

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 514

BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO THE FISH AND GAME COMMISSION; AMENDING SECTION 36-102, IDAHO
CODE, TO REMOVE PROVISIONS REGARDING POLITICAL PARTY AFFILIATION.

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

SECTION 1. That Section 36-102, Idaho Code, be, and the same is hereby
amended to read as follows:

36-102. IDAHO FISH AND GAME COMMISSION. (a) Creation. There is hereby
created the Idaho fish and game commission. The department of fish and game
of the state of Idaho is hereby placed under the supervision, management and
control of said Idaho fish and game commission, hereinafter referred to as
the commission or as said commission.

(b) Membership -- Appointment -- Qualifications. The commission shall
consist of seven (7) members, to be appointed by the governor of the state
of Idaho, who shall hold office during the pleasure of the governor and who
shall be subject to removal by him. The selection and appointment of said
members shall be made solely upon consideration of the welfare and best in-
terests of fish and game in the state of Idaho, and no person shall be ap-
pointed a member of said commission unless he shall be well informed upon,
and interested in, the subject of wildlife conservation and restoration. No
member shall hold any other elective or appointive office, state, county or
municipal, or any office in any political party organization. ~~Not more than
four (4) of the members of said commission shall at any time belong to the
same political party.~~ Each of the members of said commission shall be a cit-
izen of the United States, and of the state of Idaho, and a bona fide resident
of the region from which he is appointed as hereinafter set forth. Said mem-
bers so appointed shall act and assume full powers and duties upon appoint-
ment, as herein provided, but such appointments shall be subject to confir-
mation by the senate at its next session.

(c) Creation of Regions. For the purpose of this act, the state of Idaho
is divided into seven (7) regions, which shall be named:

(1) Panhandle region to consist of the counties of Boundary, Bonner,
Kootenai, Shoshone and Benewah;

(2) Clearwater region to consist of the counties of Latah, Clearwater,
Nez Perce, Lewis and Idaho;

(3) Southwestern region to consist of the counties of Adams, Valley,
Washington, Payette, Gem, Boise, Canyon, Ada, Elmore and Owyhee;

(4) Magic Valley region to consist of the counties of Camas, Blaine,
Gooding, Lincoln, Minidoka, Jerome, Twin Falls and Cassia;

(5) Southeastern region to consist of the counties of Bingham, Power,
Bannock, Caribou, Oneida, Franklin and Bear Lake;

(6) Upper Snake River region to consist of the counties of Clark, Fre-
mont, Butte, Jefferson, Madison, Teton and Bonneville;

1 (7) Salmon region to consist of the counties of Lemhi and Custer.

2 Each of the above enumerated regions shall, at all times, be represented
3 by one (1) member of the commission, appointed from said region by the gover-
4 nor.

5 (d) Terms of Office.

6 (1) Except as provided in paragraph (2) of this subsection, the mem-
7 bers of said commission shall be appointed for a term of four (4) years;
8 provided, that in the case of the death of any commissioner, or his re-
9 moval from office as hereinbefore provided, the governor shall appoint
10 a successor from the same region for the unexpired term. Beginning in
11 1999 and thereafter, the term of each member shall expire on June 30.
12 The term of any member which would otherwise expire prior to June 30
13 shall be extended to June 30. No member shall serve more than two (2)
14 terms, except that a member appointed to fill an unexpired term may be
15 appointed to two (2) additional, full terms. Members serving on the ef-
16 fective date of this act shall be eligible to complete the term they are
17 then serving, and shall thereafter be governed by the provisions of this
18 subsection limiting the length of any additional terms to four (4) years
19 and the number of terms to two (2).

20 (2) In appointing successors for the members whose terms expire in
21 1999, the governor shall designate two (2) members to be appointed for a
22 term of three (3) years and two (2) members to be appointed for a term of
23 four (4) years. Successors to the members appointed for a term of three
24 (3) years shall be appointed for a term of four (4) years thereafter.

25 (e) Oath of Office -- Bond. Each commissioner shall, before entering
26 upon his official duties, take and subscribe to the official oath, in writ-
27 ing, as provided by section 59-401, Idaho Code, ~~to which said official oath~~
28 ~~there shall be added a declaration as to the name of the political party to~~
29 ~~which such commissioner belongs,~~ and said commissioner shall be bonded to
30 the state of Idaho in the time, form, and manner prescribed by chapter 8, ti-
31 tle 59, Idaho Code.

32 (f) Compensation and Reimbursement for Expenses. Each member of the
33 commission shall be compensated as provided by section 59-509(h), Idaho
34 Code. All such compensation and expenses shall be paid from the fish and game
35 account.

36 (g) Quorum. A majority of the commissioners shall constitute a quorum
37 for the transaction of any business, for the performance of any duty, or for
38 the exercise of any power.

39 (h) Office and Supplies. The commission shall have its principal
40 office in Ada county and is authorized to purchase supplies, equipment,
41 printed forms, and notices, and to issue such publications as may be neces-
42 sary.