

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 613

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO ELECTIONS; AMENDING CHAPTER 4, TITLE 33, IDAHO CODE, BY THE  
2 ADDITION OF A NEW SECTION 33-406, IDAHO CODE, TO PROVIDE THAT CER-  
3 TAIN REPORTING REQUIREMENTS APPLY TO ALL ELECTIONS OF SCHOOL DISTRICT  
4 TRUSTEES, TO PROVIDE AN EXCEPTION AND TO PROVIDE THAT CERTAIN REPORTS  
5 SHALL BE FILED WITH CERTAIN PERSONS; AND AMENDING SECTION 33-503, IDAHO  
6 CODE, TO REMOVE CERTAIN REPORTING REQUIREMENTS.  
7

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

9 SECTION 1. That Chapter 4, Title 33, Idaho Code, be, and the same is  
10 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
11 ignated as Section 33-406, Idaho Code, and to read as follows:

12 33-406. ELECTIONS OF SCHOOL DISTRICT TRUSTEES -- REPORTING. The  
13 provisions of sections 67-6601 through 67-6616, Idaho Code, and sections  
14 67-6623 through 67-6630, Idaho Code, shall apply to all elections of school  
15 district trustees, except for elections of trustees in a school district  
16 that has fewer than five hundred (500) students. All school district mea-  
17 sures, including school district recalls, bonds and levies, shall be subject  
18 to the provisions of this section. Provided however, the county clerk shall  
19 stand in place of the secretary of state and the county prosecutor shall  
20 stand in place of the attorney general. Any report or filing required to be  
21 filed by or for a candidate by such Idaho Code sections shall be filed with  
22 the county clerk of the county wherein the district lies or, in the case of a  
23 joint district, with the county clerk of the home county as designated pur-  
24 suant to section 33-304, Idaho Code.

25 SECTION 2. That Section 33-503, Idaho Code, be, and the same is hereby  
26 amended to read as follows:

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

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

37 ~~(3) The provisions of sections 67-6601 through 67-6616, Idaho Code, and~~  
38 ~~sections 67-6623 through 67-6630, Idaho Code, shall apply to all elections~~  
39 ~~of school district trustees, except for elections of trustees in a school~~  
40 ~~district that has fewer than five hundred (500) students. Provided however,~~

1 ~~the county clerk shall stand in place of the secretary of state and the county~~  
2 ~~prosecutor shall stand in place of the attorney general. Any report or fil-~~  
3 ~~ing required to be filed by or for a candidate by such Idaho Code sections~~  
4 ~~shall be filed with the county clerk of the county wherein the district lies~~  
5 ~~or, in the case of a joint district, with the county clerk of the home county~~  
6 ~~as designated pursuant to section 33-304, Idaho Code.~~