

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 170

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 67-2359, 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 REPORTING REQUIREMENTS, AND TO
7 PROVIDE A PENALTY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFEC-
8 TIVE DATE.
9

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

11 SECTION 1. That Chapter 23, Title 67, Idaho Code, be, and the same is
12 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
13 ignated as Section 67-2359, Idaho Code, and to read as follows:

14 67-2359. DEPARTMENTS OF THE STATE -- DONATIONS AND SPONSORSHIPS PRO-
15 HIBITED -- REPORTING -- PENALTY. (1) No donation or sponsorship to any non-
16 governmental event or organization shall be made by or in the name of any of
17 the twenty (20) departments of the state government unless the department is
18 required to do so by law or has received prior written permission from the
19 governor.

20 (2) Any donation or sponsorship to any nongovernmental event or organi-
21 zation made by any board or commission of state government, including but not
22 limited to those entities within the department of self-governing agencies
23 set forth in section 67-2601, Idaho Code, shall be approved by the chief ex-
24 ecutive officer of such board or commission.

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

31 (4) Any public officer or public employee who knowingly violates the
32 provisions of subsection (1) of this section shall be in violation of section
33 18-5701(10), Idaho Code, for misuse of public moneys and shall be subject to
34 punishment pursuant to section 18-5702, Idaho Code.

35 SECTION 2. An emergency existing therefor, which emergency is hereby
36 declared to exist, this act shall be in full force and effect on and after
37 July 1, 2023.