

IN THE SENATE

SENATE BILL NO. 1370, As Amended

BY STATE AFFAIRS COMMITTEE

AN ACT

1
2 RELATING TO THE LEGISLATURE; AMENDING CHAPTER 4, TITLE 67, IDAHO CODE, BY
3 THE ADDITION OF A NEW SECTION 67-412, IDAHO CODE, TO PROVIDE REQUIRE-
4 MENTS RELATING TO DESIGNATING A QUALIFIED SUBSTITUTE WHEN A LEGISLATOR
5 IS TEMPORARILY UNABLE TO PERFORM THE DUTIES OF OFFICE.

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

7 SECTION 1. That Chapter 4, Title 67, 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 67-412, Idaho Code, and to read as follows:

10 67-412. DESIGNATING QUALIFIED SUBSTITUTE WHEN LEGISLATOR TEMPORARILY
11 UNABLE TO PERFORM DUTIES. (1) In the event that a legislator is temporarily
12 unable to perform the duties of his or her office, the legislator shall des-
13 ignate a qualified person to succeed to the powers and duties, but not the
14 office, of the legislator until the incumbent legislator is able to resume
15 performance of his duties or a vacancy occurs in the office. No person may
16 be designated or serve as a temporary substitute unless the person may, un-
17 der the Idaho constitution and statutes, hold the office of the legislator to
18 whose powers and duties the person is designated to succeed, which shall be
19 verified by the legislator.

20 (2) In the event of an attack, as defined in section 67-415, Idaho Code,
21 the provisions of the emergency interim legislative succession act shall ap-
22 ply.