

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 93

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

1 RELATING TO FOREST AND RANGE FIRES; AMENDING CHAPTER 1, TITLE 38, IDAHO CODE,
2 BY THE ADDITION OF A NEW SECTION 38-104B, IDAHO CODE, TO PROVIDE FOR NON-
3 PROFIT RANGELAND FIRE PROTECTION ASSOCIATIONS, TO DEFINE A TERM AND TO
4 PROVIDE PROCEDURES.
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6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Chapter 1, Title 38, Idaho Code, be, and the same is
8 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
9 ignated as Section 38-104B, Idaho Code, and to read as follows:

10 38-104B. NONPROFIT RANGELAND FIRE PROTECTION ASSOCIATIONS. (1) "Non-
11 profit rangeland fire protection association" means a nonprofit corporation
12 or nonprofit unincorporated association, that has entered into an agreement
13 for the detection, prevention or suppression of forest and range fires with
14 the state of Idaho or any agency of the state of Idaho pursuant to title 38,
15 Idaho Code.

16 (2) A group of rangeland owners wishing to establish a rangeland fire
17 protection association shall petition the director of the department of
18 lands. The director may accept petitions where:

19 (a) Petitioners meet the requirements established by the director con-
20 cerning the legal status of the association, liability insurance and
21 governing and managing structure; and

22 (b) Petitioners demonstrate financial ability to form a rangeland fire
23 protection association; or

24 (c) Adequate state funding exists, as determined by the director, to
25 assist in the initial establishment of the association.

26 (3) Prior to entering into an agreement, and annually thereafter, the
27 director shall review and inspect the association for the following:

28 (a) The governing and managing structure of the association;

29 (b) The adequacy of liability insurance; and

30 (c) The training of all association personnel.