

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 695

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO RECALL PETITIONS; AMENDING SECTION 34-1702, IDAHO CODE, TO RE-
VISE PROVISIONS REGARDING REQUIRED SIGNATURES ON RECALL PETITIONS; AND
DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 34-1702, Idaho Code, be, and the same is hereby
amended to read as follows:

34-1702. REQUIRED SIGNATURES ON PETITION. A petition for recall of an
officer shall be instituted by filing with the appropriate official a veri-
fied written petition requesting such recall.

(1) If the petition seeks recall of any of the officers named in subsec-
tion (1) (a) of section 34-1701, Idaho Code, the petition shall be filed with
the secretary of state, and must be signed by registered electors equal in
number to twenty percent (20%) of the number of electors registered to vote
at the last general election held to elect a governor.

(2) If the petition seeks recall of any of the officers named in subsec-
tion (1) (b) of section 34-1701, Idaho Code, the petition shall be filed with
the secretary of state, and must be signed by registered electors of the leg-
islative district equal in number to twenty percent (20%) of the number of
electors registered to vote at the last general election held in the legisla-
tive district at which the member was elected.

(3) If the petition seeks recall of any of the officers named in subsec-
tion (2) (a) of section 34-1701, Idaho Code, the petition shall be filed with
the county clerk, and must be signed by registered electors of the county
equal in number to twenty percent (20%) of the number of electors registered
to vote at the last general election held in the county for the election of
county officers at which the officer was elected.

(4) If the petition seeks recall of any of the officers named in subsec-
tion (3) of section 34-1701, Idaho Code, the petition shall be filed with the
county clerk, and must be signed by registered electors of the city equal in
number to twenty percent (20%) of the number of electors registered to vote
at the last general city election held in the city for the election of offi-
cers. If the city is located in two (2) or more counties, the clerk in each
county shall perform the functions within that county as provided in section
34-1401, Idaho Code.

(5) If the petition seeks recall of any of the officers named in subsec-
tion (4) of section 34-1701, Idaho Code, the petition shall be filed with the
county clerk of the county wherein the district is located. If the district
is located in two (2) or more counties, the clerk in each county shall per-
form the functions within that county. The petition must be signed by reg-
istered electors ~~of the district or school trustee zone~~ residing within the
district, subdistrict, or zone in which the electors are eligible to vote for

1 the official, equal in number to fifty percent (50%) of the number of elec-
2 tors who cast votes in the last election of the district or school trustee
3 zone within the district, subdistrict, or zone. If no district such elec-
4 tion has been held in the last six (6) years, the petition must be signed by
5 twenty percent (20%) of the number of electors registered to vote in the dis-
6 trict, subdistrict, or school trustee zone in which the electors are eligi-
7 ble to vote for the official, as calculated at the time the petition is filed.

8 SECTION 2. An emergency existing therefor, which emergency is hereby
9 declared to exist, this act shall be in full force and effect on and after
10 July 1, 2022.