

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 114

BY AGRICULTURAL AFFAIRS COMMITTEE

AN ACT

1 RELATING TO THE IDAHO GRAPE GROWERS AND WINE PRODUCERS COMMISSION; AMENDING
2 SECTION 54-3602, IDAHO CODE, TO REVISE PROVISIONS RELATING TO COMPOSI-
3 TION OF THE COMMISSION; AND AMENDING SECTION 54-3604, IDAHO CODE, TO RE-
4 VISE PROVISIONS RELATING TO TERMS OF COMMISSION MEMBERS.
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6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 54-3602, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 54-3602. COMMISSION CREATED. There is hereby created in the depart-
10 ment of self-governing agencies an Idaho grape growers and wine producers
11 commission, to be thus known and designated. The commission shall be com-
12 posed of three (3) grape growers and two (2) wine producers.

13 The three (3) grower members shall be citizens and residents of this
14 state, over the age of twenty-one (21) years, each of whom is and has been
15 actively engaged in the growing and producing of grapes within the state of
16 Idaho.

17 The two (2) wine producer members shall be: ~~persons who, either indi-~~
18 ~~vidually or as~~

19 (1) Idaho citizens and residents who are over the age of twenty-one (21)
20 years, each of whom is and has been actively engaged in the production of wine
21 within the state of Idaho; and/or

22 (2) Out-of-state persons who are over the age of twenty-one (21) years
23 and serve as executive officers of a corporation, firm, partnership, asso-
24 ciation or cooperative organization are and who have been and continue to
25 be actively engaged as producers in the production of wine within the state
26 of Idaho, are citizens and residents of this state, and are over the age of
27 twenty-one (21) years. Not more than one (1) out-of-state person shall be
28 allowed to serve on the board at any given time.

29 The qualifications of members of the commission must continue during
30 their term of office. No member of the commission shall receive any salary
31 or other compensation, but each member of the commission, when commission
32 funds are duly appropriated, shall be compensated as provided in section
33 59-509(d), Idaho Code.

34 SECTION 2. That Section 54-3604, Idaho Code, be, and the same is hereby
35 amended to read as follows:

36 54-3604. COMMISSION MEMBERS -- APPOINTMENT. Grower and producer mem-
37 bers of the commission shall be selected as follows:

38 (1) The governor shall appoint three (3) grower members and two (2) pro-
39 ducer members.

1 (2) The three (3) grower members shall be appointed to ~~one (1), two (2)~~
2 ~~and three (3) year terms, respectively.~~ The two (2) producer members shall
3 be appointed to ~~two (2) and three (3) year terms, respectively.~~ Members
4 shall be selected from nominations made by growers and producers as follows:

5 (a) Prior to July 1, the growers of the state shall convene for the pur-
6 pose of nominating grower commission members. The growers of the state
7 shall nominate at least three (3) and no more than six (6) growers and
8 submit the names to the governor.

9 (b) Prior to July 1, the producers shall convene for the purpose of nom-
10 inating producer commission members. The producers shall nominate at
11 least two (2) and no more than four (4) producers and submit the names to
12 the governor.

13 Initial commission members shall commence their terms, August 1, 1991.
14 Terms of commission members thereafter shall be for three (3) years.

15 (3) Members of the commission may not serve more than two (2) consecu-
16 tive terms; provided, upon serving two (2) consecutive terms, and the lapse
17 of one (1) full term, such member may again be appointed to the commission.

18 (4) Commission members currently serving shall continue to serve until
19 reappointed or until a new commission member is appointed.

20 (5) In the event there are vacancies in the commission, the governor
21 shall make the appointment or appointments to fill the vacancy.