

IN THE SENATE

SENATE BILL NO. 1259

BY AGRICULTURAL AFFAIRS COMMITTEE

AN ACT

1 RELATING TO THE IDAHO DAIRY PRODUCTS COMMISSION; AMENDING SECTION 25-3102,
2 IDAHO CODE, TO REMOVE PROVISIONS REGARDING EX OFFICIO MEMBERS OF THE
3 COMMISSION; AND AMENDING SECTION 25-3107, IDAHO CODE, TO REVISE PROVI-
4 SIONS REGARDING NOMINATING COMMITTEES, TO REVISE A PROVISION REGARDING
5 PETITIONS FOR NOMINATION OF PRODUCER MEMBERS, TO PROVIDE THAT BALLOTS
6 FOR ELECTING MEMBERS WILL BE MAILED BY THE COMMISSION AND TO MAKE TECH-
7 NICAL CORRECTIONS.
8

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

10 SECTION 1. That Section 25-3102, Idaho Code, be, and the same is hereby
11 amended to read as follows:

12 25-3102. DAIRY PRODUCTS COMMISSION -- ESTABLISHMENT -- MEMBERS. ~~(1)~~
13 There is hereby created and established in the department of self-govern-
14 ing agencies the "Idaho dairy products commission" to be composed of nine (9)
15 producer members, three (3) from each of the three (3) commission districts
16 referred to in section 25-3104, Idaho Code, who shall be elected by the pro-
17 ducers of said districts as hereinafter set forth, and they shall hold office
18 for a term of three (3) years.

19 ~~(2) The dean of the college of agricultural and life sciences, univer-~~
20 ~~sity of Idaho, or his duly authorized representative, and a duly authorized~~
21 ~~representative of the Idaho milk processors association, shall be ex officio~~
22 ~~members without vote of the commission.~~

23 SECTION 2. That Section 25-3107, Idaho Code, be, and the same is hereby
24 amended to read as follows:

25 25-3107. PRODUCER MEMBERS -- NOMINATIONS -- ELECTIONS. Producer mem-
26 bers of the commission shall be nominated and elected by producers within
27 the district that such producer members represent in the year in which a
28 commission member's term shall expire. Such producer members receiving
29 the largest number of the votes cast in the respective districts which they
30 represent shall be elected. The election shall be by secret mail ballot and
31 under the supervision of the department.

32 Nomination for candidates to be elected to the commission shall be con-
33 ducted by a nominating committee consisting of at least one (1) Idaho dairy
34 products commission board member from each district. A commissioner who is
35 up for reelection shall not serve on the committee. Thirty (30) days prior
36 to the date of election, the commission shall select a nominating committee
37 from the district, which in turn will present the names of three (3) quali-
38 fied nominees; at least one (1) and not more than three (3) qualified names
39 per district to be placed on the ballot. In addition thereto, producer
40 members of the commission may be nominated by a petition of nomination signed

1 by not less than ~~twenty-five~~ ten (2510) active producers, each of whom shall
2 reside in the district wherein the nominee resides, and the names of all
3 such nominees nominated by petition shall be presented to the department not
4 later than ~~the first day of~~ May 1 of the year in which the election for such
5 district is to be held.

6 Ballots for electing members to the commission will be mailed by the
7 ~~department~~ commission to all eligible producers no later than May 15 in dis-
8 tricts where elections are to be held and such ballots to be valid shall be
9 returned postmarked no later than May 31 of the year mailed to the depart-
10 ment.

11 All costs and expenses of the department shall be paid by the commis-
12 sion. All materials and other necessary supplies shall be provided to the
13 department at its request.