewriters (Senate) .....	158.50
Petersen Court Reporters .....	712.00
Pitney-Bowes, Inc., scale repair (Senate) .....	8.50
Radio Trade Supply Co., speaker repair (Senate) .....	19.88
Storey Kenworthy Co., desk and stamp machine (Senate) .....	563.83
Des Moines Rubber Stamp Co., stamp and badges (House) .....	90.60
Hatfield Duplicating Co., paper and supplies (House) .....	145.10
IBM Corp., maintenance agreement on equipment (House) .....	22.37
Wm. R. Kendrick, parts for voting machine (House) .....	2.00
Executive Council, supplies and postage (House) .....	1,144.79
Office Machine Supply Co., Inc., ribbons, clean and repair typewriters (House) .....	79.08
Storey Kenworthy Co., chair and books (House) .....	233.80
Strauss Lock Co., locks (House) .....	16.93

\$4,812.40

The State Comptroller is hereby authorized and directed to issue warrants for amounts above listed and to persons and firms to whom such amounts are due.

*Be It Further Resolved:* That the officers or employees of the Sixtieth General Assembly in Extraordinary Session who shall be engaged for work in connection with the closing of the Sixtieth General Assembly in Extraordinary Session shall be compensated for such services at the same rate as was fixed for the regular session of the Sixtieth General Assembly.

Laid over under Rule 25.

## SENATE AMENDMENT CONSIDERED

Dietz of Scott called up for consideration Senate File 15, a bill for an act to allow school districts merged under chapter two hundred

seventy-four point thirty-seven (274.37), Code 1962, to contract for the joint construction of buildings prior to the effective date of the merger, amended by the Senate, and moved that the House concur in the following Senate amendment to the House amendment:

Amend the House amendment to Senate File 15, division 3, line 12, by striking the word "federal".

Motion prevailed and the House concurred in the Senate amendment to the House amendment.

Mowry of Marshall moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

The ayes were, 102:

Andersen of	Fisher of	Meacham	Prine
Woodbury	Greene	Mensing	Reppert
Anderson of	Gittins	Messerly	Riley
Ringgold	Goode	Meyer	Robinson
Baringer	Graham	Millen	Sersland
Bock	Grassley	Miller of	Shaw
Breitbart	Hagedorn	Des Moines	Siglin
Briles	Hagen	Miller of	Smith of
Busch	Hagie	Jones	Dickinson
Camp	Hakes	Miller of	Smith of
Carnahan	Halling	Page	O'Brien
Carstensen	Hanson of	Moffitt	Sokol
Casey	Lyon	Mowry	Stanley
Chalupa	Hanson of	Murphy	Steele
Coffman	Mitchell	Murray	Steffen
Crane	Hirsch	Nelson	Stevenson
Cunningham	Hougen	Nielsen of	Stokes
Darrington	Jarvis	Emmet	Strothman
Den Herder	Johnson	Nielsen of	Van Alstine
Denman	Kibbie	Shelby	Van Nostrand
Dietz	Kluever	Olson	Vermeer
Doderer	Knock	Ossian	Vetter
Dougherty	Knowles	Palas	Walter
Duffy	Kreager	Parker	Wier
Dunton	Lange	Patton	Winkelman
Edgington	Loss	Petersen of	Worthington
Ely	Lutz	Dallas	Wright
Eveland	Mahan	Peterson of	Mr. Speaker
Fischer of	Maule	Woodbury	
Grundy	McElroy		

The nays were, none.

Absent or not voting, 6:

Balloun	Mueller	Tabor	Wells
Frazier	Scherle		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

EXPLANATION OF VOTE ON  
SENATE JOINT RESOLUTION 1

The federal district court, in its memorandum judgment of March 27, 1964, said that the temporary plan is not so objectionable as to warrant disapproval as an "interim plan". It said that malapportionment had been materially reduced. It specifically pointed to the population factors of 48.3 percent in the House and 38.9 percent in the Senate, as well as disparity ratios of 3.23 to 1 in the House and 3.20 to 1 in the Senate. Senate Joint Resolution 1 falls short of these minimum requirements and therefore I recorded a negative vote, in the best interests of my constituents.

REP. OF Polk.

EXPLANATION OF VOTE ON  
SENATE JOINT RESOLUTION 1

Senate Joint Resolution 1 was acceptable to my way of thinking except in one important particular. Under the plan the Senate is so constituted that minority control in that hall will increase after each census. Where 35.2 percent would control under present figures, after 1970 33.8 percent would control. Fewer would probably control after 1980 and so forth. When dealing with the Constitution we have a duty to look to the future. We have had at this session an opportunity to preserve the concept of reasonable minority control in the Senate. I believe that this is as it should be. The House of Representatives in 1965 will be based on population and surely will not approve a plan which could conceivably give 20 percent or 25 percent control in the Senate. The rejection of Mr. Stanley's proposed floor on minority control of the Senate made it very clear that the House intended the plan to operate in the direction of increased minority control of the Senate in future years. I deeply regret that the collective wisdom of the Senate and the House has not been sufficient to do those things necessary to preserve the concepts of government which I share with the majority of the membership of this General Assembly. This plan could have been most acceptable to almost all of the members of this General Assembly, and probably acceptable to a majority of the next General Assembly, if the House and Senate had been willing to assure that future Senates would have the same minority control as provided in the initial stages of the plan. I predict that rejection of 35 percent as a standard of minority control for future years will result ultimately in majority control in both houses. I regret this. Thus my no vote.

LAWRENCE D. CARSTENSEN.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 12.

FRED E. WIER,  
*Chairman House Committee.*  
KENNETH BENDA,  
*Chairman Senate Committee.*

Report adopted.

## BILL SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bill: Senate File 12.

## AMENDMENTS FILED

- 1 Amend Senate Concurrent Resolution 10 by inserting
- 2 after line twenty-four (24) the following item:
- 3 "Lillian Leffert, 185 sets of annotation stickers.....\$296.00"

CUNNINGHAM of Story.

- 1 Amend House File 20 by adding the following new
- 2 section:

- 3 "The provisions of this Act shall expire on July 4,
- 4 1965, and shall have no force or effect thereafter."

STANLEY of Muscatine.

PETERSEN of Dallas.

CUNNINGHAM of Story.

BARINGER of Fayette.

BOCK of Hancock.

DUNTON of Keokuk.

MEACHAM of Poweshiek.

VAN ALSTINE of Humboldt.

CARSTENSEN of Clinton.

OLSON of Cerro Gordo.

VAN NOSTRAND of Pottawattamie.

EVELAND of Boone.

KNOWLES of Scott.

MILLEN of Van Buren.

- 1 Amend House File 20 as follows:

- 2 1. By striking from the last line of the title the word "their".

- 3 2. By inserting after section 1 the following new section:

- 4 Sec. 2. The students and graduates of all private and
- 5 parochial grade and high schools and junior colleges offering
- 6 the courses required by statute shall be deemed to be students
- 7 and graduates of officially accredited, qualified and approved
- 8 schools.

- 9 3. By renumbering Sec. 2 as Sec. 3.

SERSLAND of Winneshiek.

KREAGER of Jasper.

On motion by Mowry of Marshall, the House adjourned until 10:00 a.m., Thursday, April 2, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, THURSDAY, APRIL 2, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was offered by the Reverend John O. Wollin, pastor of the Presbyterian Church, New London, Iowa.

The Journal of April 1 was approved.

## PRESENTATION OF VISITORS

Prine of Mahaska presented to the House nineteen students from Unsicker Memorial School of Wright and their teacher, Mrs. Bernard Stanley.

Fischer of Grundy presented to the House five Girl Scouts from Reinbeck accompanied by Mr. Erickson.

## SENATE MESSAGE CONSIDERED

Senate File 17, a bill for an act relating to the nomination and election of public officers.

Read first time and passed on file.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Shaw of Floyd on request of Briles of Adams; Meyer of Madison on request of Murphy of Carroll; Frazier of Lee on request of Camp of Clinton.

## ADOPTION OF SENATE CONCURRENT RESOLUTION 10

Cunningham of Story called up for consideration Senate Concurrent Resolution 10 filed April 1 and found on page 277 of the House Journal.

Cunningham of Story asked and received unanimous consent to withdraw the amendment filed by him on April 1 and found on page 280 of the House Journal.

Cunningham of Story offered the following amendment filed by him and moved its adoption:

Amend Senate Concurrent Resolution 10 as follows:

1. By inserting after line twenty-four (24) the following item:

"Lillian Leffert, 185 sets annotation stickers.....\$296.00"  
 2. By striking the total figures of "4,812.40" and inserting in lieu thereof the figures "5,108.40".

Amendment adopted.

Cunningham of Story moved the adoption of the resolution as amended.

On the question "Shall the resolution be adopted?"

The ayes were, 105:

Andersen of	Fisher of	Meacham	Reppert
Woodbury	Greene	Mensing	Riley
Anderson of	Gittins	Messerly	Robinson
Ringgold	Goode	Millen	Scherle
Balloun	Graham	Miller of	Sersland
Baringer	Grassley	Des Moines	Siglin
Bock	Hagedorn	Miller of	Smith of
Breitbart	Hagen	Jones	Dickinson
Briles	Hagie	Miller of	Smith of
Busch	Hakes	Page	O'Brien
Camp	Halling	Moffitt	Sokol
Carnahan	Hanson of	Mowry	Stanley
Carstensen	Lyon	Mueller	Steele
Casey	Hanson of	Murphy	Steffen
Chalupa	Mitchell	Murray	Stevenson
Coffman	Hirsch	Nelson	Stokes
Crane	Hougen	Nielsen of	Strothman
Cunningham	Jarvis	Emmet	Tabor
Darrington	Johnson	Nielsen of	Van Alstine
Den Herder	Kibbie	Shelby	Van Nostrand
Denman	Kluever	Olson	Vermeer
Dietz	Knock	Ossian	Vetter
Doderer	Knowles	Palas	Walter
Dougherty	Kreager	Parker	Wells
Duffy	Lange	Patton	Wier
Dunton	Loss	Petersen of	Winkelman
Edgington	Lutz	Dallas	Worthington
Ely	Mahan	Peterson of	Wright
Eveland	Maule	Woodbury	Mr. Speaker
Fischer of	McElroy	Prine	
Grundy			

The nays were, none.

Absent or not voting, 3:

Frazier	Meyer	Shaw
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The resolution having received a two-thirds majority was adopted.

### CONSIDERATION OF BILL

House File 20, a bill for an act to provide for the approval and accrediting of all public schools and public junior colleges; to authorize their participation in state distributive funds; and to qualify their students and graduates, was taken up for consideration.

Sersland of Winneshiek offered the following amendment, filed by Sersland and Kreager, and moved its adoption:



Amend House File 20 as follows:

1. By striking from the last line of the title the word "their".

2. By inserting after section 1 the following new section:

Sec. 2. The students and graduates of all private and parochial grade and high schools and junior colleges offering the courses required by statute shall be deemed to be students and graduates of officially accredited, qualified and approved schools.

3. By renumbering Sec. 2 as Sec. 3.

Amendment adopted.

Stanley of Muscatine offered the following amendment filed by Stanley, et al., and moved its adoption:

Amend House File 20 by adding the following new section:

"The provisions of this Act shall expire on July 4, 1965, and shall have no force or effect thereafter."

Roll call was requested.

Rule 69 was invoked.

On the question "Shall the amendment be adopted?"

The ayes were, 54:

Andersen of	Doderer	Kluever	Olson
Woodbury	Duffy	Knock	Petersen of
Anderson of	Dunton	Loss	Dallas
Ringgold	Ely	Mahan	Reppert
Baringer	Eveland	Meacham	Riley
Bock	Gittins	Messerly	Sokol
Breitbach	Hagen	Millen	Stanley
Busch	Hagie	Miller of	Steffen
Camp	Hanson of	Des Moines	Tabor
Carstensen	Lyon	Moffitt	Van Alstine
Casey	Hanson of	Mowry	Van Nostrand
Chalupa	Mitchell	Murphy	Vetter
Crane	Hirsch	Murray	Wier
Cunningham	Hougen	Nielsen of	Worthington
Denman	Kibbie	Emmet	Mr. Speaker
Dietz			

The nays were, 47:

Balloun	Hakes	Nelson	Smith of
Briles	Halling	Nielsen of	Dickinson
Carnahan	Jarvis	Shelby	Smith of
Coffman	Johnson	Ossian	O'Brien
Den Herder	Kreager	Palas	Steele
Dougherty	Lange	Parker	Stevenson
Edgington	Lutz	Patton	Stokes
Fischer of	McElroy	Peterson of	Strothman
Grundy	Mensing	Woodbury	Vermeer
Fisher of	Miller of	Prine	Walter
Greene	Jones	Robinson	Wells
Goode	Miller of	Scherle	Winkelman
Graham	Page	Sersland	Wright
Grassley	Mueller	Siglin	

Absent or not voting, 7:

Darrington	Hagedorn	Maule	Shaw
Frazier	Knowles	Meyer	

Amendment adopted.

Kreager of Jasper moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 102:

Andersen of	Fisher of	Mensing	Reppert
Woodbury	Greene	Messerly	Riley
Anderson of	Gittins	Millen	Robinson
Ringgold	Goode	Miller of	Scherle
Balloun	Graham	Des Moines	Sersland
Baringer	Grassley	Miller of	Siglin
Bock	Hagen	Jones	Smith of
Breitbart	Hagie	Miller of	Dickinson
Briles	Hakes	Page	Smith of
Busch	Halling	Moffitt	O'Brien
Camp	Hanson of	Mowry	Sokol
Carnahan	Lyon	Mueller	Stanley
Carstensen	Hanson of	Murphy	Steele
Casey	Mitchell	Murray	Steffen
Chalupa	Hirsch	Nelson	Stevenson
Coffman	Hougen	Nielsen of	Stokes
Crane	Jarvis	Emmet	Strothman
Cunningham	Johnson	Nielsen of	Tabor
Den Herder	Kibbie	Shelby	Van Alstine
Denman	Kluever	Olson	Van Nostrand
Dietz	Knock	Ossian	Vermeer
Doderer	Kreager	Palas	Vetter
Dougherty	Lange	Parker	Walter
Duffy	Loss	Patton	Wells
Dunton	Lutz	Petersen of	Wier
Edgington	Mahan	Dallas	Winkelman
Ely	Maule	Peterson of	Worthington
Eveland	McElroy	Woodbury	Wright
Fischer of	Meacham	Prine	Mr. Speaker
Grundy			

The nays were, none.

