

DRAFT

DRKMF036

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fifth Legislature First Regular Session - 2019

This bill draft contains confidential and privileged information exempt from disclosure under Section 74-109(1), Idaho Code. If you have received this message by mistake, please notify us immediately by replying to this message or telephoning the Legislative Services Office at (208) 334-2475.

1 AN ACT
2 RELATING TO CAMPAIGN FINANCE; AMENDING SECTION 67-6601, IDAHO CODE, TO RE-
3 VISE THE PURPOSE OF THE ACT; AMENDING SECTION 67-6602, IDAHO CODE, TO
4 REVISE AND PROVIDE DEFINITIONS; AMENDING SECTION 67-6604, IDAHO CODE,
5 TO PROVIDE FOR THE INSPECTION OF CERTAIN POLITICAL ACCOUNTS BY A COUNTY
6 CLERK, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE TECHNICAL COR-
7 RECTIONS; AMENDING SECTION 67-6607, IDAHO CODE, TO REVISE PROVISIONS
8 REGARDING REPORTS OF CONTRIBUTIONS AND EXPENDITURES BY CANDIDATES AND
9 POLITICAL COMMITTEES AND TO PROVIDE CONDITIONS UNDER WHICH A CANDIDATE
10 FOR A LOCAL GOVERNMENT OFFICE SHALL REPORT CONTRIBUTIONS AND EXPEN-
11 DITURES; AMENDING SECTION 67-6608, IDAHO CODE, TO REVISE PROVISIONS
12 REGARDING REPORTS OF UNEXPENDED BALANCES OR CAMPAIGN DEBT; AMENDING
13 SECTION 67-6610A, IDAHO CODE, TO REVISE PROVISIONS REGARDING CONTRI-
14 BUTION LIMITS AND TO PROVIDE FOR APPLICABILITY TO SPECIAL ELECTIONS;
15 AMENDING SECTION 67-6610B, IDAHO CODE, TO PROVIDE A CORRECT CODE REF-
16ERENCE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-6611,
17 IDAHO CODE, TO REVISE THE REPORTING REQUIREMENTS FOR INDEPENDENT EXPEN-
18DITURES AND TO REVISE THE FILING DEADLINES FOR REPORTING INDEPENDENT
19EXPENDITURES; AMENDING SECTION 67-6615, IDAHO CODE, TO PROVIDE FOR THE
20RESPECTIVE DUTIES OF THE SECRETARY OF STATE AND OF COUNTY CLERKS REGARD-
21ING THE INSPECTION OF STATEMENTS PURSUANT TO THIS CHAPTER, TO PROVIDE
22LEGISLATIVE INTENT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION
2367-6616, IDAHO CODE, TO PROVIDE FOR THE RESPECTIVE DUTIES OF THE SECRE-
24TARY OF STATE AND OF COUNTY CLERKS REGARDING THE EXAMINATION OF STATE-
25MENTS FILED PURSUANT TO THIS CHAPTER AND TO MAKE TECHNICAL CORRECTIONS;
26AMENDING SECTION 67-6623, IDAHO CODE, TO PROVIDE FOR THE RESPECTIVE
27DUTIES OF THE SECRETARY OF STATE AND OF COUNTY CLERKS; AMENDING SECTION
2867-6625A, IDAHO CODE, TO PROVIDE THAT THE SECRETARY OF STATE OR COUNTY
29CLERK SHALL PROVIDE NOTIFICATION TO PERSONS WHO HAVE FAILED TO FILE A
30REQUIRED STATEMENT OR REPORT; AMENDING SECTION 67-6626, IDAHO CODE,
31TO PROVIDE FOR THE ROLE OF A COUNTY CLERK IN AN INJUNCTION TO ENFORCE
32THE ACT; AMENDING SECTION 67-6628, IDAHO CODE, TO REVISE THE FILING
33DEADLINES FOR REPORTING ELECTIONEERING COMMUNICATIONS AND TO REQUIRE
34A LEGIBLE AUTHORITY LINE IN ELECTIONEERING COMMUNICATIONS; REPEALING
35SECTION 1-2220A, IDAHO CODE, RELATING TO CAMPAIGN FINANCE REPORTING FOR
36MAGISTRATE RETENTION ELECTIONS; REPEALING SECTION 31-2012, IDAHO CODE,
37AMENDING SECTION 33-503, IDAHO CODE, TO REMOVE A PROVISION REGARD-
38ING CAMPAIGN FINANCE REPORTING FOR CERTAIN SCHOOL TRUSTEE ELECTIONS;
39AMENDING SECTION 33-2106, IDAHO CODE, TO REMOVE LANGUAGE REGARDING
40CAMPAIGN FINANCE REPORTING FOR COMMUNITY COLLEGE TRUSTEE ELECTIONS;
41REPEALING SECTION 40-1417, IDAHO CODE, RELATING TO CAMPAIGN FINANCE RE-
42PORTING FOR COUNTY-WIDE HIGHWAY DISTRICT ELECTIONS; REPEALING SECTION
4350-420, IDAHO CODE, RELATING TO CAMPAIGN FINANCE REPORTING IN CERTAIN
44CITY ELECTIONS; AND REPEALING SECTION 67-4931, IDAHO CODE, RELATING TO
45CAMPAIGN FINANCE REPORTING FOR AUDITORIUM DISTRICT ELECTIONS.

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

2 SECTION 1. That Section 67-6601, Idaho Code, be, and the same is hereby
3 amended to read as follows:

4 67-6601. PURPOSE OF ACT. The purpose of this act is:
5 (a~~1~~) To promote public confidence in government; and
6 (b~~2~~) To promote openness in government and avoiding secrecy by those
7 giving financial support to state election campaigns and those promoting or
8 opposing legislation or attempting to influence executive or administrative
9 actions for compensation at the state level.

10 SECTION 2. That Section 67-6602, Idaho Code, be, and the same is hereby
11 amended to read as follows:

12 67-6602. DEFINITIONS. As used in this chapter, the following terms
13 have the following meanings:

14 (a~~1~~) "Candidate" means an individual who has taken affirmative action
15 to seek nomination or election to public office. An individual shall be
16 deemed to have taken affirmative action to seek such nomination or election
17 to public office when he first:

18 ~~(1) Receives contributions or makes expenditures or reserves space or~~
19 ~~facilities with intent to promote his candidacy for office; or~~

20 ~~(2) Announces publicly or files for office~~
21 seeks nomination, election or reelection to public office and who has taken
22 any of the following actions:

23 (a) Announced his or her candidacy publicly;

24 (b) Filed for public office;

25 (c) Received a contribution for the purpose of promoting his or her can-
26 didacy for office; or

27 (d) Made an expenditure, contracted for services or reserved space with
28 the intent of promoting his or her candidacy for office.

