

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 603

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO STATE GOVERNMENT; AMENDING CHAPTER 23, TITLE 67, IDAHO CODE,
2 BY THE ADDITION OF A NEW SECTION 67-2360, IDAHO CODE, TO PROHIBIT DE-
3 PARTMENTS OF THE STATE FROM DONATING TO OR SPONSORING A NONGOVERNMENTAL
4 EVENT OR ORGANIZATION, TO PROVIDE EXCEPTIONS, TO PROVIDE THAT ANY DONA-
5 TION OR SPONSORSHIP MADE BY A BOARD OR COMMISSION SHALL BE APPROVED BY
6 THE CHIEF EXECUTIVE OFFICER, TO PROVIDE THAT ANY DONATION OR SPONSOR-
7 SHIP MADE BY A STATE EDUCATIONAL INSTITUTION SHALL BE APPROVED BY THE
8 PRESIDENT OF THE INSTITUTION, TO PROVIDE REPORTING REQUIREMENTS, AND TO
9 PROVIDE A PENALTY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFEC-
10 TIVE DATE.
11

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

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

16 67-2360. DEPARTMENTS OF THE STATE -- DONATIONS AND SPONSORSHIPS PRO-
17 HIBITED -- REPORTING -- PENALTY. (1) No donation or sponsorship to any non-
18 governmental event or organization shall be made by or in the name of any of
19 the twenty (20) departments of the state government, as set forth in section
20 67-2402(1), Idaho Code, unless the department is required to do so by law or
21 has received prior written permission from the governor.

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

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

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

40 (5) Any public officer or public employee who knowingly violates the
41 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.