

IN THE SENATE

SENATE BILL NO. 1040

BY RESOURCES AND ENVIRONMENT COMMITTEE

AN ACT

RELATING TO IRRIGATION DISTRICT CONTRACTS; AMENDING SECTION 43-320, IDAHO CODE, TO QUALIFY AN EXCEPTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. That Section 43-320, Idaho Code, be, and the same is hereby amended to read as follows:

43-320. OFFICERS MUST NOT BE INTERESTED IN CONTRACTS. (1) Except as provided in subsection (2) of this section, no director or any other officer named in this title shall in any manner be interested, directly or indirectly, in any contract awarded or to be awarded by the board, or in the profits to be derived therefrom; and for any violation of this provision such officers shall be deemed guilty of a misdemeanor, and such conviction shall work a forfeiture of his office, and he shall be punished by a fine not exceeding \$500, or by imprisonment in the county jail not to exceed six (6) months, or by both such fine and imprisonment.

(2) A director or any other officer may be interested, directly or indirectly, in any contract awarded or to be awarded by the board for the purpose of recharge, provided that such interested director or officer does not receive any profits from such contract.

(3) A director or any other officer found to be in violation of the provisions of this section shall:

- (a) Be guilty of a misdemeanor;
- (b) Forfeit his office; and
- (c) Be fined in an amount up to five hundred dollars (\$500), imprisoned in the county jail for up to six (6) months, or both.

SECTION 2. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after July 1, 2025.