29 ~~(3) For purposes of this chapter, an incumbent shall be presumed to be~~
30 ~~a candidate in the subsequent election for his or her office. Contri-~~
31 ~~butions received by an incumbent candidate shall not be in excess of the~~
32 ~~prescribed contribution limits for the subsequent election by which the~~
33 ~~incumbent candidate's name would first appear on the ballot. An incum-~~
34 ~~bent shall no longer be a candidate for his or her office after the dead-~~
35 ~~line for the filing of a declaration of candidacy to first appear on the~~
36 ~~ballot for that office has expired, until he or she has failed to file a~~
37 ~~declaration of candidacy by the statutory deadline.~~

38 (b~~2~~) "Compensation" includes any advance, conveyance, forgiveness of
39 indebtedness, deposit, distribution, loan, payment, gift, pledge or trans-
40 fer of money or anything of value, and any contract, agreement, promise or
41 other obligation, whether or not legally enforceable, to do any of the fore-
42 going, for services rendered or to be rendered, but does not include reim-
43 bursement of expenses if such reimbursement does not exceed the amount ac-
44 tually expended for such expenses and is substantiated by an itemization of
45 such expenses.

1 (e3) "Contribution" includes any advance, conveyance, forgiveness of
2 indebtedness, deposit, distribution, loan, payment, gift, pledge, sub-
3 scription or transfer of money or anything of value, and any contract, agree-
4 ment, promise or other obligation, whether or not legally enforceable, to
5 make a contribution, in support of or in opposition to any candidate, polit-
6 ical committee or measure. Such term also includes personal funds or other
7 property of a candidate or members of his household expended or transferred
8 to cover expenditures incurred in support of such candidate but does not
9 include personal funds used to pay the candidate filing fee. Such term also
10 includes the rendering of personal and professional services for less than
11 full consideration, but does not include ordinary home hospitality or the
12 rendering of "part-time" personal services of the sort commonly performed
13 by volunteer campaign workers or advisors or incidental expenses not in ex-
14 cess of twenty-five dollars (\$25.00) personally paid for by any volunteer
15 campaign worker. "Part-time" services, for the purposes of this definition,
16 means services in addition to regular full-time employment, or, in the case
17 of an unemployed person or persons engaged in part-time employment, services
18 rendered without compensation or reimbursement of expenses from any source
19 other than the candidate or political committee for whom such services are
20 rendered. For the purposes of this act, contributions, other than money or
21 its equivalent shall be deemed to have a money value equivalent to the fair
22 market value of the contribution.

23 (d4) "Election" means any state or local general, special, recall or
24 primary election.

25 (e5) "Election campaign" means any campaign in support of or in opposi-
26 tion to a candidate for election to public office and any campaign in support
27 of, or in opposition to, a measure.

28 (f6) (1a) "Electioneering communication" means any paid communication
29 to members of the public that include voters or potential voters for
30 public office or a ballot measure, that takes place between 5:00 p.m. on
31 the candidate filing deadline set forth in section 34-704, Idaho Code,
32 and midnight on the date of the general election, and that unambiguously
33 refers to a specific candidate or measure to be on the ballot. An elec-
34 tioneering communication expenditure is made when any portion of the
35 communication reaches members of the public who are voters or potential
36 voters. An electioneering communication includes, but is not limited
37 to, a message broadcast by television or radio, printed in a newspaper
38 or on a billboard, directly mailed or delivered by hand to personal res-
39 idences, or telephone calls made by telephone to personal residences or
40 cellular numbers, sent by electronic mail or messaging, or otherwise
41 distributed that: advertised on the internet or through social media

- 42 (i) ~~Unambiguously refers to any candidate; and~~
- 43 (ii) ~~Is broadcasted, printed, mailed, delivered, made or dis-~~
44 ~~tributed within thirty (30) days before a primary election or~~
45 ~~sixty (60) days before a general election; and~~
- 46 (iii) ~~Is broadcasted to, printed in a newspaper, distributed to,~~
47 ~~mailed to or delivered by hand to, telephone calls made to, or~~
48 ~~otherwise distributed to an audience that includes members of the~~
49 ~~electorate for such public office~~

- 1 (2b) "Electioneering communication" does not include:
- 2 (i) Any news articles, editorial endorsements, opinion or com-
- 3 mentary, writings, or letter to the editor printed in a newspaper,
- 4 magazine, or other periodical not owned or controlled by a candi-
- 5 date, political committee, or political party;
- 6 (ii) Any editorial endorsements or opinions aired by a broadcast
- 7 facility not owned or controlled by a candidate, political commit-
- 8 tee, or political party;
- 9 (iii) Any communication by persons made in the regular course and
- 10 scope of their business or any communication made by a membership
- 11 organization solely to members of such organization and their fam-
- 12 ilies;
- 13 (iv) Any communication which refers to any candidate only as part
- 14 of the popular name of a bill or statute;
- 15 (v) A communication which constitutes an expenditure or an inde-
- 16 pendent expenditure under this chapter.
- 17 (37) "Executive official" means:
- 18 (1a) The governor, lieutenant governor, secretary of state, state con-
- 19 troller, state treasurer, attorney general, superintendent of public
- 20 instruction and any deputy or staff member of one (1) of those individ-
- 21 uals who, within the course and scope of his or her employment, is di-
- 22 rectly involved in major policy influencing decisions for the office;
- 23 (2b) A state department or agency director, deputy director, division
- 24 administrator or bureau chief as established and enumerated in sections
- 25 67-2402 and 67-2406, Idaho Code;
- 26 (3c) The membership and the executive or chief administrative officer
- 27 of any board or commission that is authorized to make rules or conduct
- 28 rulemaking activities pursuant to section 67-5201, Idaho Code;
- 29 (4d) The membership and the executive or chief administrative officer
- 30 of any board or commission that governs any of the state departments
- 31 enumerated in section 67-2402, Idaho Code, not including public school
- 32 districts;
- 33 (5e) The membership and the executive or chief administrative officer
- 34 of the Idaho public utilities commission, the Idaho industrial commis-
- 35 sion, and the Idaho state tax commission; and
- 36 (6f) The members of the governing board of the state insurance fund, and
- 37 the members of the governing board and the executive or chief adminis-
- 38 trative officer of the Idaho housing and finance association, the Idaho
- 39 energy resources authority, and the Idaho state building authority.
- 40 (8) "Expenditure" includes any payment, contribution, subscription,
- 41 distribution, loan, advance, deposit, or gift of money or anything of value,
- 42 and includes a contract, promise, or agreement, whether or not legally en-
- 43 forceable, to make an expenditure. The term "expenditure" also includes a
- 44 promise to pay, a payment or a transfer of anything of value in exchange for
- 45 goods, services, property, facilities or anything of value for the purpose
- 46 of assisting, benefiting or honoring any public official or candidate, or
- 47 assisting in furthering or opposing any election campaign. For the purpose
- 48 of making a report required under this chapter and unless otherwise speci-
- 49 fied in statute, an expenditure is made at the time the funds have been obli-
- 50 gated or committed, whether by oral or written agreement.

