

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 557

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

1 RELATING TO IRRIGATION DISTRICTS; AMENDING SECTION 43-119, IDAHO CODE,
2 TO PROVIDE FOR THE RIGHTS AND PRIVILEGES OF TRUSTS IN RELATION TO
3 THE CONDUCT OF IRRIGATION DISTRICT BUSINESS AND TO SPECIFY CERTAIN
4 REQUIREMENTS FOR TRUSTS AND TRUSTEES.
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6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 43-119, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 43-119. RIGHTS AND PRIVILEGES OF CORPORATIONS ~~AND~~ -- PARTNERSHIPS
10 -- TRUSTS. A corporation, the stock of which is owned entirely by natural
11 persons related by blood or affinity, ~~and~~ a partnership, in which all the
12 partners are natural persons related by blood or affinity, and a trust,
13 in which all of the beneficiaries are natural persons related by blood
14 or affinity, shall have the same rights and privileges in the conduct of
15 irrigation district business as do natural persons, including, but not
16 limited to, voting in elections and signing petitions. A corporation, ~~or~~
17 partnership or trust shall vote or otherwise act by and through its majority
18 stockholder, ~~or~~ majority partner, ~~or~~ trustee and for voting purposes
19 the residence of such majority stockholder, ~~or~~ partner or trustee shall
20 establish the residence of the corporation, ~~or~~ partnership or trust. If
21 the majority of the stock or partnership interest is owned by more than
22 one (1) person, or if there is more than one (1) trustee, the corporation,
23 ~~or~~ partnership or trust must furnish the irrigation district a written
24 designation stating the name of the majority stockholder, ~~or~~ partner or
25 trustee who is authorized to vote and otherwise act for the corporation,
26 ~~or~~ partnership or trust. If the majority or designated stockholder, ~~or~~
27 partner or trustee is married, his or her spouse shall have the same rights
28 and privileges in the conduct of irrigation district business as do the
29 spouses of individual land owners in the district. A person, or the spouse
30 of a person, voting for a corporation, ~~or~~ partnership or trust shall not be
31 entitled to vote again as an individual.