

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 129

BY AGRICULTURAL AFFAIRS COMMITTEE

AN ACT

RELATING TO THE PEA AND LENTIL COMMISSION; AMENDING SECTION 22-3506, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE SELECTION OF COMMISSION MEMBERS, TO REVISE PROVISIONS RELATING TO TERMS OF OFFICE OF COMMISSION MEMBERS, TO REVISE PROVISIONS RELATING TO VACANCIES ON THE COMMISSION AND TO PROVIDE THAT APPOINTMENTS TO FILL VACANCIES SHALL BE FOR THE REMAINDER OF THE TERM FOR THAT POSITION.

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

SECTION 1. That Section 22-3506, Idaho Code, be, and the same is hereby amended to read as follows:

22-3506. SELECTION OF COMMISSION – TERMS OF MEMBERS – VACANCIES. (1) ~~The grower and dealer or processor members of the commission shall be selected as follows:~~ governor shall appoint seven (7) persons to the commission based upon submitted nominee petitions. Two (2) members shall be dealers or processors and five (5) members shall be growers.

(a) Growers, dealers and processors shall nominate from among themselves, by petition, at least not more than two (2) names for each position to be filled on the commission.

(b) In the case of grower members, petitions shall be signed by not less than ~~twenty five~~ fifteen (15) qualified growers. The nominations made shall be, as near as practicable, representative of lentils, smooth green, and yellows, and Austrian winter peas. No more than three (3) grower members shall be appointed from one (1) political party dry peas and chickpeas.

(c) Petitions for dealer or processor members shall be signed by not less than ~~eight~~ three (3) qualified processors or dealers.

~~(d) (1) The governor shall appoint seven (7) persons to the commission based upon the nominee petitions. Two (2) shall be dealers or processors and five (5) shall be growers.~~

(2) The first members of the commission shall draw lots to determine their respective terms of office. Two (2) of the original members shall serve for one (1) year; two (2) of the original members shall serve for two (2) years; and three (3) of the original members shall serve for three (3) years, provided however, that the terms of office of both dealer members of the commission shall not expire in the same year. The term of office of members of the commission thereafter shall be three (3) years, commencing on July 1.

~~Provided, however, that both dealer members of the commission terms of office shall not expire in the same year.~~

(23) Members of the commission may not serve more than two (2) consecutive terms, nor may they hold or file for any elective political office while a member of the commission.

1 (34) In the event there are vacancies in the commission, it shall be the duty of the ~~Idaho~~
2 western pea and lentil growers' association, as the designated representative of Idaho growers
3 of dry peas, lentils and chickpeas or, in the case of the dealer positions, the U.S. pea and
4 lentil trade association as the designated representative of the dealers and processors of Idaho,
5 to submit to the governor ~~at least~~ not more than two (2) qualified names for each vacancy
6 supported by the proper nominating petitions. The governor shall make the appointment or
7 appointments to fill each vacancy. The appointment shall be for the remainder of the term for
8 that position.