1 (±9) "Independent expenditure" means any expenditure by a person
2 for a communication expressly advocating the election, passage or defeat
3 of a clearly identified candidate or measure that is not made with the
4 cooperation or with the prior consent of, or in consultation with, or at
5 the consent of, or in consultation with, or at the request of a sugges-
6 tion of, a candidate or any agent or authorized committee of the candidate
7 collaboration or coordination of a candidate or his agent, employee, volun-
8 teer, or political committee supporting or opposing a measure. As used in
9 this subsection, "expressly advocating" means any communication containing
10 a message advocating election, passage or defeat including, but not limited
11 to, the name of the candidate or measure, or expression such as "vote for,"
12 "elect," "support," "cast your ballot for," "vote against," "defeat" or "re-
13 ject." For the purpose of making any reports required under this chapter, an
14 independent expenditure is made at the time any portion of goods is delivered
15 or any portion of services is provided.

16 (±10) "Lobby" and "lobbying" each means attempting through contacts
17 with, or causing others to make contact with, members of the legislature or
18 legislative committees or an executive official, to influence the approval,
19 modification or rejection of any legislation by the legislature of the state
20 of Idaho or any committee thereof or by the governor or to develop or main-
21 tain relationships with, promote goodwill with, or entertain members of the
22 legislature or executive officials. "Lobby" and "lobbying" shall also mean
23 communicating with an executive official for the purpose of influencing the
24 consideration, amendment, adoption or rejection of any rule or rulemaking as
25 defined in section 67-5201, Idaho Code, or any ratemaking decision, procure-
26 ment, contract, bid or bid process, financial services agreement, or bond
27 issue. Neither "lobby" nor "lobbying" includes an association's or other
28 organization's act of communicating with the members of that association
29 or organization; and provided that neither "lobby" nor "lobbying" includes
30 communicating with an executive official for the purpose of carrying out
31 ongoing negotiations following the award of a bid or a contract, communica-
32 tions involving ongoing legal work and negotiations conducted by and with
33 attorneys for executive agencies, interactions between parties in litiga-
34 tion or other contested matters, or communications among and between members
35 of the legislature and executive officials and their employees, or by state
36 employees while acting in their official capacity or within the course and
37 scope of their employment.

38 (±11) "Lobbyist" includes any person who lobbies.

39 (±12) "Lobbyist's employer" means the person or persons by whom a lob-
40 byist is employed, directly or indirectly, and all persons by whom he is com-
41 pensated for acting as a lobbyist.

42 (±13) "Local government office" means any publicly elected office for
43 any political subdivision of the state or special district that is not a leg-
44 islative, statewide or federal office.

45 (14) "Measure" means any proposal, ~~to be voted statewide,~~ submitted to
46 the people for their approval or rejection at an election, including any ini-
47 tiative, referendum, recall election ~~for statewide or legislative district~~
48 ~~offices,~~ or revision of or amendment to the state constitution. An ini-
49 tiative or referendum proposal shall be deemed a measure when the attorney
50 general, county prosecutor or city attorney, as appropriate, reviews it and

1 gives it a ballot title. A recall shall be deemed a measure upon approval of
2 the recall petition as to form pursuant to section 34-1704, Idaho Code.

3 (~~¶15~~) "Nonbusiness entity" means any group of two (2) or more individu-
4 als, corporation, association, firm, partnership, committee, club or other
5 organization which:

6 (~~1a~~) Does not have as its principal purpose the conduct of business ac-
7 tivities for profit; and

8 (~~2b~~) Received during the preceding or current calendar year contribu-
9 tions, gifts or membership fees, which in the aggregate exceeded ten
10 percent (10%) of its total receipts for such year.

11 (~~¶16~~) "Person" means an individual, corporation, association, firm,
12 partnership, committee, political party, club or other organization or
13 group of persons.

14 (~~¶17~~) "Political committee" means:

15 (~~1a~~) Any person specifically designated to support or oppose any candi-
16 date or measure; or

17 (~~2b~~) Any person who receives contributions and makes expenditures in
18 an amount exceeding five hundred dollars (\$500) in any calendar year
19 for the purpose of supporting or opposing one (1) or more candidates or
20 measures. Any entity registered with the federal election commission
21 shall not be considered a political committee for purposes of this chap-
22 ter.

23 (~~3c~~) A county, district or regional committee of a recognized politi-
24 cal party shall not be considered a political committee for the purposes
25 of this chapter unless such party committee has expenditures exceeding
26 five thousand dollars (\$5,000) in a calendar year.

27 (~~¶18~~) "Political treasurer" means an individual appointed by a candi-
28 date or political committee as provided in section 67-6603, Idaho Code.

29 (~~¶19~~) "Public office" means any local, legislative, judicial or state
30 office or position, state senator, state representative, and judge of the
31 district court that is filled by election but does not include the office of
32 precinct committeeman.

33 (~~20~~) "Social media" means forms of electronic communication, includ-
34 ing websites, applications, or software for social networking or blogging,
35 through which users create a personal profile and participate in online com-
36 munities to share information, ideas, and other content.

37 SECTION 3. That Section 67-6604, Idaho Code, be, and the same is hereby
38 amended to read as follows:

39 67-6604. ACCOUNTS OF POLITICAL TREASURER. (~~a~~1) The political trea-
40 surer for each candidate or political committee shall keep detailed ac-
41 counts, current within not more than seven (7) days after the date of receiv-
42 ing the contribution or making an expenditure, of all contributions received
43 and all expenditures made by or on behalf of the candidate or political com-
44 mittee that are required to be set forth in a statement filed under this act.