Absent or not voting, 6:

Darrington	Hagedorn	Meyer	Shaw
Frazier	Knowles		

The bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

On motion by Mowry of Marshall, the House recessed until 2:00 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Darrington of Harrison, Edgington of Franklin and Robinson of Guthrie on request of the Speaker.

## CALL OF THE HOUSE

Under provisions of Rule 72, we, the undersigned, request a Call of the House on Senate Joint Resolution 1.

JOHN L. MOWRY.  
ELMER DEN HERDER.  
ARTHUR C. HANSON.  
HENRY C. NELSON.  
CHESTER HOUGEN.

## INTRODUCTION OF BILLS

House File 21, by committee on introduction of bills, a bill for an act relating to benefited fire districts.

Read first time and passed on file.

House File 22, by committee on introduction of bills, a bill for an act relating to the rendering of assistance to escaping prisoners.

Read first time and passed on file.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended the House amendment to, concurred in the House amendment as amended, and passed Senate Joint Resolution 1, proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly.

Also: That the Senate has adopted the following resolution in which the concurrence of the House is asked:

Senate Joint Resolution 2, making appropriations for payment of miscellaneous expenses incurred in remodeling chamber of House of Representatives and refurnishing chambers of the Senate and House of Representatives.

CARROLL A. LANE, *Secretary*.

## SENATE MESSAGE CONSIDERED

Senate Joint Resolution 2, a joint resolution making appropriations for payment of miscellaneous expenses to be incurred in remodeling the chamber of the House of Representatives and refurnishing the chambers of the Senate and the House of Representatives.

Read first time and passed on file.

## SENATE AMENDMENT CONSIDERED

Mowry of Marshall called up for consideration Senate Joint Resolution 1, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to

amend the Constitution by repeal of section six (6), Article three (III) thereof, section thirty-four (34) of Article three (III) thereof and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article three (III), and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III), and proposing substitutes in lieu thereof, further amended by the Senate, and moved that the House concur in the following Senate amendment to the House amendment:

Amend the House amendment to Senate Joint Resolution 1 as follows:

1. By striking from division 1 all of lines 4 through 54, inclusive, and inserting in lieu thereof the following:

"Section 35. The House of Representatives shall consist of one hundred (100) members elected from single member representative districts established by the redistricting authority. Representative districts shall be established as follows:

"1. The redistricting authority shall determine a population unit which shall be equal to the quotient resulting from dividing the whole number of the state as shown by the most recent United States decennial census by one hundred (100).

"2. Each representative district shall have a population equal to that of every other representative district with a deviation of no more than ten (10) percent from the population unit permitted.

"3. Each representative district shall consist of compact and contiguous territory. Areas joined only at the point of a corner shall not be considered contiguous.

"4. So far as practicable, a county shall not be divided unless it is entitled to elect more than one (1) representative. Where it is necessary to cross county lines in forming representative districts, the boundaries of such districts shall conform to township or voting district boundaries.

"The redistricting authority may realign voting district boundaries where the population of an area is so distributed that it is impossible for the redistricting authority to form a representative district or a senatorial sub-district as provided in this section and in section thirty-four (34) of this Article.

"The membership and districting of the House of Representatives as heretofore provided shall take effect for the nomination and election of representatives who will serve in the regular session of the General Assembly which will convene in 1973."

2. By striking from division 2 all of lines 4 through 28, inclusive, and inserting in lieu thereof the following:

"Section 36. In 1967, except as otherwise provided in section thirty-five (35) of this Article, and in each year immediately following the taking of the United States decennial census, the General Assembly shall determine the number of senators to be elected from each senatorial district and shall redistrict the senatorial and representative districts and senatorial subdistricts. The General Assembly shall by May 15 in each year required take such action by joint resolution which shall not be subject to the approval of the governor."

3. By striking from division 3 all of lines 4 through 9, inclusive, and inserting in lieu thereof the following:

"the Court shall determine the number of senators which shall be elected from each senatorial district and redistrict the senatorial and representative districts and the senatorial subdistricts."

4. By striking from division 4 all of lines 4 through 9, inclusive, and inserting in lieu thereof the following:

"The provisions designating the number of senators which shall be elected from each senatorial district and the redistricting of senatorial and representative districts and senatorial subdistricts shall take effect beginning for the nomination and election of members of the General Assembly for the next regular session of the General Assembly following the adoption of the redistricting resolution or court order."

5. By striking from division 5 all of lines 4 through 8, inclusive, and inserting in lieu thereof the following:

"Section 37. When a congressional district shall be composed of two (2) or more counties, it shall not be entirely separated by any county belonging to another district, and no county shall be divided in forming a congressional district."

Pursuant to the rules of a Call of the House, all members were present with the exception of Frazier of Lee, Darrington of Harrison, Edgington of Franklin, Meyer of Madison, Robinson of Guthrie, and Shaw of Floyd, who had previously been excused.

On the question "Shall the House concur in the Senate amendment to the House amendment?"

The yeas were, none.

The nays were, 102:

Andersen of	Fisher of	Meacham	Prine
Woodbury	Greene	Mensing	Reppert
Anderson of	Gittins	Messery	Riley
Ringgold	Goode	Millen	Scherle
Balloun	Graham	Miller of	Sersland
Baringer	Grassley	Des Moines	Siglin
Bock	Hagedorn	Miller of	Smith of
Breitbart	Hagen	Jones	Dickinson
Briles	Hagie	Miller of	Smith of
Busch	Hakes	Page	O'Brien
Camp	Halling	Moffitt	Sokol
Carnahan	Hanson of	Mowry	Stanley
Carstensen	Lyon	Mueller	Steele
Casey	Hanson of	Murphy	Steffen
Chalupa	Mitchell	Murray	Stevenson
Coffman	Hirsch	Nelson	Stokes
Crane	Hougen	Nielsen of	Strothman
Cunningham	Jarvis	Emmet	Tabor
Den Herder	Johnson	Nielsen of	Van Alstine
Denman	Kibbie	Shelby	Van Nostrand
Dietz	Kluever	Olson	Vermeer
Doderer	Knock	Ossian	Vetter
Dougherty	Knowles	Palas	Walter
Duffy	Kreager	Parker	Wells
Dunton	Lange	Patton	Wier
Ely	Loss	Petersen of	Winkelman
Eveland	Lutz	Dallas	Worthington
Fischer of	Mahan	Peterson of	Wright
Grundy	Maule	Woodbury	Mr. Speaker
	McElroy		

Absent or not voting, 6:

Darrington	Frazier	Robinson	Shaw
Edgington	Meyer		

Motion lost and the House refused to concur in the Senate amendment to the House amendment.

SENATE CONCURRENT RESOLUTION 9  
REFERRED TO COMMITTEE

Dietz of Scott called up for consideration Senate Concurrent Resolution 9, filed March 31 and found on page 248 of the House Journal, and moved its adoption.

Petersen of Dallas moved as a substitute motion that Senate Concurrent Resolution 9 be referred to the committee on tax revision.

On the question "Shall Senate Concurrent Resolution 9 be referred to the committee on tax revision?"

The ayes were, 51:

Anderson of Ringgold	Hanson of Mitchell	Nielsen of Emmet	Smith of O'Brien
Bock	Hirsch	Nielsen of Shelby	Sokol
Casey	Jarvis	Olson	Stokes
Crane	Johnson	Ossian	Strothman
Cunningham	Kluever	Palas	Tabor
Den Herder	Knock	Parker	Van Alstine
Dunton	Kreager	Patton	Vetter
Fisher of Greene	Lutz	Peterson of Dallas	Walter
Goode	Messerly	Sersland	Wier
Graham	Millen	Siglin	Winkelman
Graham	Miller of Jones	Smith of Dickinson	Worthington
Grassley	Moffitt		Wright
Hagen	Mueller		Mr. Speaker
Halling	Nelson		

The nays were, 44:

Andersen of Woodbury	Dietz	Kibbie	Murphy
Balloun	Doderer	Knowles	Murray
Baringer	Dougherty	Lange	Prine
Breitbach	Duffy	Loss	Reppert
Briles	Ely	Mahan	Riley
Camp	Eveland	Maule	Scherle
Carnahan	Fischer of Grundy	Meacham	Stanley
Carstensen	Hagedorn	Mensing	Steele
Chalupa	Hagie	Miller of Des Moines	Steffen
Coffman	Hakes	Miller of Page	Stevenson
Denman	Hougen		Vermeer
			Wells

Absent or not voting, 13:

Busch	Gittins	Meyer	Robinson
Darrington	Hanson of Lyon	Mowry	Shaw
Edgington	McElroy	Peterson of Woodbury	Van Nostrand

Motion prevailed.

CONSIDERATION OF BILL

Camp of Clinton asked and received unanimous consent for the immediate consideration of House File 21, a bill for an act relating to benefited fire districts.

Camp of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 97:

Andersen of	Fisher of	Meacham	Prine
Woodbury	Greene	Mensing	Reppert
Anderson of	Gittins	Messerly	Riley
Ringgold	Goode	Millen	Scherle
Balloun	Grassley	Miller of	Sersland
Baringer	Hagedorn	Des Moines	Siglin
Bock	Hagen	Miller of	Smith of
Breitbart	Hagie	Jones	Dickinson
Briles	Hakes	Miller of	Smith of
Busch	Halling	Page	O'Brien
Camp	Hanson of	Moffitt	Sokol
Carnahan	Lyon	Mueller	Stanley
Carstensen	Hanson of	Murphy	Steele
Casey	Mitchell	Murray	Steffen
Chalupa	Hirsch	Nelson	Stevenson
Coffman	Hougen	Nielsen of	Stokes
Crane	Jarvis	Emmet	Strothman
Cunningham	Johnson	Nielsen of	Tabor
Den Herder	Kibbie	Shelby	Van Alstine
Denman	Kluever	Olson	Van Nostrand
Dietz	Knock	Ossian	Vetter
Dougherty	Knowles	Palas	Walter
Duffy	Kreager	Parker	Wier
Dunton	Lange	Patton	Winkelman
Ely	Loss	Petersen of	Worthington
Eveland	Lutz	Dallas	Wright
Fischer of	Mahan	Peterson of	Mr. Speaker
Grundy	Maule	Woodbury	
	McElroy		

The nays were, none.

Absent or not voting, 11:

Darrington	Frazier	Mowry	Vermeer
Doderer	Graham	Robinson	Wells
Edgington	Meyer	Shaw	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### CONSIDERATION OF JOINT RESOLUTION

Cunningham of Story asked and received unanimous consent to take up for immediate consideration Senate Joint Resolution 2, a joint resolution making appropriations for payment of miscellaneous expenses to be incurred in remodeling the chamber of the House of Representatives and refurnishing the chambers of the Senate and the House of Representatives.

Cunningham of Story moved that the joint resolution be read a last time now and placed upon its passage which motion prevailed and the joint resolution was read a last time.

Smith of O'Brien in the chair at 5:10 p.m.

On the question "Shall the joint resolution pass?"

The ayes were, 97:

Andersen of	Fisher of	McElroy	Petersen of
Woodbury	Greene	Meacham	Dallas
Anderson of	Gittins	Mensing	Peterson of
Ringgold	Goode	Messerly	Woodbury
Balloun	Graham	Millen	Prine
Baringer	Grassley	Miller of	Reppert
Bock	Hagedorn	Des Moines	Scherle
Breitbart	Hagen	Miller of	Sersland
Briles	Hagie	Jones	Siglin
Busch	Hakes	Miller of	Smith of
Camp	Hanson of	Page	Dickinson
Carnahan	Lyon	Moffitt	Sokol
Carstensen	Hanson of	Mowry	Stanley
Casey	Mitchell	Mueller	Steele
Chalupa	Hirsch	Murphy	Stevenson
Coffman	Hougen	Murray	Stokes
Crane	Jarvis	Naden	Strothman
Cunningham	Johnson	Nelson	Taber
Den Herder	Kibbie	Nielsen of	Van Alstine
Denman	Kluever	Emmet	Vermeer
Dietz	Knock	Nielsen of	Vetter
Doderer	Knowles	Shelby	Walter
Dougherty	Kreager	Olson	Wier
Duffy	Lange	Ossian	Winkelman
Dunton	Loss	Palas	Worthington
Ely	Lutz	Parker	Wright
Eveland	Mahan	Patton	Mr. Speaker
Fischer of	Maule		pro tem
Grundy			

The nays were, none.

Absent or not votinn, 11:

Darrington	Halling	Robinson	Van Nostrand
Edgington	Meyer	Shaw	Wells
Frazier	Riley	Steffen	

The joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 20, a bill for an act to provide for accrediting of schools to authorize their participation in state distributive funds.

CARROLL A. LANE, *Secretary*.

Speaker Naden in the chair at 5:20 p.m.

#### CONSIDERATION OF BILLS

Mowry of Marshall asked and received unanimous consent to take



up for immediate consideration Senate File 17, a bill for an act relating to the nomination and election of public officers.

Mowry of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 80:

Andersen of	Fisher of	Mensing	Siglin
Woodbury	Greene	Millen	Smith of
Anderson of	Goode	Miller of	Dickinson
Ringgold	Hagedorn	Des Moines	Smith of
Balloun	Hagen	Miller of	O'Brien
Baringer	Hakes	Page	Sokol
Bock	Halling	Moffitt	Stanley
Breitbart	Hanson of	Mowry	Steele
Briles	Lyon	Mueller	Steffen
Busch	Hanson of	Murray	Stevenson
Camp	Mitchell	Nelson	Stokes
Carnahan	Johnson	Nielsen of	Strothman
Carstensen	Kibbie	Emmet	Tabor
Casey	Kluever	Olson	Van Alstine
Chalupa	Knock	Ossian	Vermeer
Coffman	Knowles	Palas	Vetter
Crane	Kreager	Parker	Walter
Cunningham	Lange	Patton	Wells
Den Herder	Loss	Petersen of	Wier
Doderer	Lutz	Dallas	Winkelman
Dougherty	Mahan	Prine	Worthington
Dunton	Maule	Riley	Wright
	McElroy	Sersland	Mr. Speaker

The nays were, none.

