

IN THE SENATE

SENATE BILL NO. 1061

BY TRANSPORTATION COMMITTEE

AN ACT

RELATING TO HIGHWAY DISTRICTS; AMENDING SECTION 40-1305, IDAHO CODE, TO
REVISE PROVISIONS RELATING TO TERMS OF OFFICE AND ELECTIONS OF HIGHWAY
COMMISSIONERS; AND DECLARING AN EMERGENCY.

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

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

40-1305. ELECTION OF HIGHWAY COMMISSIONERS -- TERM OF OFFICE. (1) ~~On
the third Tuesday of May of the next odd-numbered year following the appoint-
ment of the first highway district commissioners, commissioners from sub-
districts one and two shall be elected for a term of two (2) years and the
commissioner from subdistrict three shall be elected for a term of four (4)
years. Thereafter the term of office of all commissioners shall be four (4)
years. Highway commissioners shall be elected for a term of three (3) years.
No commissioner term shall expire in the same year as any other commissioner
term. Elections shall be held on the first Tuesday after the first Monday in
November of each year. For the purpose of achieving an orderly transition
to terms of three (3) years and to hold commissioner elections in November of
each year, the following schedule shall be followed:~~

(a) For a commissioner elected in 2013, his or her term shall expire
in 2016. If more than one (1) commissioner was elected in 2013, then
the term of the commissioner from the lowest numbered subdistrict shall
expire in 2016, and the term of the other commissioner shall expire in
2017; and

(b) For a commissioner elected in 2015, his or her term shall expire in
2018. If more than one (1) commissioner was elected in 2015, then the
term of the commissioner from the highest numbered subdistrict shall
expire in 2018, and the term of the other commissioner shall expire in
2017.

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

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

SECTION 2. An emergency existing therefor, which emergency is hereby
declared to exist, this act shall be in full force and effect on and after its
passage and approval.