

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 403

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO AGENCIES AND SERVICE FEES; AMENDING CHAPTER 23, TITLE 67, IDAHO
2 CODE, BY THE ADDITION OF A NEW SECTION 67-2359, IDAHO CODE, TO PROVIDE
3 THAT PUBLIC AGENCIES MAY ENTER INTO CERTAIN AGREEMENTS WITH PRIVATE
4 COMPANIES, TO PROVIDE FOR THE COLLECTION AND REMITTANCE OF CERTAIN
5 FEES, TO PROVIDE FOR A REASONABLE ADDITIONAL FEE, TO PROVIDE FOR THE
6 APPROVAL OF CERTAIN AGREEMENTS AND TO PROVIDE FOR THE APPROVAL OF
7 CERTAIN FEES.
8

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

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

13 67-2359. SERVICE FEES. (1) Public agencies, as defined in this
14 chapter, may enter into agreements with private companies to provide access
15 to services for which a fee is collected for the provision of electronic
16 access to databases and information, the provision of other automated data
17 services and the provision of electronic transactions. Such agreements
18 may provide for the private company to collect the prescribed fee and remit
19 such fee to the respective public agencies' treasurer on behalf of the
20 public agency. The private company may also charge and collect a reasonable
21 additional fee for its services.

22 (2) Any agency of the state government entering into an agreement
23 described in subsection (1) of this section shall have the agreement
24 approved by the information technology resource management council or its
25 designee, and any reasonable additional fee charged and collected by the
26 private company must be approved by the information technology resource
27 management council or its designee and the director of the department of
28 administration.