

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 494

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

1 RELATING TO THE IDAHO BOARD OF SCALING PRACTICES; AMENDING SECTION 38-1203,  
2 IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE COMPOSITION OF THE  
3 IDAHO BOARD OF SCALING PRACTICES AND TO PROVIDE THAT UPON EXPIRATION OF  
4 A TERM OF OFFICE, A MEMBER SHALL CONTINUE TO SERVE UNTIL A SUCCESSOR HAS  
5 BEEN APPOINTED; AND DECLARING AN EMERGENCY.  
6

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

8 SECTION 1. That Section 38-1203, Idaho Code, be, and the same is hereby  
9 amended to read as follows:

10 38-1203. IDAHO BOARD OF SCALING PRACTICES -- MEMBERS -- TERMS. (1) A  
11 board to be known as the "Idaho board of scaling practices" is hereby created  
12 in the department of lands. It shall consist of the director of the depart-  
13 ment of lands and ~~five~~ six (56) members appointed by the governor from among  
14 nominees ~~recommended by the organized and generally recognized forest in-~~  
15 dustry associations or individuals representing the following segments of  
16 the timber industry of Idaho: manufacturing, logging and transportation,  
17 nonindustrial private forest landowners and industrial forest landowners.  
18 Provided not less than that:

19 (a) ~~Two~~ (2) board members shall be appointed from ~~the intermountain~~  
20 ~~forest association, and not less than~~ nominees provided to the governor  
21 by companies processing scaled logs within the state of Idaho to repre-  
22 sent the interests of the manufacturing segment of the timber industry,  
23 one (1) member from companies consuming less than one hundred million  
24 (100,000,000) board feet of logs annually and one (1) member from com-  
25 panies consuming more than one hundred million (100,000,000) board feet  
26 of logs annually.

27 (b) ~~Two~~ (2) board members shall be appointed from nominees provided to  
28 the governor by the associated logging contractors of Idaho, inc., ~~each~~  
29 association to have to represent the interests of the logging and trans-  
30 portation segment of the timber industry, one (1) member from north of  
31 the Salmon river and one (1) member from south of the Salmon river.

32 (c) One (1) board member shall be appointed from nominees provided  
33 to the governor by the Idaho forest owners association to represent  
34 the interests of nonindustrial private forest landowners throughout  
35 the state. ~~That person shall be chosen from nominees provided to the~~  
36 governor by the Idaho forest owner's association. The person repre-  
37 senting nonindustrial private forest landowners shall own not ~~less~~  
38 than one hundred (100) ~~nor~~ more than five fifty thousand (50,000) acres  
39 of private forest land and shall not own or control a forest products  
40 manufacturing facility within the state. In choosing this person, the  
41 governor shall give preference to persons with a demonstrated history

1 of selling timber or logs to a variety of purchasers and who have scaling  
2 or forest management experience.

3 (d) One (1) board member shall be appointed from nominees provided to  
4 the governor by timber growing landowners holding more than fifty thou-  
5 sand (50,000) acres of forest land within the state of Idaho, to repre-  
6 sent the interests of industrial forest landowners.

7 (e) No person or legal entity representing the interests of manufactur-  
8 ing or industrial forest landowners shall have more than one (1) board  
9 seat at the same time.

10 (2) The members of the board shall have the qualifications required by  
11 section 38-1204, Idaho Code. The members of the board shall be appointed for  
12 a three (3) year term. Each member of the board shall take, subscribe and  
13 file the oath required by sections 59-401 through 59-408, Idaho Code, before  
14 entering upon the duties of his office. On the expiration of the term of any  
15 member, his successor shall be appointed in like manner by the governor for a  
16 term of three (3) years and unexpired terms shall be filled for the unexpired  
17 balance of the term. Upon expiration of the term of office, a member shall  
18 continue to serve until a successor shall have been appointed.

19 SECTION 2. An emergency existing therefor, which emergency is hereby  
20 declared to exist, this act shall be in full force and effect on and after its  
21 passage and approval.