Absent or not voting, 28:

Darrington	Frazier	Meacham	Peterson of
Denman	Gittins	Messerly	Woodbury
Dietz	Graham	Meyer	Reppert
Duffy	Grassley	Miller of	Robinson
Edgington	Hagie	Jones	Scherle
Ely	Hirsch	Murphy	Shaw
Eveland	Hougen	Nielsen of	Van Nostrand
Fischer of	Jarvis	Shelby	
Grundy			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has amended and passed the following bill in which the concurrence on the Senate was asked:

House File 18, a bill for an act relating to the Mental Retardation Fa-

cilities and Community Mental Health Centers Construction Act, and making an appropriation therefor.

CARROLL A. LANE, *Secretary*.

### SENATE AMENDMENT CONSIDERED

Den Herder of Sioux asked and received unanimous consent to take up for immediate consideration House File 18, a bill for an act relating to the establishment of the "Iowa Mental Retardation Facilities and Community Mental Health Centers Construction Act," and making an appropriation therefor, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 18 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. The state department of public health is hereby authorized and empowered to act as the sole agency of the state to establish and administer a state-wide plan for the construction, equipment, maintenance or operation of any facilities for the provision of care, treatment, diagnosis, rehabilitation, training or related services, which plan is now, or may hereafter be required as a condition to the eligibility for benefits under the provisions of Public Law 88-164 or any amendments thereto. The state department of public health is also authorized to receive, administer and expend any funds that may be available under Public Law 88-164 or any amendments thereto, or from any other source, public or private, for such purposes.

Sec. 2. The state department of health is authorized and empowered to comply with or do any and all other acts or things necessary or required to be done as a condition to receiving federal aid or grants with respect to the establishment, construction, maintenance, equipment or operation for all the people of this state of adequate facilities and services as specified in section one (1) including the authority:

(a) to designate or establish a state advisory council or councils which shall include representatives of non-government organizations or groups and of state agencies concerned with the planning, construction, operation, or utilization of such facilities, including representatives of the consumers of such facilities and selected from among persons familiar with the need for such services throughout the state, to consult with the state department of health in carrying out the purposes of this Act;

(b) to provide for an inventory of existing facilities or a particular category or categories thereof, and to survey the need for additional facilities;

(c) to develop and administer a construction program or programs which, in conjunction with existing facilities, will afford adequate facilities to serve the people of this state.

(d) to provide methods of administration on a merit basis, and to require reports, make investigations and prescribe regulations;

(e) to provide for priority of projects or facilities;

(f) to provide to applicants an opportunity for a hearing before the state department of health;

(g) to prescribe and require compliance with such standards of maintenance and operation applicable to such facilities as are reasonably related to health, welfare and safety.

(h) to review from time to time, but not less often than annually, its

state plan and submit to the Secretary of Health, Education, and Welfare any modifications which said state department of health considers necessary.

Sec. 3. The commissioner of public health of the state is hereby directed to prepare and present to the Sixty-first General Assembly such recommendations for additional legislation that he finds necessary to carry out the provisions of the aforesaid Public Law 88-164 or any amendments thereto, as such Public Law or amendments apply to the State of Iowa.

Sec. 4. There is hereby appropriated from the general fund of the state the sum of twenty-five thousand dollars (\$25,000.00) to be used for the administration of this Act or so much thereof as may be necessary.

Sec. 5. This Act, being deemed of immediate importance, shall be in full force and effect from and after its passage and publication in The Sioux Center News, a newspaper published at Sioux Center, Iowa, and in the Record-Herald & Indianola Tribune, a newspaper published at Indianola, Iowa."

2. Amend the title by striking all after the words "An Act" and inserting in lieu thereof the following: "relating to the Mental Retardation Facilities and Community Mental Health Centers Construction Act, and making an appropriation therefor."

Motion prevailed and the House concurred in the Senate amendment.

Den Herder of Sioux moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 84:

Andersen of	Dunton	Mensing	Riley
Woodbury	Eveland	Millen	Sersland
Anderson of	Fisher of	Miller of	Siglin
Ringgold	Greene	Des Moines	Smith of
Balloun	Gittins	Miller of	Dickinson
Baringer	Goode	Jones	Smith of
Bock	Hagedorn	Miller of	O'Brien
Breitbart	Hagen	Page	Sokol
Briles	Hakes	Moffitt	Stanley
Busch	Hanson of	Mowry	Steele
Camp	Lyon	Mueller	Steffen
Carnahan	Hanson of	Murphy	Stevenson
Carstensen	Mitchell	Murray	Stokes
Casey	Johnson	Nelson	Strothman
Chalupa	Kibbie	Nielsen of	Tabor
Coffman	Kluever	Emmet	Van Alstine
Crane	Knowles	Olson	Vermeer
Cunningham	Kreager	Ossian	Vetter
Den Herder	Lange	Palas	Walter
Denman	Loss	Parker	Wier
Dietz	Lutz	Patton	Winkelman
Doderer	Mahan	Petersen of	Worthington
Dougherty	Maule	Dallas	Wright
Duffy	McElroy	Reppert	Mr. Speaker

The nays were, none.

Absent or not voting, 24:

Darrington	Grassley	Meacham	Prine
Edgington	Hagie	Messerly	Robinson
Ely	Halling	Meyer	Scherle
Fischer of	Hirsch	Nielsen of	Shaw
Grundy	Hougen	Shelby	Van Nostrand
Frazier	Jarvis	Peterson of	Wells
Graham	Knock	Woodbury	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Reppert of Polk moved that the rules be suspended for the immediate consideration of House File 22.

The motion having received a two-thirds majority prevailed.

House File 22, a bill for an act relating to the rendering of assistance to escaping prisoners, was taken up for consideration.

House File 22 pending at adjournment.

#### HOUSE CONCURRENT RESOLUTION 10

Mowry of Marshall

*Be It Resolved by the House, the Senate Concurring:* That the Sixtieth General Assembly in Extraordinary Session adjourn sine die at four o'clock p.m., Monday, April 6, 1964.

#### HOUSE CONCURRENT RESOLUTION 11

Mowry of Marshall

*Be It Resolved by the House, the Senate Concurring:* That the Journals of the House and of the Senate for the Sixtieth General Assembly in Extraordinary Session be included in the Senate and House Journals of the Sixtieth General Assembly of Iowa.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate insists on its amendment to the House amendment to Senate Joint Resolution 1, proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, requests a conference committee and that the President of the Senate has appointed to said conference committee on the part of the Senate: Senators Vance, Schroeder, Walker and O'Malley.

CARROLL A. LANE,  
*Secretary of the Senate.*

#### CONFERENCE COMMITTEE APPOINTED

The Speaker announced the appointment of Eveland of Boone, Millen of Van Buren, Smith of O'Brien and Stanley of Muscatine to the conference committee for the consideration of Senate Joint Resolution 1.

## REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 13, House Files 10 and 11, and House Joint Resolution 6.

FRED E. WIER,  
*Chairman House Committee.*  
KENNETH BENDA,  
*Chairman Senate Committee.*

Report adopted.

## BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate File 13, House Files 10 and 11, and House Joint Resolution 6.

HOUSE JOINT RESOLUTION SENT TO THE  
SECRETARY OF STATE

Wier of Louisa, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 2nd day of April, 1964, sent to the Secretary of State House Joint Resolution 6.

FRED E. WIER, *Chairman.*

Report adopted.

## BILLS SENT TO THE GOVERNOR

Wier of Louisa, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 2nd day of April, 1964, sent to the Governor for his approval: House Files 10 and 11.

FRED E. WIER, *Chairman.*

Report adopted.

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 1, 1964, he signed House Files 13, 15, 16, and 17.

## AMENDMENT FILED

- 1 Amend House File 22 by striking from section 1 all after
- 2 line two (2) and inserting in lieu thereof the following:
- 3 " 'charge' in line eight (8) the following: ' , or who, knowing of
- 4 such escape by such escapee, shall conceal such escapee after

5 escape or furnish shelter, clothing, transportation, or food to  
6 such escapee' ”.

7 Further amend House File 22 by striking all of section 2  
8 and inserting in lieu thereof the following:

9 “Sec. 2. Section seven hundred forty-five point thirteen  
10 (745.13), Code 1962, is hereby amended by adding following the  
11 word ‘not’ in line eleven (11) the following: ‘, or who, knowing  
12 of such escape by such escapee, shall conceal such escapee after  
13 escape or furnish shelter, transportation, clothing, or food to  
14 such escapee’.”

RILEY of Linn.

REPPERT of Polk.

Mowry of Marshall moved that the House adjourn until 10:00 a.m.  
Monday, April 6, 1964.

Worthington of Decatur moved as a substitute motion that the  
House adjourn until 10:00 a.m. Friday, April 3.

Substitute motion lost.

On motion by Mowry of Marshall, the House adjourned until 10:00  
a.m. Monday, April 6, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MONDAY, APRIL 6, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

The following credo and prayer by General Douglas MacArthur was offered by the Gentleman from Fayette, Mr. Baringer:

"Build me a son, O Lord, who will be strong enough to know when he is weak, and brave enough to face himself when he is afraid; one who will be proud and unbending in honest defeat, and humble and gentle in victory.

"Build me a son whose wishes will not take the place of deeds; a son who will know thee—and that to know himself is the foundation stone of knowledge.

"Lead him, I pray, not in the path of ease and comfort, but under the stress and spur of difficulties and challenge. Here let him learn to stand up in the storm; here let him learn compassion for those who fail.

"Build me a son whose heart will be clear, whose goal will be high, a son who will master himself before he seeks to master other men, who will reach into the future, yet never forget the past.

"And after all these things are his, add, I pray, enough of a sense of humor, so that he may always be serious, yet never take himself too seriously. Give him humility, so that he may always remember the simplicity of true greatness, the open mind of true wisdom, and the meekness of true strength.

"Then I, his father, will dare to whisper, 'I have not lived in vain.'"

The Journal of April 2 was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Dietz of Scott on request of Knowles of Scott; Bock of Hancock on request of Van Alstine of Humboldt.

## PRESENTATION OF VISITORS

Stokes of Plymouth presented to the House the Honorable Henry Wormley, a former member of the House of Representatives from Plymouth County in the Fiftieth and Fifty-first General Assemblies.

Carnahan of Wapello rose on a point of personal privilege and announced the birth of a new son to Representative and Mrs. Quentin W. Anderson of Ringgold.

## PETITION

Reppert of Polk filed a resolution signed by three officers of the Iowa State Sheriffs' Association endorsing the proposed amendment

to Chapter seven hundred forty-five (745), sections twelve (12) and thirteen (13) regarding escaped prisoners from county jails in Iowa.

### CONSIDERATION OF BILL

The House resumed consideration of House File 22, a bill for an act relating to the rendering of assistance to escaping prisoners.

Reppert of Polk offered the following amendment, filed by Riley and Reppert on April 2, 1964, and found on page 296 of the House Journal, and moved its adoption:

Amend House File 22 by striking from section 1 all after line two (2) and inserting in lieu thereof the following:

"'charge' in line eight (8) the following: ', or who, knowing of such escape by such escapee, shall conceal such escapee after escape or furnish shelter, clothing, transportation, or food to such escapee'".

Further amend House File 22 by striking all of section 2 and inserting in lieu thereof the following:

"Sec. 2. Section seven hundred forty-five point thirteen (745.13), Code 1962, is hereby amended by adding following the word 'not' in line eleven (11) the following: ', or who, knowing of such escape by such escapee, shall conceal such escapee after escape or furnish shelter, transportation, clothing, or food to such escapee'."

Amendment adopted.

Reppert of Polk moved the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 93:

Andersen of	Edgington	Cluever	Nielsen of
Woodbury	Ely	Knock	Emmet
Anderson of	Fischer of	Knowles	Nielsen of
Ringgold	Grundy	Kreager	Shelby
Balloun	Fisher of	Lange	Olson
Baringer	Greene	Loss	Ossian
Breitbach	Frazier	Lutz	Palas
Briles	Gittins	Mahan	Parker
Busch	Goode	Maule	Patton
Camp	Graham	McElroy	Petersen of
Carnahan	Grassley	Meacham	Dallas
Carstensen	Hagedorn	Mensing	Peterson of
Casey	Hakes	Messerly	Woodbury
Chalupa	Halling	Meyer	Prine
Coffman	Hanson of	Miller of	Reppert
Crane	Lyon	Des Moines	Robinson
Cunningham	Hanson of	Miller of	Scherle
Darrington	Mitchell	Jones	Sersland
Den Herder	Hirsch	Miller of	Shaw
Denman	Hougen	Page	Siglin
Doderer	Jarvis	Moffitt	Smith of
Dougherty	Johnson	Mueller	Dickinson
Dunton	Kibbie	Murray	Sokol



Stanley	Stokes	Van Nostrand	Winkelman
Steele	Strothman	Vetter	Wright
Steffen	Tabor	Walter	Mr. Speaker
Stevenson	Van Alstine	Wier	

The nays were, 1:

Duffy

Absent or not voting, 14:

Bock	Hagie	Nelson	Vermeer
Dietz	Millen	Riley	Wells
Eveland	Mowry	Smith of	Worthington
Hagen	Murphy	O'Brien	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has concurred in the House amendment to and adopted Senate Concurrent Resolution 10 relating to legislative expense.

CARROLL A. LANE, *Secretary*.

On motion by Mowry of Marshall, the House recessed until 1:15 p.m.

#### AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 21, a bill for an act relating to benefited fire districts.

CARROLL A. LANE, *Secretary*.

#### CONFERENCE COMMITTEE REPORT CONSIDERED

(Senate Joint Resolution 1)

Millen of Van Buren called up for consideration the conference committee report on Senate Joint Resolution 1, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend the Constitution by repeal of section six (6), Article three (III) thereof, section thirty-four (34) of Article three (III) thereof and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of

Article three (III) and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III), and proposing substitutes in lieu thereof.

