

IN THE SENATE

SENATE BILL NO. 1285, As Amended

BY TRANSPORTATION COMMITTEE

AN ACT

1 RELATING TO HIGHWAY DISTRICT COMMISSIONERS; AMENDING SECTION 40-1305, IDAHO
2 CODE, TO REMOVE EXISTING LANGUAGE RELATING TO THE ELECTION OF HIGHWAY
3 COMMISSIONERS AND TERMS OF OFFICE, TO ESTABLISH PROVISIONS FOR ELEC-
4 TIONS IN 2015, 2017, 2019 AND THEREAFTER, TO PROVIDE FOR THE EXTENSION
5 OF CERTAIN TERMS AND TO PROVIDE THAT EACH HIGHWAY COMMISSIONER SHALL BE
6 ELECTED ON A DISTRICTWIDE BASIS.
7

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

9 SECTION 1. That Section 40-1305, Idaho Code, be, and the same is hereby
10 amended to read as follows:

11 40-1305. ELECTION OF HIGHWAY COMMISSIONERS -- TERM OF OFFICE. ~~(1) On~~
12 ~~the third Tuesday of May of the next odd-numbered year following the appoint-~~
13 ~~ment of the first highway district commissioners, commissioners from sub-~~
14 ~~districts one and two shall be elected for a term of two (2) years and the~~
15 ~~commissioner from subdistrict three shall be elected for a term of four (4)~~
16 ~~years. Thereafter the term of office of all commissioners shall be four (4)~~
17 ~~years.~~

18 ~~(2) A highway district whose terms and election were established by~~
19 ~~prior law shall convert to the election of commissioners as provided in sub-~~
20 ~~section (1) of this section.~~

21 ~~Each highway commissioner shall be elected on a districtwide basis.~~

22 On and after July 1, 2014, highway commissioners shall be elected in the fol-
23 lowing manner:

24 (1) In the 2015 highway commissioner election, one (1) commissioner
25 shall stand for election and shall be elected to a six (6) year term. If
26 more than one (1) commissioner's term of office expires in 2015, the board
27 of highway commissioners shall designate the commissioner from the lowest
28 numbered subdistrict to stand for election and the board shall extend the
29 term of the other commissioner by two (2) years. For example, if the terms
30 of the commissioners from subdistrict one and two expire in 2015, the com-
31 missioner from subdistrict one will stand for election in 2015; or, if the
32 terms of the commissioners from subdistrict two and three expire in 2015, the
33 commissioner from subdistrict two will stand for election in 2015.

34 (2) In the 2017 highway commissioner election, one (1) commissioner
35 shall stand for election and shall be elected to a six (6) year term. If
36 more than one (1) commissioner's term of office expires in 2017, the board
37 of highway commissioners shall designate the commissioner from the lowest
38 numbered subdistrict to stand for election and the board shall extend the
39 term of the other commissioner by two (2) years. For example, if the terms
40 of the commissioners from subdistrict one and two expire in 2017, the com-
41 missioner from subdistrict one will stand for election in 2017; or, if the

1 terms of the commissioners from subdistrict two and three expire in 2017, the
2 commissioner from subdistrict two will stand for election in 2017.

3 (3) In the 2019 highway commissioner election, one (1) commissioner
4 shall stand for election and shall be elected to a six (6) year term. If
5 more than one (1) commissioner's term of office expires in 2019, the board
6 of highway commissioners shall designate the commissioner from the lowest
7 numbered subdistrict to stand for election and the board shall extend the
8 term of the other commissioner by two (2) years. For example, if the terms
9 of the commissioners from subdistrict one and two expire in 2019, the com-
10 missioner from subdistrict one will stand for election in 2019; or, if the
11 terms of the commissioners from subdistrict two and three expire in 2019, the
12 commissioner from subdistrict two will stand for election in 2019.

13 (4) Thereafter, the term of office of all highway district commission-
14 ers governed by the provisions of this chapter shall be six (6) years.

15 (5) Each highway commissioner shall be elected on a districtwide basis.