

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 424

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

1
2 RELATING TO IRRIGATION DISTRICT DIRECTOR ELECTIONS; AMENDING SECTION
3 43-201A, IDAHO CODE, TO REVISE PROVISIONS RELATING TO CIRCUMSTANCES
4 UNDER WHICH AN ELECTION SHALL NOT BE REQUIRED, TO REMOVE PROVISIONS RE-
5 LATING TO DELIVERY OF CERTAIN CERTIFICATES OF ELECTION TO A CANDIDATE
6 DECLARED ELECTED BY THE BOARD AND TO PROVIDE FOR CONTINUATION OF INCUM-
7 BENT DIRECTORS' TERMS OF OFFICE UNDER CERTAIN CIRCUMSTANCES.

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

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

11 43-201A. WHEN ELECTION NOT REQUIRED. ~~In any election for directors if,~~
12 ~~after the expiration of the date for filing written nominations for the of-~~
13 ~~fice of director, it appears that~~ If, pursuant to section 43-201, Idaho Code,
14 the secretary of the district verifies that there is only one (1) qualified
15 candidate who has been nominated thereby for a the position of director to
16 be filled, it shall not be necessary to hold an election for that position,
17 and the board of directors shall declare such candidate elected as director
18 at the next regularly scheduled board meeting following the expiration of
19 the date for filing written nominations. Following the board's declaration,
20 the secretary shall immediately make and deliver to such person a certifi-
21 cate of election signed by him or her and bearing the seal of the district If
22 the secretary of the district verifies that there is no qualified candidate,
23 the incumbent director's term of office shall continue until the director's
24 successor is elected and qualified. The procedure set forth in this section
25 shall not apply to any other irrigation district election.