#### REPORT OF CONFERENCE COMMITTEE ON SENATE JOINT RESOLUTION 1

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate Joint Resolution 1, a joint resolution providing for the composition and representation of the Iowa Senate and House of Representatives, beg leave to report and make the following recommendations:

1. That the Senate recede from its amendment to the House amendment.
2. That the House amendment be amended to read as follows:

Amend Senate Joint Resolution 1 by striking all of section one (1) after line eight (8) and inserting the following in lieu thereof:

"Section 34. The Senate shall consist of at least forty-seven (47) and not more than fifty-three (53) senators. The smallest percentage of the state population represented by a majority of the senators shall be at least thirty-eight (38) percent and not more than forty (40) percent of the state population. Such percentage shall be determined as follows: the senatorial districts shall be listed in the inverse order of their population; the total population of the least populous group of senatorial districts entitled to elect a majority of the senators shall be computed, beginning with the senatorial district having the least population, then adding the senatorial district having the next least population, and so on, provided, however, that if possible no one-county senatorial district shall be included in such group of senatorial districts; and said total shall be divided by the state population to determine such percentage. In event of any conflict between this paragraph and any other provision of this section, this paragraph shall prevail over such other provision, and reasonable exceptions to any or all other provisions of this section shall be made to the extent necessary to comply with this paragraph.

"Any county having at least one and three-fourths (1¾) percent of the state population shall be a one-county senatorial district. Subject to the other provisions of this section, a county having less than one and three-fourths (1¾) percent of the state population may be established as a one-county senatorial district.

"Each senatorial district shall elect one (1) senator. In addition, each senatorial district having a total population at least equal to four and three-fourths (4¾) percent of the state population shall elect a second senator plus one (1) additional senator for each additional three (3) percent of the state population.

"Subject to the other provisions of this section, the number of persons represented by each senator shall be as nearly equal as practicable. However, in each redistricting of the Senate, the historical relationships and common or differing interests of the people of the various areas of the state shall be taken into account, and reasonable protection shall be provided for the minority of the people who live in thinly populated areas.

"As nearly as possible, one-half (½) of the senators shall be elected every two (2) years. In any senatorial district having two (2) or more senators, such senators shall be elected in alternating general elections so that the terms of such senators shall not all expire in the same year.

"Section 35. The House of Representatives shall consist of at least

one hundred eight (108) and not more than one hundred fifteen (115) representatives.

"Representative districts shall be formed and representatives shall be apportioned on the basis of population. Each representative district shall elect one (1) or more representatives in accordance with its population.

"It is the intent of this section that fifty (50) percent of the state population shall be represented by fifty (50) percent of the representatives. In order to carry out this intent, the number of representatives apportioned to each of the following two (2) groups of representative districts shall be in direct proportion to the total population of each of such two (2) groups of representative districts: (a) a group consisting of the most populous counties which together have fifty (50) percent of the state population; and (b) a group consisting of all other representative districts.

"Section 36. Each congressional, senatorial, and representative district composed of two (2) or more counties shall consist of compact and contiguous territory, and no county shall be divided in forming any such district. However, representative districts shall be divided into subdistricts to the extent provided in this section.

"In any representative district entitled to three (3) representatives, the entire district shall elect one (1) representative, and the district shall be divided into two (2) representative subdistricts each of which shall elect one (1) representative.

"In any representative district entitled to four (4) or more representatives, the entire district shall elect two (2) representatives, and the remaining representatives shall be elected from representative subdistricts. The district shall be divided into a number of representative subdistricts equal to the number of representatives to which the district is entitled less two (2). Each such subdistrict shall elect one (1) representative.

"Representative subdistricts shall consist of compact and contiguous territory and shall conform to the boundaries of voting districts if possible. No representative subdistrict shall have a population more than ten (10) percent greater than the population of any other representative subdistrict in the same representative district.

"Counties and areas joined only at the point of a corner shall not be regarded as contiguous; but reasonable exceptions to this provision may be made when reasonably necessary to carry out the intent of this article.

"Unless the context clearly indicates otherwise, all references to 'population' in this article mean population as shown by the most recent United States decennial census.

"Section 37. Redistricting shall be done by the General Assembly when required by this section. Each redistricting by the General Assembly shall be done by law.

"Each redistricting shall include the determination of the number of senators and representatives, the number and boundaries of senatorial and representative districts and subdistricts, and the number of senators and representatives to be elected from each district, all in accordance with this article.

"Each redistricting shall also provide for the transition from the existing senatorial districts and apportionment to the new senatorial districts and apportionment; and for this purpose the first election of senators from specified districts may be delayed for two (2) years and counties may be temporarily attached to senatorial districts. Each redistricting shall provide for the election of senators for terms of two (2) years to the extent necessary in order to comply with section thirty-four (34) of this article.

"Each senator shall be allowed to serve during the entire term for which

he shall have been elected, even if the district which shall have elected him is changed or eliminated by redistricting.

"The first redistricting shall be done by the General Assembly during its regular session in the year 1967.

"Thereafter, redistricting shall be done by the General Assembly during its regular session in the year 1971 and each ten (10) years thereafter. However, if the necessary information from the United States decennial census in the preceding year is not available before the adjournment of such regular session, the redistricting shall be done by the General Assembly in its next session held after such information becomes available.

"Within thirty (30) days after any redistricting by the General Assembly becomes a law, any citizen of the state may petition the state supreme court to determine whether the redistricting complies with the Constitution. If the supreme court determines that the redistricting by the General Assembly does not comply with the Constitution, the supreme court shall perform the redistricting in accordance with this Article. The determination and redistricting order of the supreme court shall be final.

"If the General Assembly fails to redistrict during the session in which it is required to redistrict, the state supreme court shall promptly perform the redistricting in accordance with this Article. The redistricting order of the supreme court shall be final.

"Redistricting shall take effect beginning with the nomination and election of senators and representatives for the next regular session of the General Assembly which begins after the redistricting becomes a law or after the redistricting order of the supreme court is entered."

CLIFFORD M. VANCE, *Chairman.*

JACK SCHROEDER.

DAVID STANLEY.

FLOYD H. MILLEN.

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GEORGE E. O'MALLEY.

*On the Part of the Senate.*

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RAYMOND EVELAND.

*On the Part of the House.*

### CALL OF THE HOUSE

Under provisions of Rule 72, a Call of the House has been requested on Senate Joint Resolution 1 Conference Committee Report.

KEITH H. DUNTON.

MAX KREAGER.

VINCE STEFFEN.

C. RAYMOND FISHER.

JOHN KIBBIE.

Pursuant to the rules relating to a Call of the House, roll call revealed all members present except Bock of Hancock and Dietz of Scott who had been previously excused.

Walter of Hardin moved the previous question.

The motion not having received a two-thirds majority lost.

Millen of Van Buren moved the adoption of the conference committee report and the amendments contained therein.

On the question "Shall the conference committee report be adopted?"

## The ayes were, 86:

Andersen of	Frazier	Millen	Riley
Woodbury	Gittins	Miller of	Sersland
Breitbart	Hagie	Des Moines	Shaw
Busch	Hanson of	Mowry	Stanley
Camp	Lyon	Murphy	Steffen
Carstensen	Hougen	Murray	Stevenson
Cunningham	Knowles	Olson	Van Nostrand
Denman	Loss	Peterson of	Vetter
Doderer	Mahan	Woodbury	Worthington
Eveland	Messerly	Reppert	Mr. Speaker

## The nays were, 70:

Anderson of	Goode	Meacham	Prine
Ringgold	Graham	Mensing	Robinson
Balloun	Grassley	Meyer	Scherle
Baringer	Hagedorn	Miller of	Siglin
Briles	Hagen	Jones	Smith of
Carnahan	Hakes	Miller of	Dickinson
Casey	Halling	Page	Smith of
Chalupa	Hanson of	Moffitt	O'Brien
Coffman	Mitchell	Mueller	Sokol
Crane	Hirsch	Nelson	Steele
Darrington	Jarvis	Nielsen of	Stokes
Den Herder	Johnson	Emmet	Strothman
Dougherty	Kibbie	Nielsen of	Tabor
Duffy	Kluever	Shelby	Van Alstine
Dunton	Knock	Ossian	Vermeer
Edgington	Kreager	Palas	Walter
Ely	Lange	Parker	Wells
Fischer of	Lutz	Patton	Wier
Grundy	Maule	Petersen of	Winkelman
Fisher of	McElroy	Dallas	Wright
Greene			

## Absent or not voting, 2:

Bock                      Dietz

The report was rejected.

## SECOND CONFERENCE COMMITTEE APPOINTED

The Speaker announced the members of the second conference committee: Nielsen of Emmet, Knowles of Scott, Kreager of Jasper and Nelson of Winnebago, on the part of the House.

## HOUSE CONCURRENT RESOLUTION 12

Lange of Sac asked and received unanimous consent for the immediate consideration of the following resolution:

## HOUSE CONCURRENT RESOLUTION 12

By Lange and Vermeer

*Whereas*, the members of the General Assembly have learned with deep sorrow of the passing of General of the Army Douglas MacArthur, one of the most beloved American patriots and soldiers of all time; and

*Whereas*, General MacArthur distinguished himself as commander of the famed Rainbow Division in France in World War I; and

*Whereas*, General MacArthur was called upon by President Hoover to become Chief of Staff of the United States Army in 1930; and

*Whereas*, at one of the darkest hours in our nation's history, General MacArthur led the heroic defense of the Philippine Islands, which inspired Americans and freedom-loving men and women everywhere, and for which he was decorated with the Congressional Medal of Honor; and

*Whereas*, in 1942, General MacArthur became Supreme Commander of all fighting forces of the United States and its Allies in the Southwest Pacific, in which position he was instrumental in leading those forces to final victory; and

*Whereas*, in the years following his leadership of the victorious allied forces in World War II, General MacArthur so capably served as Supreme Allied Occupation Commander in Japan that he won the respect and admiration of the Japanese people, symbolized by the presentation to him by the Emperor of Japan of the highest decoration which could be bestowed upon a foreign statesman who was not a head of state; and

*Whereas*, in the Korean conflict General MacArthur once again won the gratitude of his countrymen and the free world as Commander in Chief of United Nations military forces; now therefore,

*Be It Resolved by the House of Representatives, the Senate Concurring*, that an expression of the deep sorrow of the members of the General Assembly and of the people of the State of Iowa over the passing of General of the Army Douglas MacArthur be conveyed to the President of the United States and to the family of General MacArthur.

*Be It Further Resolved*, that a copy of this resolution be forwarded by the Chief Clerk of the House of Representatives to the President of the United States and to the family of General MacArthur.

The resolution was adopted.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the President of the Senate has appointed as members of the second conference committee on Senate Joint Resolution 1, a joint resolution proposing an amendment to the constitution of the State of Iowa relating to the composition of the General Assembly, on the part of the Senate: Senators Shaff, Fisher, Grimstead and Mincks.

CARROLL A. LANE, *Secretary*.

Sokol of Osceola asked and received unanimous consent that the following communication from Senator Jack Miller be printed in the Journal of the House.

#### UNITED STATES SENATE Committee on Public Works

April 1, 1964.

Honorable Howard Sokol,  
House of Representatives,  
Des Moines, Iowa.  
Dear Howard:

A few days ago I received the enclosed letter by the Bureau of Census on the resolution you and Floyd Millen introduced. I am not entirely satisfied with the comments and I am going back to the Bureau with some additional requests:

1. Breakdown of servicemen as to states—how many come from each state and how many are stationed in each state.

2. The effect servicemen have upon the allocation of Congressmen to each state.

3. Breakdown of college students as to states—how many come from each state and how many are located in each state.

4. The effect college students have upon the allocation of Congressmen to each state.

It seems to me that both students and servicemen should be counted at their voting residences and if they are too young to vote, at the location of the residences of their parents. What bothers me most is the fact that Iowa has a net emigration of about 42,500 servicemen. A large number such as this could be a big factor in the allocation of the number of Congressmen to Iowa, to say nothing of the role in the problem of drawing up congressional districts and the apportionment of the State Legislature.

Sincerely yours,

JACK MILLER.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 18 and 20, Senate Files 15 and 17, and Senate Joint Resolution 2.

FRED E. WIER,

*Chairman House Committee.*

KENNETH BENDA,

*Chairman Senate Committee.*

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: House Files 18 and 20, Senate Files 15 and 17, and Senate Joint Resolution 2.

#### BILLS SENT TO THE GOVERNOR

Wier of Louisa, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 6th day of April, 1964, sent to the Governor for his approval: House Files 18 and 20.

FRED E. WIER, *Chairman.*

Report adopted.

#### BILLS SIGNED BY THE GOVERNOR

Communications were received from the Governor announcing that on April 2, 1964, he signed Senate File 12; and on April 3, 1964, he signed House Files 10 and 11, and Senate File 13.

On motion by Mowry of Marshall, the House adjourned until 10:00 a.m., Tuesday, April 7, 1964.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, TUESDAY, APRIL 7, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

The following prayer was offered by Representative Hakes on behalf of the National Order of Women Legislators:

All Gracious Father, we humbly ask for strength to serve, wisdom to guide and courage to act. Help us to have good judgment and an understanding heart. Grant that we may truly be Thy Representatives through our service to our fellowmen. All this we ask in Thy Holy Name. Amen.

The Journal of Monday, April 6, 1964, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Wells of Taylor on request of Hirsch of Warren; Frazier of Lee on request of Stokes of Plymouth; Gittins of Pottawattamie on request of Mowry of Marshall.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 12, expressing sympathy and sorrow at the passing of General Douglas MacArthur.

CARROLL A. LANE, *Secretary*.

On motion by Mowry of Marshall, the House recessed until 1:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

## SECOND CONFERENCE COMMITTEE REPORT CONSIDERED (Senate Joint Resolution 1)

Mowry of Marshall called up for consideration the second conference committee report on Senate Joint Resolution 1, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend the Constitution by repeal of section six (6), Article three (III) thereof, section thirty-four (34) of



Article three (III) thereof and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article three (III) and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III), and proposing substitutes in lieu thereof.

#### REPORT OF SECOND CONFERENCE COMMITTEE ON SENATE JOINT RESOLUTION 1

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate Joint Resolution 1, a joint resolution proposing an amendment to the constitution of the State of Iowa relating to the composition of the General Assembly, beg leave to report that your conference committee is unable to agree and therefore requests the appointment of a third conference committee.

