

STATEMENT OF PURPOSE

RS32447 / S1125

The purpose of this bill is to allow a local government that has been sued in federal court, in a case challenging the constitutionality of a state statute, to request assistance from the State of Idaho Constitutional Defense Council in order to respond to the constitutional challenge. The determination of the constitutional defense council is meant to be entirely discretionary. The bill is designed to protect local property taxpayers from funding a litigation that is based upon a statewide issue.

FISCAL NOTE

There may be impact to the State General Fund if the State Constitutional Defense Council determines to grant assistance to a local government to defend against a challenge to a State statute.

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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).