45 (~~b~~2) Accounts kept by the political treasurer for a candidate or polit-
46 ical committee may be inspected, before the election to which the accounts
47 refer, by the Secretary of State, or county clerk for local government of-

1 files or measures, or his agent or employee, who is making an investigation
2 pursuant to section 67-6615, Idaho Code.

3 (e3) Accounts kept by a political treasurer shall be preserved by him
4 for at least one (1) year after the date of the election to which the accounts
5 refer or at least one (1) year after the date the last supplemental statement
6 is filed under section 67-6609, 8, Idaho Code, whichever is later.

7 SECTION 4. That Section 67-6607, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 67-6607. REPORTS OF CONTRIBUTIONS AND EXPENDITURES BY CANDIDATES AND
10 POLITICAL COMMITTEES. (a1) The political treasurer for each candidate and
11 the political treasurer of each political committee shall file with the sec-
12 retary of state:

13 ~~(1) Not more than fourteen (14) days and not less than seven (7) days~~
14 ~~before the date of a primary election in which the candidate or polit-~~
15 ~~ical committee is involved, a statement of all contributions received~~
16 ~~and all expenditures or encumbrances made by or on behalf of the candi-~~
17 ~~date or political committee prior to the fifteenth day before the pri-~~
18 ~~mary election;~~

19 ~~(2) Not more than thirty (30) days after the date of a primary election~~
20 ~~in which a candidate or a political committee is involved, a statement~~
21 ~~of all contributions received and all expenditures or encumbrances made~~
22 ~~by or on behalf of the candidate or political committee to cover the pe-~~
23 ~~riod since the fifteenth day before the primary election to and includ-~~
24 ~~ing the tenth day after the primary election;~~

25 ~~(3) For all political committees supporting or opposing measures, a~~
26 ~~statement of all contributions received and all expenditures or encum-~~
27 ~~brances made by or on behalf of the measure or any candidate or made by~~
28 ~~or against the measure or any candidate shall be filed on the same dates~~
29 ~~provided in paragraphs (1), (2), (4), (5) and (6) of this subsection;~~

30 ~~(4) Not later than October 10 immediately preceding a general election~~
31 ~~in which the candidate or political committee is involved, a statement~~
32 ~~of all contributions received and all expenditures or encumbrances made~~
33 ~~by or on behalf of the candidate or political committee since and in-~~
34 ~~cluding the eleventh day after the date of the primary election and to~~
35 ~~and including September 30;~~

36 an itemized statement of all contributions received and all expenditures and
37 encumbrances made by or on behalf of the candidate or political committee
38 since the last contributions, expenditures and encumbrances were reported.

39 A report shall be filed:

40 (a) Monthly for the four (4) months preceding the month for which a can-
41 didate or measure will stand for election and once for the month of the
42 election. Each report shall be filed by the tenth day of the month fol-
43 lowing the month that is being reported.

44 (5b) Not more than fourteen (14) days and not less than seven (7) days
45 before the date of a general November election in which the candidate or
46 political committee is involved, a statement of all contributions re-
47 ceived and all expenditures or encumbrances made by or on behalf of the
48 candidate or political committee since and including October 1 and to

1 and including the sixteenth day before the ~~general~~ November election,
2 together with a cumulative statement showing all such contributions and
3 expenditures or encumbrances to and including the sixteenth day before
4 the ~~general~~ November election; and

5 (c) Monthly for any political committee supporting or opposing an ini-
6 tiative or referendum petition following the issuance of a ballot ti-
7 tle. Each report shall be filed by the tenth day of the month following
8 the month that is being reported.

9 ~~(6) Not more than thirty (30) days after the date of a general election~~
10 ~~in which the candidate or political committee is involved, a statement~~
11 ~~of all contributions received and all expenditures or encumbrances made~~
12 ~~by or on behalf of the candidate or political committee to cover the pe-~~
13 ~~riod since the fifteenth day before the general election to and includ-~~
14 ~~ing the tenth day after the general election.~~

15 (b2) For the first report under this section, the reporting period
16 shall cover the period beginning with the first contribution, expenditure,
17 or encumbrance.

18 (e3) Notwithstanding any other reports required under this section,
19 the political treasurer for each candidate and any political committee shall
20 notify the secretary of state, in writing, of any contribution of one thou-
21 sand dollars (\$1,000) or more, received by the political treasurer after
22 the sixteenth thirtieth day before, but more than forty-eight (48) hours
23 before, any primary or general election. This notification shall be made
24 within forty-eight (48) hours after the receipt of such contribution and
25 shall include the name of the candidate, political committee or measure,
26 the identification of the contributor, and the date of receipt and amount of
27 the contribution. The notification shall be in addition to the reporting of
28 these contributions in the postelection report.

29 (d4) For a All reports required pursuant to this section shall be filed
30 online with the secretary of state shall accept the date of a postmark as the
31 date of receipt except for the seven (7) day preelection reports which must
32 be received by no later than 5:00 p.m. on the seventh day preceding the pri-
33 mary or general election, except as provided in section 67-6623, Idaho Code,
34 by no later than midnight on the date the filing is due.

35 (e5) Any reports required to be filed under the provisions of this sec-
36 tion may also be filed by means of an electronic facsimile transmission ma-
37 chine and may be filed by other electronic means as approved by the secretary
38 of state The political treasurer for a candidate or political committee at
39 the local level is exempt from filing reports under this section unless and
40 until such time as the candidate or political committee receives contribu-
41 tions or expends funds in the amount of five hundred dollars (\$500) or more.
42 Within seven (7) calendar days of the five hundred dollar (\$500) threshold
43 being met, the political treasurer for the candidate or political committee
44 shall file a cumulative report covering the period from the first contribu-
45 tion or expenditure to the current time and shall file all subsequent reports
46 according to this section, regardless of amounts received or expended.