DAVID O. SHAFF.

JACOB GRIMSTEAD.

J. LOUIS FISHER.

JAKE B. MINCKS.

*On the Part of the Senate.*

PAUL W. KNOWLES.

MAX W. KREAGER.

HENRY C. NELSON.

NIELS J. NIELSEN.

*On the Part of the House.*

Report accepted and the committee discharged.

#### THIRD CONFERENCE COMMITTEE APPOINTED

The Speaker appointed the following conferees on the part of the House for the consideration of Senate Joint Resolution 1: Camp of Clinton, Palas of Clayton, Scherle of Mills and Vetter of Washington.

On motion by Mowry of Marshall, the House recessed until 4 p.m.

The House reconvened, Speaker Naden in the chair.

#### MESSAGE FROM THE SENATE

The following message was received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has adopted the second conference committee report on Senate Joint Resolution 1, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, and that the President of the Senate has appointed as members of the third conference committee on the part of the Senate: Senators Nolan, Van Eaton, Doran and Brown.

CARROLL A. LANE, *Secretary.*

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House File 21.

FRED E. WIER,  
*Chairman House Committee.*  
KENNETH BENDA,  
*Chairman Senate Committee.*

Report adopted.

#### BILL SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bill: House File 21.

#### BILL SENT TO THE GOVERNOR

Wier of Louisa, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 7th day of April, 1964, sent to the Governor for his approval: House File 21.

FRED E. WIER, *Chairman.*

Report adopted.

On motion by Mowry of Marshall, the House adjourned until 9:00 a.m., Wednesday, April 8, 1964.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, WEDNESDAY, APRIL 8, 1964.

The House met pursuant to adjournment, Speaker Naden in the chair.

Prayer was the hymn, "Guide Us and Guard Us," and was sung by the legislative quartette: Representatives Cunningham of Story, Maule of Monona, Hagen of Allamakee and Burl B. Beam, Assistant Chief Clerk.

The Journal of Tuesday, April 7, 1964, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Duffy of Dubuque on request of Mowry of Marshall; Frazier of Lee on request of Stokes of Plymouth; Gittins of Pottawattamie on request of Van Nostrand of Pottawattamie.

## HOUSE CONCURRENT RESOLUTION 13

By Mowry of Marshall

*Be It Resolved by the House, the Senate Concurring:* That the Sixtieth General Assembly in Extraordinary Session adjourn sine die at six o'clock p.m., Wednesday, April 8, 1964.

Passed on file.

On motion by Mowry of Marshall, the House recessed until 1:15 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Naden in the chair.

## INTRODUCTION OF JOINT RESOLUTION

House Joint Resolution 10 by Petersen of Dallas, Kreager, Hougen, Baringer, Cunningham, Den Herder and Nelson, a joint resolution relating to the creation of a special committee to formulate school-approval standards and methods of financing public education and to make an appropriation for such committee.

Read first time and passed on file.

## INTRODUCTION OF BILL

House File 23, by Prine, Edgington and Eveland, a bill for an act to authorize county public hospitals to provide ambulance service.

Read first time and passed on file.

## CONSIDERATION OF BILLS

Petersen of Dallas asked for unanimous consent to suspend the rules and for the immediate consideration of House Joint Resolution 10, a joint resolution relating to the creation of a special committee to formulate school-approval standards and methods of financing public education and to make an appropriation for such committee.

Objection was raised.

Petersen of Dallas moved that the rules be suspended for the immediate consideration of House Joint Resolution 10.

The motion, having received a two-thirds majority, prevailed.

Petersen of Dallas offered the following amendment filed by him on April 8, 1964, and moved its adoption:

Amend House Joint Resolution 10, section 1, by inserting in line four (4) after the period the following: "One of the members from each house shall be a member of the minority party."

Amendment was adopted.

Knowles of Scott offered the following amendment filed by him on April 8, 1964, and moved its adoption:

Amend House Joint Resolution 10 as follows:

By striking the figure "twenty-five thousand dollars" (\$25,000) in Sec. 3, line 6 and inserting the figures "fifteen thousand dollars" (\$15,000).

Roll call was requested.

On the question "Shall the amendment be adopted?"

The ayes were, 12:

Briles	Halling	Miller of	Sersland
Dietz	Knowles	Page	Steffen
Fischer of	Messerly	Ossian	Wells
Grundy	Meyer		

The nays were, 78:

Andersen of	Coffman	Gittins	Hirsch
Woodbury	Crane	Goode	Hougen
Anderson of	Cunningham	Graham	Jarvis
Ringgold	Darrington	Hagedorn	Kibbie
Balloun	Den Herder	Hagen	Kluever
Baringer	Denman	Hagie	Knock
Bock	Doderer	Hakes	Kreager
Busch	Dougherty	Hanson of	Lange
Carnahan	Dunton	Lyon	Loss
Casey	Ely	Hanson of	Lutz
Chalupa	Eveland	Mitchell	Mahan

Maule	Nielsen of	Shaw	Strothman
McElroy	Emmet	Siglin	Tabor
Meacham	Nielsen of	Smith of	Van Alstine
Miller of	Shelby	Dickinson	Van Nostrand
Des Moines	Olson	Smith of	Vermeer
Miller of	Parker	O'Brien	Walter
Jones	Patton	Sokol	Wier
Moffitt	Peterson of	Stanley	Winkelman
Mowry	Woodbury	Steele	Worthington
Mueller	Prine	Stevenson	Wright
Murray	Reppert	Stokes	Mr. Speaker
	Robinson		

## Absent or not voting, 18:

Breitbart	Fisher of	Mensing	Petersen of
Camp	Greene	Millen	Dallas
Carstensen	Frazier	Murphy	Riley
Duffy	Grassley	Nelson	Scherle
Edgington	Johnson	Palas	Vetter

## Amendment lost.

Petersen of Dallas moved that the joint resolution be read a last time now and placed upon its passage which motion prevailed and the joint resolution was read a last time.

## On the question "Shall the joint resolution pass?"

## The ayes were, 98:

Andersen of	Fisher of	McElroy	Prine
Woodbury	Greene	Meacham	Reppert
Anderson of	Gittins	Mensing	Riley
Ringgold	Goode	Millen	Robinson
Balloun	Graham	Miller of	Sersland
Baringer	Grassley	Des Moines	Shaw
Bock	Hagedorn	Miller of	Siglin
Breitbart	Hagen	Jones	Smith of
Briles	Hagie	Miller of	Dickinson
Busch	Hakes	Page	Smith of
Carnahan	Hanson of	Moffitt	O'Brien
Carstensen	Lyon	Mowry	Sokol
Casey	Hanson of	Mueller	Stanley
Chalupa	Mitchell	Murphy	Steele
Coffman	Hirsch	Murray	Steffen
Crane	Hougen	Nelson	Stevenson
Cunningham	Jarvis	Nielsen of	Stokes
Darrington	Johnson	Emmet	Strothman
Den Herder	Kibbie	Nielsen of	Tabor
Denman	Kluever	Shelby	Van Alstine
Dietz	Knock	Olson	Van Nostrand
Doderer	Knowles	Ossian	Vermeer
Dougherty	Kreager	Parker	Walter
Dunton	Lange	Patton	Wier
Edgington	Loss	Petersen of	Winkelman
Ely	Lutz	Dallas	Worthington
Eveland	Mahan	Peterson of	Wright
Fischer of	Maule	Woodbury	Mr. Speaker
Grundy			

## The nays were, 4:

Halling	Messerly	Meyer	Wells
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Absent or not voting, 6:

Camp  
Duffy

Frazier  
Palas

Scherle

Vetter

The joint resolution having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 23, a bill for an act to authorize county public hospitals to provide ambulance service.

Mowry of Marshall asked for unanimous consent to suspend the rules and place House File 23 on the calendar.

Objection was raised.

Mowry of Marshall moved that the rules be suspended for the immediate consideration of House File 23.

The motion, having received a two-thirds majority, prevailed.

Prine of Mahaska offered the following amendment filed by him April 8, 1964, and moved its adoption:

Amend House File 23 by adding the following as a new section:

"This Act, being deemed of immediate importance, shall be in full force and effect from and after its passage and publication in The Boone News-Republican, a newspaper published at Boone, Iowa, and in the Oskaloosa Daily Herald, a newspaper published at Oskaloosa, Iowa."

Amendment adopted.

Prine of Mahaska offered the following amendment filed by him April 8, 1964, and moved its adoption:

Amend House File 23 as follows:

By inserting before the period at the end of section 1 the following: "when such ambulance service is not otherwise available."

Amendment adopted.

Eveland of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?"

The ayes were, 77:

Andersen of  
Woodbury  
Anderson of  
Ringgold  
Baringer  
Bock  
Briles  
Carnahan  
Carstensen  
Coffman

Crane  
Cunningham  
Den Herder  
Denman  
Dietz  
Doderer  
Dougherty  
Edgington  
Ely  
Eveland

Fisher of  
Greene  
Gittins  
Goode  
Grassley  
Hagedorn  
Hagen  
Hagie  
Hakes

Hanson of  
Lyon  
Hanson of  
Mitchell  
Hougen  
Jarvis  
Kibbie  
Kluever  
Knock  
Knowles

Kreager	Moffitt	Parker	Steele
Lange	Mowry	Petersen of	Steffen
Loss	Mueller	Dallas	Stevenson
Lutz	Murphy	Peterson of	Stokes
Mahan	Murray	Woodbury	Strothman
Maule	Nelson	Prine	Tabor
McElroy	Nielsen of	Reppert	Van Alstine
Meacham	Emmet	Riley	Vermeer
Meyer	Nielsen of	Robinson	Walter
Miller of	Shelby	Sersland	Wier
Des Moines	Olson	Shaw	Winkelman
Miller of	Ossian	Stanley	Worthington
Jones			

The nays were, 9:

Balloun	Darrington	Johnson	Miller of
Busch	Halling	Millen	Page
Chalupa			Sokol

Absent or not voting, 22:

Breitbach	Frazier	Scherle	Van Nostrand
Camp	Graham	Siglin	Vetter
Casey	Hirsch	Smith of	Wells
Duffy	Mensing	Dickinson	Wright
Dunton	Messerly	Smith of	Mr. Speaker
Fischer of	Palas	O'Brien	
Grundy	Patton		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

### THIRD CONFERENCE COMMITTEE REPORT CONSIDERED

(Senate Joint Resolution 1)

Camp of Clinton called up for consideration the Third Conference Committee Report on Senate Joint Resolution 1, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend the Constitution by repeal of section six (6), Article three (III) thereof, section thirty-four (34) of Article three (III) thereof and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article three (III) and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III), and proposing substitutes in lieu thereof.

### REPORT OF THE THIRD CONFERENCE COMMITTEE ON SENATE JOINT RESOLUTION 1

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate Joint Resolution 1, a joint resolution providing for the composition and representation of the Iowa Senate and House of Representatives, beg leave to report and make the following recommendations:

1. That the Senate recede from its amendment to the House amendment.

2. That the House amendment be amended to read as follows:

Amend Senate Joint Resolution 1 by striking all of section one (1) after line eight (8) and inserting the following in lieu thereof:

"Section 34. The Senate shall consist of fifty senators so classified that approximately one-half will be elected each two years. The several most populous counties containing in the aggregate fifty percent of the population of the state shall be entitled to eighteen senators. Said eighteen senators shall be allocated to the most populous counties in proportion to their population, but each of said counties shall be entitled to at least one senator. The remaining thirty-two senators shall be apportioned by the redistricting authority among the remaining counties but no district shall be composed of more than three counties and each such district shall be entitled to one senator and such districts shall be so arranged so that a majority of the members of the Senate shall be elected by no less than thirty-six percent of the population.

"Section 35. The House of Representatives shall consist of one hundred fourteen representatives. The several most populous counties containing in the aggregate fifty percent of the population of the state shall be represented by fifty percent of the members of the House apportioned among said counties according to the respective populations thereof. The other fifty percent of the members of the House shall be apportioned among the remaining counties in proportion to the population of said counties.

"Section 36. Each congressional, senatorial or representational district composed of more than one county shall consist of compact and contiguous territory and no county shall be divided in forming any such district, except counties shall be divided in the establishment of representative districts where there is a variation of thirty percent or more from the base figure obtained by dividing the total population of the state by the whole number of representatives to be elected to the House. The General Assembly shall provide by law for subdistricting in counties entitled to more than two senators or representatives. Subdistricts shall consist of compact and contiguous territory and shall conform to the boundaries of voting districts. No subdistrict shall have a population more than ten percent greater than the population of any other subdistrict in the same district.

"Section 37. Each redistricting by the General Assembly shall be done by law.

"Each redistricting shall include the determination of the number and boundaries of senatorial and representative districts and subdistricts, and the number of senators and representatives to be elected from each district or subdistrict, all in accordance with this Article.

"Each redistricting shall also provide for the transition from the existing senatorial districts and apportionment to the new senatorial districts and apportionment; and for this purpose the first election of senators from specified districts may be delayed for two years and counties may be temporarily attached to senatorial districts. Each redistricting shall provide for the election of senators for terms of two years to the extent necessary in order to comply with section thirty-four of this Article.

"Each senator shall be allowed to serve during the entire term for which he shall have been elected, even if the district which shall have elected him is changed or eliminated by redistricting.

"Redistricting shall be done by the General Assembly during its regular session in the year 1973 and each ten years thereafter.



"If the General Assembly fails to redistrict during the session in which it is required to redistrict, the state Supreme Court shall promptly perform the redistricting in accordance with this Article. The redistricting order of the supreme court shall be final.

"Before June fifteen of such year, any ten members of the General Assembly may petition the Supreme Court to determine whether the action of the General Assembly substantially complies with the provisions of the Constitution. If the action substantially complies, the court shall so notify the Secretary of State and the decision shall be final. If the court determines that the action does not substantially comply, the court shall provide for the redistricting of senatorial and representative districts, the number of senators and representatives which shall be elected from each respective senatorial and representative district, and the establishment of senatorial and representative subdistricts. The court shall proceed in its action as provided in the preceding paragraph of this section.

"Redistricting shall take effect beginning with the nomination and election of senators and representatives for the next regular session of the General Assembly which begins after the redistricting becomes a law or after the redistricting order of the Supreme Court is entered."

