

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 296

BY WAYS AND MEANS COMMITTEE

AN ACT

1 RELATING TO INITIATIVES; AMENDING SECTION 34-1802, IDAHO CODE, AS AMENDED  
2 IN SECTION 2 OF SENATE BILL NO. 1159, AS AMENDED, AS ENACTED BY THE FIRST  
3 REGULAR SESSION OF THE SIXTY-FIFTH IDAHO LEGISLATURE, TO REVISE THE  
4 TIME FOR GATHERING AND SUBMITTING SIGNATURES FOR AN INITIATIVE PETI-  
5 TION; AMENDING SECTION 34-1805, IDAHO CODE, AS AMENDED IN SECTION 4  
6 OF SENATE BILL NO. 1159, AS AMENDED, AS ENACTED BY THE FIRST REGULAR  
7 SESSION OF THE SIXTY-FIFTH IDAHO LEGISLATURE, TO REVISE THE NUMBER OF  
8 LEGISLATIVE DISTRICTS FROM WHICH A CERTAIN NUMBER OF SIGNATURES MUST BE  
9 OBTAINED; PROVIDING SEVERABILITY; AND DECLARING AN EMERGENCY.  
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11 Be It Enacted by the Legislature of the State of Idaho:

12 SECTION 1. That Section 34-1802, Idaho Code, as amended in Section 2 of  
13 Senate Bill No. 1159, As Amended, as enacted by the First Regular Session of  
14 the Sixty-fifth Idaho Legislature, be, and the same is hereby amended to read  
15 as follows:

16 34-1802. INITIATIVE PETITIONS -- TIME FOR GATHERING SIGNATURES --  
17 TIME FOR SUBMISSION OF SIGNATURES TO THE COUNTY CLERK -- TIME FOR FILING. (1)  
18 Except as provided in section 34-1804, Idaho Code, petitions for an initia-  
19 tive shall be circulated and signatures obtained beginning upon the date  
20 that the petitioners have received both the fiscal impact statement from the  
21 division of financial management and the official ballot title from the sec-  
22 retary of state and extending ~~one hundred eighty (180)~~ two hundred seventy  
23 (270) days from that date, or April 30 of the year of the next general elec-  
24 tion, whichever occurs earlier. The last day for circulating petitions and  
25 obtaining signatures shall be the last day of April in the year an election  
26 on the initiative will be held.

27 (2) The person or persons or organization or organizations under whose  
28 authority the measure is to be initiated shall submit the petitions contain-  
29 ing signatures to the county clerk for verification pursuant to the provi-  
30 sions of section 34-1807, Idaho Code. The signatures required shall be sub-  
31 mitted to the county clerk not later than the close of business on the first  
32 day of May in the year an election on the initiative will be held, or ~~one hun-~~  
33 ~~dred eighty (180)~~ two hundred seventy (270) days from the date the petitioner  
34 receives the official ballot title from the secretary of state, whichever is  
35 earlier.

36 (3) The county clerk shall, within sixty (60) calendar days of the dead-  
37 line for the submission of the signatures, verify the signatures contained  
38 in the petitions, but in no event shall the time extend beyond the last day of  
39 June in the year an election on the initiative will be held.

40 (4) Initiative petitions with the requisite number of signatures at-  
41 tached shall be filed with the secretary of state not less than four (4)  
42 months before the election at which they are to be voted upon.

1 SECTION 2. That Section 34-1805, Idaho Code, as amended in Section 4 of  
2 Senate Bill No. 1159, As Amended, as enacted by the First Regular Session of  
3 the Sixty-fifth Idaho Legislature, be, and the same is hereby amended to read  
4 as follows:

5 34-1805. SPONSORS TO PRINT PETITION -- NUMBER OF SIGNERS RE-  
6 QUIRED. (1) After the form of the initiative or referendum petition has been  
7 approved by the secretary of state as provided in sections 34-1801A through  
8 34-1822, Idaho Code, the same shall be printed by the person or persons or  
9 organization or organizations under whose authority the measure is to be re-  
10 ferred or initiated and circulated in the legislative districts of the state  
11 for the signatures of legal voters.

12 (2) Before such petitions shall be entitled to final filing and consid-  
13 eration by the secretary of state, there shall be affixed thereto the signa-  
14 tures of legal voters equal in number to not less than ten percent (10%) of  
15 the qualified electors at the time of the last general election in ~~each of~~  
16 at least ~~thirty-two (32)~~ two-thirds (2/3) of the legislative districts; pro-  
17 vided however, the total number of signatures shall be equal to or greater  
18 than ten percent (10%) of the qualified electors of the state at the time of  
19 the last general election.

20 SECTION 3. SEVERABILITY. The provisions of this act are hereby declared  
21 to be severable and if any provision of this act or the application of such  
22 provision to any person or circumstance is declared invalid for any reason,  
23 such declaration shall not affect the validity of the remaining portions of  
24 this act.

25 SECTION 4. An emergency existing therefor, which emergency is hereby  
26 declared to exist, this act shall be in full force and effect on and after its  
27 passage and approval.