47 SECTION 5. That Section 67-6608, Idaho Code, be, and the same is hereby
48 amended to read as follows:

1 67-6608. DISPOSITION REPORTS OF UNEXPENDED BALANCES OR CAMPAIGN
2 DEBT. ~~(a) If a statement filed under paragraph (3) of subsection (a) of~~
3 ~~section 67-6607, Idaho Code, pertaining to post-general election reports~~
4 ~~or under paragraph (6) of subsection (a) of section 67-6607, Idaho Code,~~
5 ~~shows an unexpended balance of contributions or an expenditure deficit, the~~
6 ~~political treasurer for the candidate for nonstatewide office or political~~
7 ~~committee or measure shall continue to file annual reports on January 31, to~~
8 ~~cover the period since the end of the last report period, to and including the~~
9 ~~last day of the month preceding the month in which the report is filed. If~~
10 ~~a statement filed under paragraph (6) of subsection (a) of section 67-6607,~~
11 ~~Idaho Code, shows an unexpended balance of contributions or an expenditure~~
12 ~~deficit, the political treasurer for the candidate for statewide office~~
13 ~~shall continue to file semiannual reports on January 31 and July 31, to~~
14 ~~cover the period since the end of the last report period, to and including~~
15 ~~the last day of the month preceding the month in which the report is filed.~~
16 ~~Such reports shall be filed until the account shows no unexpended balance of~~
17 ~~contributions or expenditure deficit.~~

18 ~~(b) If a candidate wins nomination, supplemental statements under sub-~~
19 ~~section (a) of this section need not be filed with respect to the nomination~~
20 ~~campaign by the political treasurer of a political committee supporting the~~
21 ~~candidate or by the political treasurer for such candidate, if such politi-~~
22 ~~cal committee continues to function in support of such candidate in the cam-~~
23 ~~paign for the general or special election.~~

24 ~~(c) A political committee which is organized after an election shall~~
25 ~~file reports required by subsection (a) of this section.~~

26 ~~(d) The political treasurer for a candidate who was defeated in the pri-~~
27 ~~mary election and whose post-primary or political committee whose last filed~~
28 ~~report shows an unexpended balance of contributions or a campaign debt,~~
29 ~~shall continue to file semi-annual reports until there is no unexpended bal-~~
30 ~~ance of contributions or no campaign expenditure deficit. Each report shall~~
31 ~~be filed by the tenth day of the month following the period that is being~~
32 ~~reported.~~

33 SECTION 6. That Section 67-6610A, Idaho Code, be, and the same is hereby
34 amended to read as follows:

35 67-6610A. LIMITATIONS ON CONTRIBUTIONS. (1) Except as provided in
36 subsection (2) of this section, aggregate contributions for a primary elec-
37 tion or a general election made by a corporation, political committee, other
38 recognized legal entity or an individual, other than the candidate, ~~to a~~
39 ~~candidate for the state legislature, and political committees organized on~~
40 ~~the candidate's behalf shall be subject to the following limitations:~~

41 (a) Aggregate contributions by a corporation, political committee,
42 other recognized legal entity or individual, other than the candidate,
43 to a candidate or candidate committee for the state legislature, judi-
44 cial office or local government office shall be limited to an amount not
45 to exceed one thousand dollars (\$1,000) for the primary election and
46 an amount not to exceed one thousand dollars (\$1,000) for the general
47 election.

1 **(b)** Aggregate contributions for a primary election or a general elec-
2 tion by a corporation, political committee, other recognized legal
3 entity or an individual, other than the candidate, to a candidate for
4 statewide office and political committees organized on the candidate's
5 behalf shall be limited to an amount not to exceed five thousand dollars
6 (\$5,000) for the primary election and an amount not to exceed five thou-
7 sand dollars (\$5,000) for the general election.

8 (2) Aggregate contributions for a primary election or for a general
9 election made by a county central committee or by the state central committee
10 of the political parties qualified under section 34-501, Idaho Code, to a
11 candidate for the state legislature, and political committees organized
12 on the candidate's behalf shall be limited to an amount not to exceed two
13 thousand dollars (\$2,000) for the primary election and an amount not to
14 exceed two thousand dollars (\$2,000) for the general election. Aggregate
15 contributions for the primary election or the general election by the state
16 central committee of the political parties qualified under section 34-501,
17 Idaho Code, to a candidate for statewide office and political committees or-
18 ganized on the candidate's behalf shall be limited to an amount not to exceed
19 ten thousand dollars (\$10,000) for the primary election and an amount not to
20 exceed ten thousand dollars (\$10,000) for the general election.

21 (3) For purposes of this section "statewide office" shall mean an of-
22 fice in state government which shall appear on the primary or general elec-
23 tion ballot throughout the state.

24 (4) Recall and special elections, for purposes of this section, shall
25 be treated the same as general elections for contribution limits.

26 (5) Contributions other than money or its equivalent are deemed to have
27 a monetary value equivalent to the fair market value of the contribution.
28 Services or property or rights furnished at less than their fair market value
29 for the purpose of assisting any candidate or political committee are deemed
30 a contribution. A contribution of this kind shall be reported as an in-kind
31 contribution at its fair market value and counts toward any applicable con-
32 tribution limit of the contributor. Contributions shall not include the
33 personal services of volunteers.

34 (6) ~~The contribution limits for the state legislature shall apply to~~
35 ~~judicial district offices, city offices and county offices regulated by this~~
36 ~~chapter.~~

37 ~~(7)~~ For the purposes of contribution limits, the following apply:

38 (a) A contribution by a political committee with funds that have all
39 been contributed by one (1) person who exercises exclusive control over
40 the distribution of the funds of the political committee is a contribu-
41 tion by the controlling person.

42 (b) All contributions made by a person or political committee whose
43 contribution or expenditure activity is financed, maintained or con-
44 trolled by a trade association, labor union or collective bargaining
45 organization shall be considered a contribution from such trade associ-
46 ation, labor union or collective bargaining organization.

47 (c) Two (2) or more entities are treated as a single entity if the enti-
48 ties:

- 49 (i) Share the majority of members on their board of directors;
- 50 (ii) Share two (2) or more officers;

- 1 (iii) Are owned or controlled by the same majority shareholder or
- 2 shareholders or persons;
- 3 (iv) Are in a parent-subsidiary relationship; or
- 4 (v) Have bylaws so stating.

5 (~~8~~7) The provisions of this section are hereby declared to be severable
6 and if any provision of this section or the application of such provision to
7 any person or circumstance is declared invalid for any reason, such declara-
8 tion shall not affect the validity of the remaining portions of this section.