D. C. NOLAN.

CHARLES S. VAN EATON.

A. V. DORAN.

JOHN J. BROWN.

*On the Part of the Senate.*

JOHN CAMP.

HARLEY J. PALAS.

WILLIAM J. SCHERLE.

KEITH L. VETTER.

*On the Part of the House.*

### CALL OF THE HOUSE

Under the provisions of Rule 72, we, the undersigned, request a Call of the House on Senate Joint Resolution 1.

JAMES E. PATTON.

FRED B. HANSON.

ALFRED NIELSEN.

TOM DOUGHERTY.

J. W. GRAHAM.

Pursuant to the rules relating to a Call of the House, the Chief Clerk called the roll. The roll call revealed all members present except Duffy of Dubuque and Frazier of Lee, who had previously been excused.

Camp of Clinton moved the adoption of the committee report and the amendments contained therein.

On the question "Shall the conference committee report and the amendments contained therein be adopted?"

The yeas were, 68:

Anderson of	Cunningham
Ringgold	Darrington
Balloun	Den Herder
Baringer	Dougherty
Bock	Dunton
Briles	Fisher of
Busch	Greene
Camp	Goode
Chalupa	Graham
Coffman	Grassley

Hagedorn	Johnson
Hagen	Kibbie
Hakes	Knock
Halling	Kreager
Hanson of	Lange
Lyon	Loss
Hanson of	Lutz
Mitchell	McElroy
Hirsch	Mensing
Jarvis	Meyer

Miller of	Parker	Smith of	Van Alstine
Jones	Patton	Dickinson	Vermeer
Moffitt	Petersen of	Smith of	Vetter
Mueller	Dallas	O'Brien	Walter
Nelson	Robinson	Sokol	Wells
Nielsen of	Scherle	Steele	Wier
Emmet	Sersland	Stevenson	Winkelman
Nielsen of	Shaw	Stokes	Wright
Shelby	Siglin	Strothman	Mr. Speaker
Palas		Tabor	

The nays were, 38:

Andersen of	Ely	Meacham	Ossian
Woodbury	Eveland	Messerly	Peterson of
Breitbart	Fischer of	Millen	Woodbury
Carnahan	Grundy	Miller of	Prine
Carstensen	Gittins	Des Moines	Reppert
Casey	Hagie	Miller of	Riley
Crane	Haugen	Page	Stanley
Denman	Kluever	Mowry	Steffen
Dietz	Knowles	Murphy	Van Nostrand
Doderer	Mahan	Murray	Worthington
Edgington	Maule	Olson	

Absent or not voting, 2:

Duffy	Frazier
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The report and the amendments contained therein were adopted.

Camp of Clinton moved that Senate Joint Resolution 1 be read a last time now and placed upon its passage which motion prevailed and the joint resolution was read a last time.

Senate Joint Resolution 1, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend the Constitution by repeal of section six (6), Article three (III) thereof, section thirty-four (34) of Article three (III) thereof and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article three (III), and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III), and proposing substitutes in lieu thereof.

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

Section 1. The following amendment to the Constitution of the State of Iowa is hereby proposed.

"Section six (6) of Article three (III), section thirty-four (34) of Article three (III) and the 1904 and 1928 amendments thereto, sections thirty-five (35) and thirty-six (36) of Article three (III) and the 1904 amendment to each such section, and section thirty-seven (37) of Article three (III) are hereby repealed and the following adopted in lieu thereof:

"Section 34. The Senate shall consist of fifty senators so classified

that approximately one-half will be elected each two years. The several most populous counties containing in the aggregate fifty percent of the population of the state shall be entitled to eighteen senators. Said eighteen senators shall be allocated to the most populous counties in proportion to their population, but each of said counties shall be entitled to at least one senator. The remaining thirty-two senators shall be apportioned by the redistricting authority among the remaining counties but no district shall be composed of more than three counties and each such district shall be entitled to one senator and such districts shall be so arranged so that a majority of the members of the Senate shall be elected by no less than thirty-six percent of the population.

"Section 35. The House of Representatives shall consist of one hundred fourteen representatives. The several most populous counties containing in the aggregate fifty percent of the population of the state shall be represented by fifty percent of the members of the House apportioned among said counties according to the respective populations thereof. The other fifty percent of the members of the House shall be apportioned among the remaining counties in proportion to the population of said counties.

"Section 36. Each congressional, senatorial or representational district composed of more than one county shall consist of compact and contiguous territory and no county shall be divided in forming any such district, except counties shall be divided in the establishment of representative districts where there is a variation of thirty percent or more from the base figure obtained by dividing the total population of the state by the whole number of representatives to be elected to the House. The General Assembly shall provide by law for subdistricting in counties entitled to more than two senators or representatives. Subdistricts shall consist of compact and contiguous territory and shall conform to the boundaries of voting districts. No subdistrict shall have a population more than ten percent greater than the population of any other subdistrict in the same district.

"Section 37. Each redistricting by the General Assembly shall be done by law.

"Each redistricting shall include the determination of the number and boundaries of senatorial and representative districts and subdistricts, and the number of senators and representatives to be elected from each district or subdistrict, all in accordance with this Article.

"Each redistricting shall also provide for the transition from the existing senatorial districts and apportionment to the new senatorial districts and apportionment; and for this purpose the first election of senators from specified districts may be delayed for two years and

counties may be temporarily attached to senatorial districts. Each redistricting shall provide for the election of senators for terms of two years to the extent necessary in order to comply with section thirty-four of this Article.

"Each senator shall be allowed to serve during the entire term for which he shall have been elected, even if the district which shall have elected him is changed or eliminated by redistricting.

"Redistricting shall be done by the General Assembly during its regular session in the year 1973 and each ten years thereafter.

"If the General Assembly fails to redistrict during the session in which it is required to redistrict, the state Supreme Court shall promptly perform the redistricting in accordance with this Article. The redistricting order of the Supreme Court shall be final.

"Before June fifteen of such year, any ten members of the General Assembly may petition the Supreme Court to determine whether the action of the General Assembly substantially complies with the provisions of the Constitution. If the action substantially complies, the court shall so notify the Secretary of State and the decision shall be final. If the court determines that the action does not substantially comply, the court shall provide for the redistricting of senatorial and representative districts, the number of senators and representatives which shall be elected from each respective senatorial and representative district, and the establishment of senatorial and representative subdistricts. The court shall proceed in its action as provided in the preceding paragraph of this section.

"Redistricting shall take effect beginning with the nomination and election of senators and representatives for the next regular session of the General Assembly which begins after the redistricting becomes a law or after the redistricting order of the Supreme Court is entered."

Sec. 2. The foregoing proposed amendment to the Constitution of the State of Iowa is hereby referred to the General Assembly to be chosen at the next general election for members of the General Assembly and the Secretary of State is directed to cause the same to be published as provided by law for three (3) months previous to the time of making such choice.

On the question "Shall the joint resolution be adopted and agreed to?"

The yeas were, 69:

Anderson of  
Ringgold  
Balloun  
Baringer

Bock  
Briles  
Busch  
Camp

Chalupa  
Coffman  
Cunningham  
Darrington

Den Herder  
Dougherty  
Dunton

Fisher of	Kibbie	Nielsen of	Sokol
Greene	Knock	Shelby	Steele
Goode	Kreager	Olson	Stevenson
Graham	Lange	Palas	Stokes
Grassley	Loss	Parker	Strothman
Hagedorn	Lutz	Patton	Tabor
Hagen	McElroy	Petersen of	Van Alstine
Hakes	Mensing	Dallas	Vermeer
Halling	Meyer	Robinson	Vetter
Hanson of	Miller of	Scherle	Walter
Lyon	Jones	Sersland	Wells
Hanson of	Moffitt	Shaw	Wier
Mitchell	Mueller	Siglin	Winkelman
Hirsch	Nelson	Smith of	Wright
Jarvis	Nielsen of	Dickinson	Mr. Speaker
Johnson	Emmet	Smith of	
		O'Brien	

The nays were, 37:

Andersen of	Ely	Meacham	Ossian
Woodbury	Eveland	Messerly	Peterson of
Breitbart	Fischer of	Millen	Woodbury
Carnahan	Grundy	Miller of	Prine
Carstensen	Gittins	Des Moines	Reppert
Casey	Hagie	Miller of	Riley
Crane	Hougen	Page	Stanley
Denman	Kluever	Mowry	Steffen
Dietz	Knowles	Murphy	Van Nostrand
Doderer	Mahan	Murray	Worthington
Edgington	Maule		

Absent or not votinng, 2:

Duffy                      Frazier

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House and the title was agreed to.

#### ADOPTION OF HOUSE CONCURRENT RESOLUTION 13

Mowry of Marshall called up for consideration House Concurrent Resolution 13.

Mowry of Marshall offered the following amendment to House Concurrent Resolution 13 and moved its adoption:

Amend House Concurrent Resolution 13, line three (3), by striking the words "six o'clock" and inserting in lieu thereof the words "eleven o'clock".

Amendment was adopted.

The resolution as amended was adopted.

#### BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 7, 1964, he signed House Files 18 and 20, Senate Files 15 and 17, and Senate Joint Resolution 2.

The House recessed until the fall of the gavel.

The House reconvened, Speaker Naden in the chair.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

MR. SPEAKER: I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the Senate was asked:

House File 23, a bill for an act to authorize county public hospitals to provide ambulance service.

Also: That the Senate has adopted the conference committee report and the recommendations contained therein and passed Senate Joint Resolution 1, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend the Constitution.

Also: That the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 13, a resolution providing that the Sixtieth General Assembly in Extraordinary Session adjourn sine die at eleven o'clock p.m., Wednesday, April 8, 1964.

CARROLL A. LANE, *Secretary.*

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Wier of Louisa, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. SPEAKER: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Joint Resolution 1 and House File 23.

FRED E. WIER,  
*Chairman House Committee.*  
KENNETH BENDA,  
*Chairman Senate Committee.*

Report adopted.

#### BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House the following bills: Senate Joint Resolution 1 and House File 23.

#### BILL SENT TO GOVERNOR

Wier of Louisa, from the committee on enrolled bills, submitted the following report:

MR. SPEAKER: Your committee on enrolled bills respectfully reports that it has, on this 8th day of April, 1964, sent to the Governor for his approval: House File 23.

FRED E. WIER, *Chairman.*

## BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 8, 1964, he signed House File 21.

## SPECIAL COMMITTEE ON HOUSE REMODELING

Pursuant to the provisions of Senate Joint Resolution 2, the Speaker announced the appointment of the following members to the committee, on the part of the House: Darrington of Harrison, Baringer of Fayette, Eveland of Boone and Bock of Hancock.

## SPECIAL COMMITTEE APPOINTMENT

Pursuant to the provisions of House File 10, the Speaker announced the appointment of Petersen of Dallas as a member of the commission, on the part of the House.

## COMMITTEE TO NOTIFY THE SENATE

Baringer of Fayette moved that a committee of four be appointed to notify the Senate that the House was ready to adjourn sine die.

The motion prevailed and the Speaker appointed as such committee Baringer of Fayette, Reppert of Polk, Hanson of Lyon and Winkelman of Calhoun.

## COMMITTEE TO NOTIFY THE GOVERNOR

Mensing of Cedar moved that a committee of four be appointed to notify the Governor that the House was ready to adjourn sine die.

The motion prevailed and the Speaker appointed as such committee Mensing of Cedar, Eveland of Boone, Jarvis of Buena Vista and Palas of Clayton.

## COMMITTEE FROM THE SENATE

The committee from the Senate appeared and notified the House that the Senate was ready to adjourn sine die.

The committee appointed to notify the Senate that the House was ready to adjourn sine die returned and reported it had performed its duty. The report was received and the committee discharged.

The committee appointed to notify the Governor that the House was ready to adjourn sine die returned and reported that it had performed its duty and that the Governor had sent the following message:

STATE OF IOWA  
Office of the Governor  
Des Moines

April 9, 1964.

HAROLD E. HUGHES

Governor

The Honorable Robert W. Naden,  
Speaker of the House of Representatives,  
State Capitol,  
Des Moines, Iowa.

HONORABLE MEMBERS OF THE GENERAL ASSEMBLY:

I hereby acknowledge receipt of your official notification that the Sixtieth General Assembly in Extraordinary Session stands ready to adjourn.

In my opinion, this session was distinguished above all for its enactment of a temporary reapportionment plan which will at least partially correct inequities in the distribution of seats in the Iowa Legislature until a satisfactory permanent plan can be worked out.

The interim plan, as I see it, is the most far-reaching enactment by the Iowa Legislature in this century. While it may not be an ideal plan, it is a reasonable compromise and represents a clear step in the direction of fairness and equality for the people of Iowa. In the long run, I believe it will be seen that passage of the interim plan was the high point of the session.

You also are to be commended for your action in passing other valuable legislation—particularly legislation requested in my message at the beginning of this session to enable Iowa to participate in new federal-aid programs for higher education and to combat mental retardation.

I am keenly disappointed, however, in the permanent reapportionment plan that was passed at the last minute by the Assembly. Nevertheless, I feel that all of you—whatever your individual positions may have been on the crucial apportionment issue—deserve a great deal of credit for your extended efforts in search of a solution to this difficult problem.

Although I may differ with a majority of your membership on the apportionment issue, this is no cause for alarm. It is, rather, the sign of a healthy democratic system.

In closing, I would like to express my appreciation to you for the courtesies you have shown me during this session. Let me assure you again, as you leave for your homes, that my office is open to you whenever you may wish to discuss our mutual goal—the betterment of the State of Iowa.

Very truly yours,  
HAROLD E. HUGHES,  
Governor.

HEH:dch

## STATEMENT BY ROBERT W. NADEN, HOUSE SPEAKER

I want to congratulate the entire Legislature on the work completed at this Sixtieth Extraordinary Session of the Iowa General Assembly.

The temporary plan has met the test of the courts. It is an excellent law born out of realistic compromise and the hard work of many legislators from both large and small counties.

The constitutional amendment passed yesterday was of great importance to Iowa. It embodied the principle of one house on population, guaranteeing



the larger counties, having one-half the state population, will have one-half the representation in the House. The Senate is also very important in that it embodied the principle of being based partially on population but guaranteeing a measure of protection for the less populous counties.

