

IN THE SENATE

SENATE BILL NO. 1248

BY LOCAL GOVERNMENT AND TAXATION COMMITTEE

AN ACT

1 RELATING TO WATER AND SEWER DISTRICTS; AMENDING SECTION 42-3209, IDAHO CODE,
2 TO REVISE PROVISIONS REGARDING COMPENSATION AND TO MAKE TECHNICAL COR-
3 RECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.
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5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 42-3209, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 42-3209. ORGANIZATION OF BOARD -- ACCOUNTS OF TREASURER -- COMPENSA-
9 TION OF MEMBERS -- ANNUAL AUDIT -- REMOVAL OF DIRECTORS. After taking oath
10 and filing bonds, the board shall choose one (1) of its members as chair-
11 man of the board and president of the district, and shall elect a secretary
12 and a treasurer of the board and of the district, who may or may not be mem-
13 bers of the board. The secretary and the treasurer may be one person. Such
14 board shall adopt a seal and the secretary shall keep, in a well-bound book,
15 a record of all its proceedings, minutes of all meetings, certificates, con-
16 tracts, bonds given by employees and all corporate acts, which shall be open
17 to inspection of all owners of real property in the district, as well as to
18 all other interested parties.

19 The treasurer shall keep strict and accurate accounts of all money
20 received by and disbursed for and on behalf of the district, in permanent
21 records. He shall file with the clerk of the court, at the expense of the
22 district, a corporate fidelity bond in an amount not less than five thousand
23 dollars (\$5,000), conditioned on the faithful performance of the duties of
24 his office.

25 Each member of the board shall receive as compensation for his service a
26 sum not in excess of one hundred fifty dollars (~~\$1500~~) per meeting, payable
27 monthly. No member of the board shall receive any compensation as an em-
28 ployee of the district or otherwise, other than that herein provided, and no
29 member of the board shall be interested in any contract or transaction with
30 the district except in his official representative capacity.

31 It shall be the duty of the board of directors to cause an audit to be
32 made of all financial affairs of the district during each year ending Novem-
33 ber 30~~th~~ as required in section 67-450B, Idaho Code.

34 The court having jurisdiction of the district shall have the power to
35 remove directors for cause shown, on petition, notice and hearing.

36 SECTION 2. An emergency existing therefor, which emergency is hereby
37 declared to exist, this act shall be in full force and effect on and after
38 July 1, 2022.