

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 397

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

1 RELATING TO IRRIGATION DISTRICTS; AMENDING SECTION 43-201A, IDAHO CODE, TO
2 PROVIDE THAT IF ONLY ONE QUALIFIED CANDIDATE HAS BEEN NOMINATED FOR A
3 POSITION TO BE FILLED IN AN ELECTION FOR DIRECTORS, IT SHALL NOT BE NEC-
4 ESSARY TO HOLD AN ELECTION FOR THAT POSITION, TO REVISE TIME PROVISIONS
5 RELATING TO THE DECLARATION OF CERTAIN CANDIDATES ELECTED AS DIRECTORS,
6 TO PROVIDE THAT THE SECRETARY OF THE DISTRICT SHALL TAKE CERTAIN ACTION
7 FOLLOWING THE BOARD'S DECLARATION AND TO CLARIFY VERBIAGE ASSOCIATED
8 WITH THE SIGNING OF CERTIFICATES OF ELECTION.
9

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

11 SECTION 1. That Section 43-201A, Idaho Code, be, and the same is hereby
12 amended to read as follows:

13 43-201A. WHEN ELECTION NOT REQUIRED. In any election for directors
14 if, after the expiration of the date for filing written nominations for the
15 office of director, it appears that only one (1) qualified candidate has been
16 nominated thereby for each a position to be filled, it shall not be neces-
17 sary to hold an election for that position, and the board of directors shall
18 ~~within five (5) days after expiration of the date for filing written nomi-~~
19 ~~nations~~ declare such candidate elected as director- at the next regularly
20 scheduled board meeting following the expiration of the date for filing
21 written nominations. Following the board's declaration, ~~t~~The secretary
22 shall immediately make and deliver to such person a certificate of election
23 signed by him or her and bearing the seal of the district. The procedure
24 set forth in this section shall not apply to any other irrigation district
25 election.