

IN THE SENATE

SENATE BILL NO. 1266

BY AGRICULTURAL AFFAIRS COMMITTEE

AN ACT

1 RELATING TO BEES; AMENDING SECTION 22-2510, IDAHO CODE, TO PROVIDE AN EXEMP-  
2 TION FROM SPECIFIED FEES, TO PROVIDE FOR REGISTRATION AND TO SPECIFY IN-  
3 FORMATION TO BE SUPPLIED; AND AMENDING SECTION 22-2809, IDAHO CODE, TO  
4 PROVIDE AN EXEMPTION FROM SPECIFIED FEES AND TAXES, TO PROVIDE FOR REG-  
5 ISTRATION AND TO SPECIFY INFORMATION TO BE SUPPLIED.  
6

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

8 SECTION 1. That Section 22-2510, Idaho Code, be, and the same is hereby  
9 amended to read as follows:

10 22-2510. REGISTRATION -- ASSESSMENT -- COLLECTION -- PROCEEDS. (1)  
11 There is hereby levied upon each beekeeper maintaining colonies within the  
12 state of Idaho, or desiring to move bees into the state, an annual regis-  
13 tration fee of ten dollars (\$10.00) for up to fifty (50) colonies. Each  
14 additional colony in excess of the first fifty (50) colonies shall be as-  
15 sessed at the rate of ten cents (10¢) per colony. Hobbyist beekeepers are  
16 exempt from registration under this section.

17 (2) The registration fee assessed for colonies in excess of fifty (50)  
18 colonies may be increased to not more than twenty cents (20¢) per hive or  
19 colony per year, if approved by a majority of the beekeepers voting in a ref-  
20 erendum held for the purpose of determining whether such levy of the regis-  
21 tration fee shall or shall not be changed. If the levy of the registration  
22 fee is changed, the levy of the registration fee will continue annually at  
23 the changed rate until again changed by another referendum. Any resident  
24 of Idaho who is registered under this chapter as an Idaho beekeeper with the  
25 Idaho department of agriculture may vote at such referendum. Any referendum  
26 to be held for the purpose of changing the levy of such registration fee shall  
27 be held at the annual meeting of the Idaho honey industry association or any  
28 successor organization to this group.

29 (3) Said registration fee shall be a lien upon all apicultural prod-  
30 ucts, equipment, bees and property of the person owning or controlling such  
31 bees and shall be prior to all other liens or encumbrances except liens which  
32 are declared prior by operation of the statutes of this state.

33 (4) Hives brought into the state for indoor winter storage prior to mov-  
34 ing to another state for pollination or honey production are exempt from pay-  
35 ing fees as provided for in this section. Provided however, registration  
36 shall be required and a minimum of the following information shall be sup-  
37 plied: location of the storage, approximate dates the hive or hives will be  
38 brought into and leave the state, name, address and telephone number of the  
39 owner of the bees, and name, address and telephone number of an in-state con-  
40 tact who will have knowledge of the hive or hives being stored in the state.

1 SECTION 2. That Section 22-2809, Idaho Code, be, and the same is hereby  
2 amended to read as follows:

3 22-2809. LEVY AND COLLECTION OF TAXES -- CHANGE OF TAX BY REFERENDUM  
4 -- VIOLATIONS -- PENALTY. (~~a~~1) There is hereby levied and imposed upon each  
5 colony or hive of bees within the state of Idaho on July 1 of each year a con-  
6 tinuing annual tax of five cents (5¢) per hive or colony of bees beginning in  
7 the year 1970 for the purpose of carrying out the provisions of this chapter.  
8 Hobbyist beekeepers, as defined in chapter 25, title 22, Idaho Code, are ex-  
9 empt from taxation under this section. Provided however, that any hobbyist  
10 beekeeper who desires to support the efforts of the commission, as set forth  
11 in section 22-2807, Idaho Code, and desires to be included in registration  
12 lists distributed as authorized under section 22-2815, Idaho Code, may reg-  
13 ister with the commission for that purpose by remitting an annual registra-  
14 tion fee of ten dollars (\$10.00).

15 (~~b~~2) The tax may be decreased to not less than three cents (3¢) per hive  
16 or colony per year or it may be increased to not more than ten cents (10¢) per  
17 hive or colony per year, if approved by a majority of the beekeepers voting in  
18 a referendum held for the purpose of determining whether such levy of the tax  
19 shall or shall not be changed. If the levy of the tax is changed, the levy of  
20 the tax will continue annually at the changed rate until again changed by an-  
21 other referendum. Any resident of Idaho who is a registered Idaho beekeeper  
22 with the department of agriculture may vote at such referendum. Any referen-  
23 dum held for the purpose of changing the levy of such tax shall be held at the  
24 annual meeting of the Idaho honey industry association or any successor or-  
25 ganization to this group.

26 (~~e~~3) Notice of the tax provided for in this section shall be mailed no  
27 later than June 1 and the tax shall be due and payable on or before July 1 of  
28 each year, and it shall be collected by the Idaho department of agriculture  
29 and shall forthwith be paid over by the Idaho department of agriculture to  
30 the Idaho honey advertising fund.

31 (~~d~~4) Said tax shall be a lien upon all apicultural products, equipment,  
32 bees and property of the person owning or controlling such bees and shall  
33 be prior to all other liens or encumbrances except liens which are declared  
34 prior by operation of the statutes of this state.

35 (5) Hives brought into the state for indoor winter storage prior to mov-  
36 ing to another state for pollination or honey production are exempt from pay-  
37 ing fees and taxes as provided for in this section. Provided however, reg-  
38 istration shall be required and a minimum of the following information shall  
39 be supplied: location of the storage, approximate dates the hive or hives  
40 will be brought into and leave the state, name, address and telephone num-  
41 ber of the owner of the bees, and name, address and telephone number of an  
42 in-state contact who will have knowledge of the hive or hives being stored in  
43 the state.