

STATEMENT OF PURPOSE

RS31621 / H0708

This legislation ensures accountability to the laws passed by the legislature and receipt and expenditure of state moneys by prohibiting the state from creating a corporation or acting as the incorporator of any corporation that is not expressly authorized by the legislature through the enactment of general laws. It is not a violation for the state to create or to authorize the creation of an independent public body politic and corporate that is created in statute to carry out a public purpose, devoid of any private party with a right of control or management, or which lacks any potential for private parties to change the fundamental structure or public purpose of the entity as provided in the statute that created it.

FISCAL NOTE

This legislation causes no additional expenditure of funds and appropriately aligns the expenditure of moneys of the state in furtherance of authorized purposes. Provided, there may be some administrative costs incurred if a corporation is reformed as an independent public body politic and corporate or, if a nonprofit corporation, to dissociate from the state of Idaho.

Contact:

Representative Dustin Manwaring
Representative Jeff Ehlers
(208) 332-1000

DISCLAIMER: This statement of purpose and fiscal note are a mere attachment to this bill and prepared by a proponent of the bill. It is neither intended as an expression of legislative intent nor intended for any use outside of the legislative process, including judicial review (Joint Rule 18).