9 SECTION 7. That Section 67-6610B, Idaho Code, be, and the same is hereby
10 amended to read as follows:

11 67-6610B. RETIRING DEBT. (1) If a political committee organized on
12 behalf of a candidate has unpaid debt at the end of the reporting periods
13 specified in section 67-6607(a)(2) ~~or 67-6607(a)(6)~~, Idaho Code, then the
14 committee may accept additional contributions to retire such unpaid debt,
15 provided the contributions do not exceed the applicable contribution limits
16 prescribed.

17 (2) For the purposes of this section "unpaid debt" means any unpaid
18 monetary obligation incurred by the political committee as listed on the
19 reports filed through the postelection report period minus any cash balance
20 reported on the postelection report. Outstanding loans are considered a
21 type of "unpaid debt."

22 SECTION 8. That Section 67-6611, Idaho Code, be, and the same is hereby
23 amended to read as follows:

24 67-6611. INDEPENDENT EXPENDITURES. (1) Each person who makes inde-
25 pendent expenditures in an aggregate amount exceeding one hundred dollars
26 (\$100) in support of or in opposition to any one (1) candidate, political
27 committee or measure, shall file a statement of the expenditure with the
28 secretary of state.

29 (2) Statements shall be filed with the secretary of state, ~~not less than~~
30 ~~seven (7) days prior to the primary and general election and thirty (30) days~~
31 ~~after the primary and general election by the tenth day of the month follow-~~
32 ing the month during which an expenditure was made.

33 (3) The statement shall contain the following information:

34 (a) the name and address of any person to whom an expenditure in excess
35 of fifty dollars (\$50.00) has been made by any such person in support of
36 or in opposition to any such candidate or issue during the reporting pe-
37 riod, together with the amount, date and purpose of each such expendi-
38 ture; ~~and~~

39 (b) the total sum of all expenditures made in support of or in opposition
40 to any such candidate or measure;

41 (c) the identification of each person who made an aggregate contribu-
42 tion in excess of two hundred dollars (\$200) to the person during the
43 calendar year, together with the date and amount of each contribution;
44 and

1 (d) the identification of each person who made a contribution in ex-
2 cess of fifty dollars (\$50) to the person filing the statement, which
3 was made for the purpose of furthering an independent expenditure.
4 (4) In addition to the requirements ~~set forth in subsections (1) and (2)~~
5 of this section, each person who makes independent expenditures in an aggre-
6 gate amount of one thousand dollars (\$1,000) or more ~~after the sixteenth day~~
7 ~~before, but more than forty-eight (48) hours before,~~ any primary or general
8 election, shall file a written statement of the expenditure with the secre-
9 tary of state ~~not more than~~ within forty-eight (48) hours from the time of
10 such expenditure. The statement shall include the information required in
11 subsection (3) of this section.

12 SECTION 9. That Section 67-6615, Idaho Code, be, and the same is hereby
13 amended to read as follows:

14 67-6615. INSPECTION BY SECRETARY OF STATE AND COUNTY CLERKS. (1) It
15 is the intent of the legislature to consolidate filings for all offices and
16 measures in a central online database established by the secretary of state.
17 (2) The Secretary of State shall inspect each statement filed in his of-
18 fice under this act pursuant to this chapter for statewide, legislative and
19 judicial district offices or measures, and the county clerk shall inspect
20 each statement filed for all local government offices or measures for which
21 the county is the home county, as defined in section 34-1401, Idaho Code,
22 within two (2) days after the date it is filed. He shall notify a person re-
23 quired to file a statement under this act immediately if:
24 (a) It appears that the person has failed to file a statement as re-
25 quired by law or that a statement filed by the person does not conform to
26 law; or
27 (b) a written complaint is filed with the Secretary of State or county
28 clerk by any registered voter alleging that a statement filed with the
29 Secretary of State does not conform to law or to the truth or that a per-
30 son has failed to file a statement required by law.

31 SECTION 10. That Section 67-6616, Idaho Code, be, and the same is hereby
32 amended to read as follows:

33 67-6616. EXAMINATION OF STATEMENTS. Within three (3) months after the
34 date of each election, the Secretary of State shall examine such statement
35 filed ~~with his office under this act pursuant to this chapter for statewide,~~
36 legislative and judicial district offices or measures, and the county clerk
37 shall inspect each statement filed for all local government offices or mea-
38 asures for which the county is the home county, as defined in section 34-1401,
39 Idaho Code; and referring to the election, to determine whether the state-
40 ment conforms to law. Such examinations shall include a comparison of re-
41 ports and statements received by the Secretary of State pursuant to sections
42 67-6607--67-6609, 67-6611, and 67-6614, Idaho Code. The Secretary of State
43 or county clerk may require any person to answer in writing and under oath or
44 affirmation any question within the knowledge of that person concerning the
45 source of any contribution.

1 SECTION 11. That Section 67-6623, Idaho Code, be, and the same is hereby
2 amended to read as follows:

3 67-6623. DUTIES OF SECRETARY OF STATE AND COUNTY CLERKS. (1) The sec-
4 retary of state and each county clerk is charged with enforcement of the pro-
5 visions of this act, ~~and.~~

6 (2) ~~±~~In addition to duties otherwise prescribed herein, it shall be his
7 the duty of the secretary of state:

8 (1a) ~~To prescribe forms for statements and other information required~~
9 ~~to be filed by this act, and to furnish such forms and instruction manual~~
10 ~~to persons required to file such statements and information;~~

11 (2b) ~~To make statements and other information filed with him available~~
12 ~~for public inspection and copying during regular office hours, and to~~
13 ~~make copying facilities available at a charge not to exceed actual cost;~~

14 (3c) ~~To preserve such statements and other information for a period of~~
15 ~~four (4) years from date of receipt;~~

16 (4d) With respect to statewide, legislative and judicial district of-
17 ices and measures, t~~To make investigations with respect to of~~
18 ~~statements filed under the provisions of this act, and with respect to al-~~
19 ~~leged failures to file any statement required under the provisions of~~
20 ~~this act, and upon complaint by any person with respect to alleged vio-~~
21 ~~lations of any part of this act;~~

22 (5e) ~~To report suspected violations of law to the appropriate law en-~~
23 ~~forcement authorities;~~

24 (6f) ~~To prescribe and publish rules in accordance with the provisions~~
25 ~~of chapter 52, title 67, Idaho Code, and to take such other actions as~~
26 ~~may be appropriate to carry out the provisions of this act;~~

