

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 603

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO STATE GOVERNMENT; AMENDING CHAPTER 23, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2360, IDAHO CODE, TO PROHIBIT DEPARTMENTS OF THE STATE FROM DONATING TO OR SPONSORING A NONGOVERNMENTAL EVENT OR ORGANIZATION, TO PROVIDE EXCEPTIONS, TO PROVIDE THAT ANY DONATION OR SPONSORSHIP MADE BY A BOARD OR COMMISSION SHALL BE APPROVED BY THE CHIEF EXECUTIVE OFFICER, TO PROVIDE THAT ANY DONATION OR SPONSORSHIP MADE BY A STATE EDUCATIONAL INSTITUTION SHALL BE APPROVED BY THE PRESIDENT OF THE INSTITUTION, TO PROVIDE REPORTING REQUIREMENTS, AND TO PROVIDE A PENALTY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. That Chapter 23, Title 67, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 67-2360, Idaho Code, and to read as follows:

67-2360. DEPARTMENTS OF THE STATE -- DONATIONS AND SPONSORSHIPS PROHIBITED -- REPORTING -- PENALTY. (1) No donation or sponsorship to any nongovernmental event or organization shall be made by or in the name of any of the twenty (20) departments of the state government, as set forth in section 67-2402(1), Idaho Code, unless the department is required to do so by law or has received prior written permission from the governor.

(2) Notwithstanding the provisions of subsection (1) of this section, any donation or sponsorship to any nongovernmental event or organization made by the state board of education, the industrial commission, or any board or commission within the department of self-governing agencies set forth in section 67-2601(2), Idaho Code, shall be approved by the chief executive officer of such board or commission, unless the donation or sponsorship is required by law.

(3) Notwithstanding the provisions of subsection (1) of this section, any donation or sponsorship to any nongovernmental event or organization made by any state educational institution, as set forth in section 33-101, Idaho Code, shall be approved by the president of the respective state educational institution, unless the donation or sponsorship is required by law.

(4) Not later than February 1 of each year, the division of financial management shall provide a report that lists all sponsorships and donations made by any department, board, commission, state educational institution, or other entity of state government to the chairs of the joint finance-appropriations committee, the house revenue and taxation committee, and the senate local government and taxation committee.

(5) Any public officer or public employee who knowingly violates the provisions of this section shall be in violation of section 18-5701(10),

1 Idaho Code, for misuse of public moneys and shall be subject to punishment
2 pursuant to section 18-5702, Idaho Code.

3 SECTION 2. An emergency existing therefor, which emergency is hereby
4 declared to exist, this act shall be in full force and effect on and after
5 July 1, 2024.