



STATE OF IDAHO

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JIM JONES  
ATTORNEY GENERAL

December 19, 1989

The Honorable Mike Blackbird  
State Senator, District 4  
1606 Fairmont Loop  
Coeur D'Alene, ID 83814

THIS CORRESPONDENCE IS A LEGAL GUIDELINE OF THE  
ATTORNEY GENERAL SUBMITTED FOR YOUR GUIDANCE

Re: Precinct Committeeman  
A.G. Ref. No. 7989

Dear Senator Blackbird:

In your letter of November 28, 1989, you ask whether under Idaho law a state senator or representative could also hold the position of party precinct committeeman. You also ask whether this would apply to the county prosecuting attorney.

Idaho Code section 34-903(5) provides that: "No candidate's name may appear on a ballot for more than one (1) office, except that a candidate for precinct committeeman may seek one (1) additional office upon the same ballot." Thus, a state senator or representative may seek and hold the office of precinct committeeman.

A county prosecuting attorney is prohibited from holding any other county or state office. Idaho Code section 31-2601. However, the office of precinct committeeman is not a county office as provided by article 18, section 6, of the Idaho Constitution, nor is it a state office as provided by the Idaho Constitution. Rather, the position is a political party office

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created by Idaho Code title 34, chapter 5. Thus, the prosecuting attorney also may seek and hold the office of precinct committeeman.

If you have additional questions, please do not hesitate to contact me.

This letter is provided to assist you. The response is an informal and unofficial expression of the views of this office based upon the research of the author.

Sincerely,

*Daniel G. Chadwick*

DANIEL G. CHADWICK  
Chief, Intergovernmental  
Affairs Division

DGC/tg