27 (7g) ~~To require and prescribe methods for the filing of reports in an~~
28 ~~electronic format to ensure the prompt filing of reports with county~~
29 ~~clerks, city clerks and clerks of special districts. The receiving au-~~
30 ~~thority may, on an individual basis, grant a hardship waiver and accept~~
31 ~~a report required by this chapter in another format specified by the~~
32 ~~secretary of state.~~

33 ~~(8) To require and prescribe methods for the online filing of reports~~
34 ~~with the secretary of state to ensure prompt publication of reports on~~
35 ~~the secretary of state's website online database established by the~~
36 ~~secretary of state's office for the filing and publication of all re-~~
37 ~~ports required pursuant to this chapter. The online database shall~~
38 ~~accommodate the filings of all state and local government candidates,~~
39 ~~political committees, measures and lobbyists. The online database~~
40 ~~shall be accessible on the secretary of state's website and be search-~~
41 ~~able by the public by address, candidate, committee, contribution,~~
42 ~~contributor, date, expense, office, party, purpose and any other con-~~
43 ~~tent deemed appropriate by the secretary of state. The secretary of~~
44 ~~state may, on an individual basis, grant a hardship waiver and accept a~~
45 ~~report required by this chapter in another format specified by the sec-~~
46 ~~retary of state, which will be entered into the online database by the~~
47 ~~secretary of state within three (3) days of filing.~~

48 (3) It shall be the duty of the county clerk with respect to all local
49 government offices or measures for which the county is the home county, as

1 defined in section 34-1401, Idaho Code, to make investigations of statements
 2 required to be filed under this chapter, of alleged failures to file any re-
 3 quired statement, and of any complaint filed by any person of an alleged vi-
 4 olation of any part of this chapter with respect to local government offices
 5 or measures in his county. The county clerk shall report any suspected vio-
 6 lations of this chapter pertaining to a local government office or measure to
 7 the county prosecutor.

8 SECTION 12. That Section 67-6625A, Idaho Code, be, and the same is
 9 hereby amended to read as follows:

10 67-6625A. LATE FILING OF STATEMENT OR REPORT -- FEES. (1) If any person
 11 fails to file a report or statement required under this chapter on or before
 12 a specified date, he shall be liable to the secretary of state for deposit in
 13 the general fund in an the amount of fifty dollars (\$50.00) per day beginning
 14 immediately after the deadline until the statement or report is filed, to
 15 the secretary of state. Liability need not be enforced by t The secretary
 16 of state if on an impartial basis he determines that the late filing was not
 17 willful and that enforcement of the liability will not further the purposes
 18 of the act, except that no liability shall be waived if a statement or report
 19 is not filed within five (5) days after receiving written notice of the fil-
 20 ing requirement from the secretary of state or the county clerk shall notify
 21 the person and his treasurer, if any, that a fine has been assessed and will
 22 continue to accrue until the report or statement has been filed. The noti-
 23 fication shall be made by telephone or electronic means within twenty-four
 24 (24) hours of the missed filing deadline.

25 (2) The remedy provided in this section is cumulative and does not ex-
 26 clude any other remedy or penalty prescribed in section 67-6625, Idaho Code.

27 SECTION 13. That Section 67-6626, Idaho Code, be, and the same is hereby
 28 amended to read as follows:

29 67-6626. INJUNCTIONS. The district courts of this state shall have
 30 original jurisdiction to issue injunctions to enforce the provisions of this
 31 act upon application by any citizen of this state ~~or~~, by the Secretary of
 32 State or by the county clerk. The court may in its discretion require the
 33 citizen plaintiff to file a written complaint with the Secretary of State
 34 or county clerk prior to seeking injunctive relief. A successful plaintiff
 35 is entitled to be reimbursed for reasonable costs of litigation, including
 36 reasonable attorney's fees by the person or persons named defendant in said
 37 injunctive action. A successful defendant is entitled to be reimbursed for
 38 reasonable costs of litigation, including reasonable attorney's fees if the
 39 court determines that plaintiff's action was without substantial merit.

40 SECTION 14. That Section 67-6628, Idaho Code, be, and the same is hereby
 41 amended to read as follows:

42 67-6628. ELECTIONEERING COMMUNICATIONS -- STATEMENTS. (1) Any per-
 43 son who ~~conducts or transmits any~~ incurs costs in an aggregate amount exceed-
 44 ing one hundred dollars (\$100) when making an electioneering communication

1 shall be required to file a statement ~~on a form provided by~~ with the secre-
2 tary of state. Contents of the statement shall include the amount spent on
3 such communications, the name and address of the person, and the names and
4 addresses of any persons who contribute fifty dollars (\$50.00) or more to any
5 person described in this section. The statement shall be filed by the tenth
6 day of the month following the month during which the expenditure was made.

7 ~~(2) Any person that incurs costs in excess of one hundred dollars (\$100)~~
8 ~~when making an electioneering communication shall file a statement in accor-~~
9 ~~dance with the time limits established by section 67-6611(2), Idaho Code.~~

10 ~~(3)~~ In addition to the requirements of subsection ~~(2)~~ (1) of this section,
11 any person that incurs costs in an aggregate amount of one thousand dollars
12 (\$1,000) or more when making an electioneering communication shall file a
13 statement as provided in subsection (1) of this section within forty-eight
14 (48) hours of incurring the costs for such communication.

15 (3) Every electioneering communication shall contain an authority line
16 that states the name of the candidate, political committee, or other person
17 responsible for the communication.

18 (4) All information required by this section to be on an electioneering
19 communication shall appear in a font size and type that is plainly legible.

20 SECTION 15. That Section 1-2220A, Idaho Code, be, and the same is hereby
21 repealed.

22 SECTION 16. That Section 31-2012, Idaho Code, be, and the same is hereby
23 repealed.

24 SECTION 17. That Section 33-503, Idaho Code, be, and the same is hereby
25 amended to read as follows:

26 33-503. ELECTION OF TRUSTEES -- UNIFORM DATE. (1) The election of
27 school district trustees including those in charter districts shall be on
28 the Tuesday following the first Monday in November in odd-numbered years.
29 Notice and conduct of the election, and the canvassing of the returns shall
30 be as provided in chapter 14, title 34, Idaho Code. In each trustee zone, the
31 person receiving the greatest number of votes cast within his zone shall be
32 declared by the board of trustees as the trustee elected from that person's
33 zone.

34 (2) If any two (2) or more persons residing in the same trustee zone have
35 an equal number of votes and a greater number than any other nominee residing
36 in that zone, then the board of trustees shall determine the winner by a toss
37 of a coin.