I believe that this proposed constitutional amendment will have a reasonable chance of passage in the next regular session. In the meantime, this first passage will help to remind the people of Iowa that the basic question, yet unanswered, is whether both houses must be based strictly on population or whether the people of our state wish to give the less populous counties a little greater voice in one house of the General Assembly.

#### FINAL ADJOURNMENT

By virtue of House Concurrent Resolution 13, duly adopted, the hour of eleven p.m. April 8, 1964, having arrived, the Speaker of the House declared the House of Representatives of the Sixtieth General Assembly in Extraordinary Session adjourned sine die.

#### SUPPLEMENT TO THE HOUSE JOURNAL

The following is a record of the action of the Governor on a bill passed by the Sixtieth General Assembly in Extraordinary Session, and which action was had subsequent to the date of the sine die adjournment:

H. F. 23—Relating to the authorization of county public hospitals to provide ambulance service. Approved April 9, 1964.

## HOUSE-SENATE COMPANION BILLS

H.F. S.F.

6	2
19	16

## RECORD OF HOUSE BILLS IN HOUSE

## HOUSE JOINT RESOLUTIONS AND HOUSE FILES

## PASSED AND APPROVED—16

H. J. R. 6.

H. F. 1, 2, 3, 4, 8, 10, 11, 13, 15, 16, 17, 18, 20, 21, 23.

## SENT TO SECRETARY OF STATE—H. J. R. 6

H. J. R.	Page	H. J. R.	Page
1 By Andersen of Woodbury and Knowles. Relating to a constitutional amendment to the constitution of the State of Iowa relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend such constitution by repeal of section six, article three thereof, section thirty-four of article three thereof and the 1904 and 1928 amendments thereto, sections thirty-five and thirty-six of article three, and the 1904 amendment to each section, and section thirty-seven of article three, and proposing substitutes in lieu thereof.		Amendments filed .....	
Introduced, referred .....	23	.....199, 200, 202, 205, 223, 243, 254	254
2 By Riley, Dietz, Frazier, Denman, Doderer and Ely. Relating to a constitutional amendment to provide for annual sessions of the General Assembly, basing representation on consolidated counties. House to have 100 members, Senate 49 members.		Call of the House requested .....	232
Introduced, referred .....	55	Call of the House lifted .....	223
Amendment filed .....	87	Vote reconsidered .....	238
3 By Vermeer, Knock, Andersen of Woodbury, Baringer, Briles, Busch, Coffman, Den Herder, Edgington, Hagedorn, Hagen, Hakes, Hirsch, Kreager, Miller of Page, Moffitt, Mueller, Nelson, Parker, Smith of Dickinson, Steele, Van Nostrand and Walter. Relating to a constitutional amendment regarding reapportionment of Senators and Representatives in the General Assembly, making a total membership of 163.		Withdrawn .....	276
Introduced, referred .....	88		
Amendment filed .....	105	4 By Reppert. Relating to amending the constitution of the State of Iowa regarding the composition and voting of the General Assembly and to propose the amendment or repeal of certain provisions therein and the adoption of substitutes therefor.	
Recommended amendment, without further recommendation ..	109	Introduced, referred .....	99
Amendments filed .....		5 By Hougen. Relating to amending the constitution of Iowa to reapportion the General Assembly, Senate 52 members, House 100 or more members, no more than 25 districts.	
109, 157, 165, 168, 178, 189, 186, 187		Introduced, referred .....	107
Committee report adopted .....	112	6 By Knowles, Baringer, Nelson, Dietz and Knock. Relating to an amendment to the constitution of the State of Iowa, relating to the formation of congressional districts and repealing the provisions relating to state Senatorial and Representative districts.	
Amendments withdrawn .....	193	Introduced, referred .....	118
Amendments adopted .....		Amendment filed .....	188, 223, 224
197, 216, 217, 219, 223, 238, 239, 242		Recommended amendment, passage .....	198
Amendment withdrawn .....	198, 212, 213, 239	Committee report adopted .....	206
Motion filed to reconsider vote ..	198	Call of the House requested .....	211
		Call of the House lifted .....	212
		Amendments withdrawn .....	233
		Amendment adopted .....	233
		Passed; ayes 89, nays 18 .....	234
		Reported enrolled .....	295
		Signed by Speaker .....	295
		Sent to Secretary of State .....	295
		7 By Ely. Relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend such constitution by repeal of sections 34 and the 1904 and 1928 amendments thereto, 35 and 36 and the 1904 amendment to each section, and 37 of article	

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three, and proposing substitutes in lieu thereof.	
Introduced, referred .....	171
8 By Stanley, Prine, Millen, Kluever, Bock and Miller of Page. Relating to representation in the Senate and House of Representatives and to the apportionment, terms and election of members of the Senate and House of Representatives.	
Introduced, referred .....	171
9 By Dietz. Relating to amending the constitution of the State of Iowa with regard to the composition and voting of the General Assembly and to propose the amendment or repeal of certain provisions therein and the adoption of substitutes therefor.	
Introduced, referred .....	190
10 By Petersen of Dallas, Kreager, Hougen, Baringer, Cunningham, Den Herder and Nelson. Relating to the creation of a special committee to formulate school approval standards and methods of financing public education and to make an appropriation for such committee.	
Introduced, passed on file .....	309
Rule suspended .....	310
Amendment adopted .....	310
Passed; ayes 98, nays 4 .....	311

H. F.	Page
1 By Introduction of Bills. Relating to authorizing school corporations to incur indebtedness and issue bonds to defray the cost of building, furnishing, reconstructing, repairing, improving or remodeling public community or junior college buildings and additions thereto, and procuring a site or sites therefor, and to repeal chapter 179, Acts of the Sixtieth General Assembly.	
Introduced, referred .....	20
Recommended passage .....	27
Amendment filed .....	31
Amendment adopted .....	31
Passed; ayes 98, nays 1 .....	31
Reported enrolled .....	71
Signed by Speaker .....	71
Sent to Governor .....	71
Signed by Governor .....	97
2 By Introduction of Bills. Relating to legalizing the proceedings of the city council of the city of Missouri Valley, Iowa, including all legal notices given, and in connection with the making of a contract for the construction of certain street improvements with the Cornhusker Paving Company in connection therewith, and the legalize	

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said contract, and authorize its performance by said council, and the financing thereof.	
Introduced, referred .....	25
Recommended passage .....	32
Proof of publication certified ...	34
Passed; ayes 102, nays none ....	56
Reported enrolled .....	119
Signed by Speaker .....	119
Sent to Governor .....	120
Signed by Governor .....	132
3 By Introduction of Bills. Relating to legalizing the proceedings of the town council of the town of Tabor, Iowa, including all legal notices given, in connection with the making of a contract for the construction of certain improvements to the municipal sewage works and facilities with C. M. Shafer of Winter set, Iowa, in connection therewith, and to legalize said contract, and authorize its performance by said council, and the financing thereof.	
Introduced, referred .....	25
Recommended passage .....	32
Proof of publication certified ...	35
Passed; ayes 104, nays none ....	57
Reported enrolled .....	119
Signed by Speaker .....	119
Sent to Governor .....	120
Signed by Governor .....	132
4 By Introduction of Bills. Relating to the display of signs and the labeling of imported meats when sold or offered for sale, and providing for penalty for violation of the provisions hereof.	
Introduced, referred .....	26
Amendment filed .....	33
Recommended amendment, passage .....	36
Amendments adopted .....	102
Amendments withdrawn .....	102
Passed; ayes 102, nays 1 .....	102
Recommended passage .....	117
Reported enrolled .....	177
Signed by Speaker .....	177
Sent to Governor .....	177
Signed by Governor .....	223
5 By Mowry, Camp, Stanley, Hanson of Lyon, Prine, Hagie, Mensing, Olson, Moffitt, Lange, Petersen of Dallas, Petersen of Woodbury, Cunningham, Van Nostrand and Miller of Page. Relating to providing a comprehensive interim plan for fair representation and apportionment of the General Assembly, House 129 members, Senate 58 members.	
Introduced, referred .....	28
6 By Introduction of Bills. Relating to joint construction and financing of bridges and highways by cities and towns.	
Introduced, referred to cities and towns .....	30
Recommended amendment, passage .....	72
S. F. 2 substituted .....	79

H. F.	Page	H. F.	Page
7 By Reapportionment. Relating to providing a comprehensive interim plan for fair representation and apportionment of the General Assembly. House 113 members, Senate 56 members.		Passed; ayes 100, nays 4	156
Introduced, placed on calendar	32	Reported enrolled	295
Interpretation of rules	36	Signed by Speaker	295
Amendments filed		Sent to Governor	295
37, 38, 39, 41, 44, 52, 72, 75, 76.	86	Signed by Governor	305
Call of the House	58	11 By Introduction of Bills. Relating to legalizing and validating renewal articles of incorporation of certain colleges.	
Amendments withdrawn		Introduced, referred	106
80, 83, 89, 92.	93	Recommended passage	125
Vote reconsidered	82.	Passed; ayes 93, nays none	143
Amendment adopted	83, 85.	Reported enrolled	295
Call of the House	83.	Signed by Speaker	295
Motion filed to reconsider vote	83	Sent to Governor	295
S. F. 1 substituted	95	Signed by Governor	305
Explanation of vote	97	12 By Introduction of Bills. Relating to school bonds and taxes, increasing to 10 mills in larger districts.	
8 By Introduction of Bills. Relating to legalizing and validating the proceedings of the board of directors of the Harlan community school district, in the county of Shelby, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.		Introduced, referred	111
Introduced, referred	34	Recommended passage	132
Proof of publication certified	35	Passed; ayes 88, nays 9	174
Passed; ayes 103, nays none		13 By Introduction of Bills. Relating to legalizing and validating the proceeding for the organization and establishment of the boundaries of the Glenwood community school district, in the counties of Mills and Pottawattamie, and declaring the boundaries of said school district to be legally established.	
78, 147.	180	Introduced, referred	112
House concurred	147	Proof of publication certified	112
Reported enrolled	164	Recommended passage	126
Signed by Speaker	164, 198	Passed; ayes 93, nays none	144
Sent to Governor	164, 198	Reported enrolled	243
Governor requested to return	172	Signed by Speaker	243
Returned to House	173	Sent to Governor	243
Motion filed to reconsider vote	173	Signed by Governor	295
Amendment filed	178	14 By Introduction of Bills. Relating to providing for lease-purchase option contracts for school buildings.	
Vote reconsidered	180	Introduced, referred	112
Amendment adopted	180	Recommended amendment, passage	133
Reported re-enrolled	198	Amendments filed	169, 178, 188
Signed by Governor	223	Amendments adopted	175, 228, 229
9 By Introduction of Bills. Relating to requiring a statement of the taxpayer's resident school district on his state income tax return.		Amendments withdrawn	229
Introduced, referred	55	Passed; ayes 84, nays 18	229
Recommended passage	120	15 By Introduction of Bills. Relating to legalizing and validating the proceedings for the organization, establishment, boundaries, tax levies, and election and tenure of office of the board of trustees of the Urbandale sanitary sewer district in the township of Webster, county of Polk, and declaring said district a duly and legally organized corporate body as provided by law and further declaring all trustees duly and legally elected and holding office as provided by law.	
Amendment filed	178, 243	Introduced, referred	112
Amendment withdrawn	251	Proof of publication certified	112
Amendments adopted	252	Recommended passage	126
Passed; ayes 88, nays 14.	252	Amendment adopted	144
10 By Introduction of Bills. Relating to establishing a commission as the state agency to administer a plan for higher education facilities and to qualify for federal funds available to the State of Iowa.			
Introduced, referred	55		
Recommended amendment passage	108		
Amendments filed			
110, 117, 120, 127, 133.	148		
Committee report adopted	112		
Amendment withdrawn	151		
Amendments adopted	152, 155		

H. F.	Page
Passed; ayes 94, nays none	145
Reported enrolled	243
Signed by Speaker	243
Sent to Governor	243
Signed by Governor	295

16 By Introduction of Bills. Relating to disposition of useless documents by the state curator.

Introduced, referred	122
Recommended passage	126
Amendment adopted	146
Passed; ayes 100, nays none	146
Reported enrolled	243
Signed by Speaker	243
Sent to Governor	243
Signed by Governor	295

17 By Introduction of Bills. Relating to appropriating funds from the general fund to the conservation commission for purchase of additional forest lands from the federal government.

Introduced, referred	129
Recommended passage	148
Passed; ayes 79; nays none	161
Reported enrolled	243
Signed by Speaker	243
Sent to Governor	243
Signed by Governor	295

18 By Introduction of Bills. Relating to the establishment of the Iowa mental retardation facilities and community mental health centers construction act, and making an appropriation therefor.

Introduced, referred	173
Recommended passage	178
Committee report adopted	179
Amendments filed	189, 205
Amendments withdrawn	208, 209
Amendments adopted	208, 209
Passed; ayes 99, nays none	209, 293
House concurred	293
Reported enrolled	305
Signed by Speaker	305
Sent to Governor	305
Signed by Governor	319

19 By Mowry and Vermeer. Relating to the election of members of the General Assembly from districts entitled to more than one member in the Senate or House of Representatives.

Introduced, referred	179
Recommended passage	199
Amendment filed	206, 224
Committee report adopted	206
Amendment adopted	232
Amendment withdrawn	232
Call of the House requested	232
Passed; ayes 82, nays 25	232
Explanation of vote	233
Motion filed to reconsider vote	242

20 By Introduction of Bills. Relating to the approval and accrediting of all public schools and public junior colleges, to authorize their participation in state distributive funds, and to qualify their students and graduates.

Introduced, passed on file	255
Amendments filed	280
Amendment adopted	283, 284
Passed; ayes 102, nays none	284
Reported enrolled	305
Signed by Speaker	305
Sent to Governor	305
Signed by Governor	319

21 By Introduction of Bills. Relating to benefited fire districts.

Introduced, passed on file	285
Passed; ayes 97, nays none	289
Reported enrolled	308
Signed by Speaker	308
Sent to Governor	308
Signed by Governor	321

22 By Introduction of Bills. Relating to the rendering of assistance to escaping prisoners.

Introduced, passed on file	285
Rule suspended	294
Amendment filed	295
Amendment adopted	298
Passed; ayes 92; nays 1	298

23 By Prine, Edgington and Eveland. Relating to authorizing county public hospitals to provide ambulance service.

Introduced, passed on file	310
Rule suspended	312
Amendments adopted	312
Passed; ayes 77, nays 9	312
Reported enrolled	320
Signed by Speaker	320
Sent to Governor	320
Signed by Governor	320

# **RECORD OF SENATE BILLS IN THE HOUSE**

## **SENATE JOINT RESOLUTIONS AND SENATE FILES PASSED AND APPROVED—16**

S. J. R. 2.

S. F. 1, 2, 3, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17.

### **SENT TO SECRETARY OF STATE—S. J. R. 1**

S. J. R.	Page
1 By Reapportionment. Relating to the composition of the General Assembly, the basis of representation of the members thereof, and to amend the Constitution by repeal of section 6, Article 3 thereof, section 34 of Article 3 thereof and the 1904 and 1928 amendments thereto, sections 35 and 36 of Article 3, and the 1904 amendment to each such section, and section 37 of Article 3, and proposing substitutes in lieu thereof.	
Received, passed on file .....	244
Call of the House.....	263, 285, 302, 315
Call of the House lifted.....	263
Amendment adopted .....	264
Passed; ayes 80, nays 26.....	275
Explanation of votes .....	278
Refused to concur .....	287
Conference committee appointed.	294
Conference committee report ....	300
Conference committee report rejected .....	303
Conference committee report adopted .....	307
Third conference committee appointed .....	307
Conference committee report and amendments contained, adopted	316
Passed; ayes 69, nays 37 .....	318
Reported enrolled .....	320
Signed by Speaker .....	320
Sent to Secretary of State.	
2 By Appropriations. Relating to appropriations for payment of miscellaneous expenses to be incurred in remodeling the chamber of the House of Representatives and refurnishing the chambers of the Senate and the House of Representatives.	
Received, passed on file .....	285
Passed; ayes 97, nays none .....	290
Reported enrolled .....	305
Signed by Speaker .....	305
Signed by Governor .....	319

S. F.	Page
1 By Reapportionment. Relating to providing for representation in the Senate and House of Representatives in the Sixty-first General Assembly and thereafter.	
Amendment filed .....	52
Received, referred .....	56
Placed on calendar .....	95
Substituted for H. F. 7 .....	95
Amendment adopted .....	95
Passed; ayes 80, nays 27 .....	95
Motion to reconsider vote laid on the table .....	96

S. F.	Page
Explanation of vote .....	96, 115, 140
Refused to concur .....	114
Conference committee appointed.	115
Conference committee report....	130
Call of the House .....	137
Conference committee report and amendments contained, adopted	139
Passed; ayes 72, nays 35 .....	139
Call of the House lifted .....	140
Reported enrolled .....	164
Signed by Speaker .....	164
Signed by Governor .....	182
2 By Rules. Relating to joint construction and financing of bridges and highways by cities and counties.	
Received, passed on file .....	77
Rule suspended .....	79
Substituted for H. F. 6 .....	79
Amendment adopted .....	79
Passed; ayes 99, nays 1 .....	79
Reported enrolled .....	104
Signed by Speaker .....	104
Signed by Governor .....	117
3 By Rules. Relating to legalizing and validating the special election of North Mahaska Community School District in the counties of Mahaska and Poweshiek, State of Iowa, held on January 30, 1964, for the issuance of \$316,000.00 of schools bonds.	
Proof of publication certified ....	35
Received, referred to judiciary 2.	77
Rule suspended .....	99
Passed; ayes 99, nays none .....	100
Reported enrolled .....	108
Signed by Speaker .....	108
Signed by Governor .....	117
4 By Rules. Relating to legalizing and validating proceedings of school corporations providing for the organization, establishment and maintenance of public community or junior colleges.	
Received, referred to judiciary 2.	77
Passed; ayes 91, nays none .....	123
Reported enrolled .....	132
Signed by Speaker .....	132
Signed by Governor .....	156
6 By Rules. Relating to legalizing past organization of private colleges under Iowa corporation laws.	
Received, referred to judiciary 2.	77
Amendment filed .....	105
Recommended passage .....	117
Amendment withdrawn .....	123
Passed; ayes 95, nays none .....	124
Reported enrolled .....	132
Signed by Speaker .....	132
Signed by Governor .....	132

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7 By Rules. Relating to legalizing and validating proceedings providing for the organization, enlargement, or change in the boundaries of school corporations.	
Received, referred to judiciary 2.	78
Recommended passage .....	104
Committee report adopted .....	106
Passed; ayes 106, nays none .....	113
Reported enrolled .....	119
Signed by Speaker .....	119
Signed by Governor .....	122
8 By Rules. Relating to the leasing of property by the armory board.	
Received, referred to public lands and buildings .....	119
Recommended passage .....	126
Passed; ayes 85, nays none .....	141
Reported enrolled .....	164
Signed by Speaker .....	164
Signed by Governor .....	182
9 By Rules. Relating to legalizing the proceedings of the city council of the city of Ottumwa, Iowa, including all legal notices given, in connection with the authorization for the issuance of additional flood protection bonds of said city, the proceeds of which will be used to defray the remaining cost of constructing certain flood protection works.	
Proof of publication certified....	112
Received, referred to judiciary 2.	119
Recommended passage .....	126
Passed; ayes 86, nays none .....	142
Reported enrolled .....	164
Signed by Speaker .....	164
Signed by Governor .....	182
10 By Rules. Relating to authorizing cities and towns to purchase and acquire sewage works and facilities, including an interest in the works and facilities owned by another city or town which are to be jointly used by the respective municipalities, and to issue bonds therefor.	
Received, referred to cities and towns .....	119
Recommended passage .....	133
Passed House; ayes 78, nays none .....	162
Reported enrolled .....	182
Signed by Speaker .....	182
Signed by Governor .....	223
11 By Appropriations. Relating to appropriating from the general fund of the State of Iowa to the state board of control the sum of \$197,800 to participate in construction of sewer facilities for the Iowa state penitentiary, Fort Madison, and for the men's reformatory at Anamosa.	
Received, referred to appropriations .....	129
Recommended passage .....	133

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Passed; ayes 81, nays none .....	160
Reported enrolled .....	182
Signed by Speaker .....	182
Signed by Governor .....	223
12 By Rules. Relating to legalizing and validating the proceedings of the Marshall county board of supervisors, Marshall county, establishing Marshall County Sanitary District No. 1, Marshall county, Iowa.	
Proof of publication certified....	135
Received, referred to judiciary 2.	223
Recommended passage .....	247
Passed; ayes 88, nays 1 .....	250
Reported enrolled .....	279
Signed by Speaker .....	280
Signed by Governor .....	305
13 By Rules. Relating to the cost of printing the official ballot.	
Received, referred to printing....	151
Recommended amendment, passage .....	199
Committee report adopted .....	206
Amendment adopted .....	250
Passed; ayes 89, nays none .....	251
Reported enrolled .....	295
Signed by Speaker .....	295
Signed by Governor .....	305
14 By Rules. Relating to the nomination and election of public officers.	
Received, passed on file .....	176
Rule suspended .....	176
Committee of the whole .....	176
Passed; ayes 96, nays none....	176, 181
Motion filed to reconsider vote...	179
Vote reconsidered .....	181
Amendment adopted .....	181
Reported enrolled .....	198
Signed by Speaker .....	198
Signed by Governor .....	223
15 By Rules. Relating to allowing school districts merged under Chapter 274.37, Code 1962, to contract for the joint construction of buildings prior to the effective date of the merger.	
Received, referred to judiciary 2.	223
Recommended amendment, passage .....	247
Amendment adopted .....	248
Passed; ayes 88, nays none .....	249, 259, 278
Vote reconsidered .....	258
Amendment adopted .....	258
House concurred .....	278
Reported enrolled .....	305
Signed by Speaker .....	305
Signed by Governor .....	319
17 By Rules. Relating to the nomination and election of public officers.	
Passed; ayes 80, nays none .....	291
Reported enrolled .....	305
Signed by Speaker .....	305
Signed by Governor .....	305

**HOUSE CONCURRENT RESOLUTIONS****RELATING TO—**

1—Compensation of Chaplains, officers and employees of Extraordinary Session .....	8
2—Joint committee to investigate Pleasantville Community School District .....	28
3—General Assembly request the President of the United States base agreements of meat imports on certain level .....	30
4—Congress of the United States consider wheat legislation .....	29
5—Congress of the United States count persons at their voting residences .....	36
6—Budget and Financial Control committee purchase forest land .....	116
7—Conservation Commission evaluate real estate .....	191
8—Commemorating the United States Representatives from Iowa .....	256
9—House File 8 recalled from Governor .....	172
10—Sixtieth General Assembly in Extraordinary Session adjourn sine die, April 6 .....	294
11—Journals of the House and Senate of the Sixtieth General Assembly Extraordinary Session included in Journals of Sixtieth General Assembly .....	294
12—Expression of sympathy on death of General MacArthur .....	303
13—Sixtieth General Assembly in Extraordinary Session to adjourn sine die, April 8, 1964 .....	319

**HOUSE RESOLUTIONS****RELATING TO—**

1—Speaker appoint special committee to arrange for various state departments to present information for benefit of legislators .....	24
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**SENATE CONCURRENT RESOLUTIONS****RELATING TO—**

1—Joint Convention of Extraordinary Session, Governor's message ....	9
2—Journals, bills of Extraordinary Session, binders furnished free to County Auditors .....	19
3—Not messaged to House.	
4—Legislative Budget and Financial Control committee investigate State Highway Commission .....	279
5—Iowa Beef Producers' Association recognized for promotion of "Top of Iowa" sirloin .....	119
6—Not messaged to House.	
7—Executive Council, Capitol Planning Commission, relocation of Statehouse cafeteria .....	227
8—Good Friday recess .....	208
9—Iowa Liquor Control Commission grant discounts on quantity sales of packaged liquor .....	288
10—Legislative expenditures, closing of Sixtieth General Assembly Extraordinary Session .....	282
11—Not messaged to House.	
12—Not messaged to House.	
13—Not messaged to House.	
14—Not messaged to House.	
15—Not messaged to House.	
16—Not messaged to House.	
17—Not messaged to House.	



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Imported meats, display of signs, labeling when offered for sale.  
Board of control, sewer construction at Fort Madison. S. F. 11, appropriations.  
Conservation commission for purchase of additional forest lands. H. F. 17, introduction of bills.  
Iowa mental retardation facilities and community mental health centers construction act, establishment. H. F. 18, introduction of bills.  
House and Senate chambers, remodel and refurnish. S. J. R. 2, appropriations.  
Creating special committee, formulate school approval standards. H. J. R. 10, Petersen of Dallas, et al.

**BALLOTS—****General**

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Contract with any city or town for protection. H. F. 21, introduction of bills.

**BOARD OF CONTROL—****General**

Appropriation to participate in Fort Madison sewer construction. S. F. 11, appropriation.

**BOARD OF PUBLIC INSTRUCTION—****General**

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**BOARD OF REGENTS—****General**

President, member higher education facilities commission. H. F. 10, introduction of bills.

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Junior, public community colleges, for buildings, equipment, repair and reconstruction. Repeal chapter 179, Acts Sixtieth General Assembly. H. F. 1, introduction of bills.  
School districts, increase maximum bond levy to 10 mills, population over 28,000. H. F. 12, introduction of bills.

**BRIDGES—****General**

Joint construction by cities and counties. H. F. 6, introduction of bills; S. F. 2, rules.

**BUILDINGS—****General**

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School, allow districts joint construction. S. F. 15, rules.

**CITIES AND TOWNS—****General**

Legalizing proceedings and legal notices of town council of Tabor on contracting for construction of improvements of municipal sewage works. H. F. 8, introduction of bills.

Joint construction with counties, bridges and connecting highways. H. F. 6, introduction of bills; S. F. 2, rules.  
 Legalizing city council proceedings of Ottumwa on issuance of flood protection bonds. S. F. 8, rules.  
 Urbandale sewer, legalizing organization. H. F. 15, introduction of bills.  
 Sewage works and facilities, acquire jointly. S. F. 10, rules.  
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#### **General**

Junior, public community, bond issue for building, equipment, repair and reconstruction. Repeal chapter 179, Acts Sixtieth General Assembly. H. F. 1, introduction of bills.  
 Junior, public community, legalizing proceedings. S. F. 4, rules.  
 Legalizing organization, reincorporation or renewal. S. F. 6, rules.  
 Legalizing renewal articles of incorporation. H. F. 11, introduction of bills.  
 Junior, providing for approval and accrediting. H. F. 20, introduction of bills.

### **COMMUNITY SCHOOL DISTRICTS—**

#### **General**

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 Fort Dodge, legalizing enlarging boundaries. S. F. 5, rules.  
 Harlan, legalizing building bonds. H. F. 8, introduction of bills.  
 Glenwood, legalizing organization and boundaries. H. F. 13, introduction of bills.

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Constitutional amendment, Senate 52 members, House at least 100 members, not more than 25 districts. H. J. R. 5, Hougen.  
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<b>MILLER, LEROY S.—Representative Page County.</b>	
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Leave of absence granted to	25
Motions made	83, 302
Resolutions offered by	148
Visitors presented	54, 150

**WELLS, IVAN—Representative Taylor County.**

Amendments offered	52
Committee appointments	17
Visitors presented	111
Leave of absence granted	1, 30, 34, 159, 244, 306

**WIER, FRED E.—Representative Louisa County.**

Amendments offered	52, 237
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**WINKELMAN, WILLIAM P.—Representative Calhoun County.**

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Amendments withdrawn	95, 102
Asked unanimous consent	93
Call of the House requested	232
Motions made	30
Committee appointments	321
Reports by	9
Resolutions offered	26
Visitors presented	98

**WORTHINGTON, LORNE R.—Representative Decatur County.**

Call of the House requested	137
Committee appointments	24, 115
Leave of absence granted	30
Motions made	256, 296
Reports by	5, 132, 137

**WRIGHT, FRED L.—Representative Benton County.**

Amendments offered	110, 202
Leave of absence granted to	25