38 ~~(3) The provisions of sections 67-6601 through 67-6616, Idaho Code, and~~
39 ~~sections 67-6623 through 67-6630, Idaho Code, shall apply to all elections~~
40 ~~of school district trustees, except for elections of trustees in a school~~
41 ~~district that has fewer than five hundred (500) students. Provided however,~~
42 ~~the county clerk shall stand in place of the secretary of state and the county~~
43 ~~prosecutor shall stand in place of the attorney general. Any report or fil-~~
44 ~~ing required to be filed by or for a candidate by such Idaho Code sections~~
45 ~~shall be filed with the county clerk of the county wherein the district lies~~

1 ~~or, in the case of a joint district, with the county clerk of the home county~~
2 ~~as designated pursuant to section 33-304, Idaho Code.~~

3 (4) Incumbent trustees as of the effective date of this act shall have
4 their terms expire on January 1 following the November election of their suc-
5 cessors.

6 SECTION 18. That Section 33-2106, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 33-2106. TRUSTEES OF COMMUNITY COLLEGE DISTRICTS. (1) The board of
9 trustees of each community college district shall consist of five (5) elec-
10 tors who shall reside in a different trustee zone from each other and who
11 shall be appointed or elected as provided in this section.

12 (a) Immediately following the establishment of a new community college
13 district, the state board of education shall divide the district into
14 five (5) trustee zones, which shall be as nearly equal in population as
15 practicable. If a community college district is situated within two (2)
16 or more counties, and any one (1) of the counties has sufficient popula-
17 tion to warrant at least one (1) zone, then the boundaries of a trustee
18 zone shall be located wholly within the boundaries of such county. The
19 state board shall also appoint the members of the first board who shall
20 serve until the election and qualification of their successors.

21 (b) At the first election of trustees after the creation of a district,
22 five (5) trustees shall be elected: two (2) for terms of two (2) years
23 each, and three (3) for terms of four (4) years each. Thereafter the
24 successors of persons so elected shall be elected for terms of four (4)
25 years.

26 (c) Excluding any first election of trustees after the creation of a
27 district, at any other election of trustees held in 2008, and in each
28 trustee election thereafter, trustees shall be elected to terms of four
29 (4) years. If more than two (2) trustee positions are eligible for elec-
30 tion in 2008, one (1) trustee shall be elected to a term of four (4) years
31 and two (2) trustees shall be elected to a term of six (6) years. There-
32 after the successors of persons so elected in 2008 shall be elected for
33 terms of four (4) years.

34 (d) The expiration of any term shall be at the regular meeting of the
35 trustees next following the election for the successor terms.

36 (2) Elections of trustees of community college districts shall be bi-
37 ennially, in even-numbered years, and shall be held on a date authorized
38 in section 34-106, Idaho Code. Vacancies on the board of trustees shall be
39 filled by appointment by the remaining members, but if by reason of vacancies
40 there remain on the board less than a majority of the required number of mem-
41 bers, appointment to fill such vacancies shall be made by the state board of
42 education. Any person so appointed must reside in the trustee zone where the
43 vacancy occurs and shall serve until the next trustee election, at which time
44 his successor shall be elected for the unexpired term. The trustees shall
45 take and subscribe the oath of office required in the case of state officers
46 and said oath shall be filed with the secretary of state.

1 (3) Notice of the election, the conduct thereof, the qualification of
2 electors and the canvass of returns shall be as prescribed in chapter 14, ti-
3 tle 34, Idaho Code.

4 (4) All eligible electors within a community college district may vote
5 for candidates in each and every zone. An individual who is a candidate for
6 a specific zone of the community college district must reside in that same
7 specific zone, and the candidate in each zone receiving the largest number
8 of votes from the district shall be declared elected. An individual shall
9 be a candidate for a specific position of the board and each candidate must
10 declare which position he seeks on the board of trustees. If it be necessary
11 to resolve a tie between two (2) or more persons, the board of trustees shall
12 determine by lot which thereof shall be declared elected. The clerk of the
13 board shall promptly notify any person by mail of his election, enclosing a
14 form of oath to be subscribed by him as herein provided.

15 (5) When elections held pursuant to this section coincide with other
16 elections held by the state of Idaho or any subdivision thereof, or any mu-
17 nicipality or school district, the board of trustees may make agreement with
18 the body holding such election for joint boards of election and the payment
19 of fees and expenses of such boards of election on such proportionate basis
20 as may be agreed upon.

21 (6) At its first meeting following the appointment of the first board of
22 trustees, and at the first regular meeting following any community college
23 trustee election, the board shall organize, and shall elect one (1) of its
24 members chairman, one (1) a vice-chairman; and shall elect a secretary and
25 a treasurer, who may be members of the board; or one (1) person to serve as
26 secretary and treasurer, who may be a member of the board.

27 ~~(7) The provisions of sections 67-6601 through 67-6616, Idaho Code, and~~
28 ~~sections 67-6623 through 67-6630, Idaho Code, are hereby made applicable to~~
29 ~~all community college trustee elections. Provided however, that the county~~
30 ~~clerk shall stand in place of the secretary of state and the county prosecu-~~
31 ~~tor shall stand in place of the attorney general. Any report or filing re-~~
32 ~~quired to be filed by or for a candidate by such sections of Idaho Code shall~~
33 ~~be filed with the county clerk of the county where such candidate resides.~~

34 ~~(8)~~ The board shall set a given day of a given week in each month as its
35 regular meeting time. Three (3) members of the board shall constitute a quo-
36 rum for the transaction of official business.

37 ~~(98)~~ The authority of trustees of community college districts shall be
38 limited in the manner prescribed in section 33-507, Idaho Code.

39 ~~(109)~~ Any decision of the state board of education issued pursuant to
40 chapter 21, title 33, Idaho Code, may be appealed to the district court of
41 any county in which the district or proposed district lies or shall lie. The
42 pleadings and other papers shall be filed not more than sixty (60) days after
43 notice of the order appealed and service of two (2) copies thereof shall be
44 made upon the state board of education.

45 SECTION 19. That Section 40-1417, Idaho Code, be, and the same is hereby
46 repealed.

47 SECTION 20. That Section 50-420, Idaho Code, be, and the same is hereby
48 repealed.

DRAFT

DRKMF036

18

1 SECTION 21. That Section 67-4931, Idaho Code, be, and the same is hereby
2 repealed.