

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 15

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO THE LAVA HOT SPRINGS FOUNDATION; AMENDING SECTION 67-4402, IDAHO  
2 CODE, TO DELETE REFERENCE TO THE APPROVAL OF THE BOARD OF EXAMINERS OF  
3 THE STATE OF IDAHO RELATING TO THE LEASE OF CERTAIN PROPERTY.  
4

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

6 SECTION 1. That Section 67-4402, Idaho Code, be, and the same is hereby  
7 amended to read as follows:

8 67-4402. POWERS AND DUTIES OF FOUNDATION. The foundation shall have  
9 powers and duties as follows:

10 (1) To take charge of all personal property and the lands and property  
11 of the state of Idaho situated within and near the village of Lava Hot Springs  
12 and hereinafter more fully described and to have a general supervision and  
13 control of all buildings, improvements, and property appertaining thereto.

14 (2) To lease any real or personal property not used or needed by the  
15 foundation for a period not exceeding ninety-nine (99) years, to any indi-  
16 vidual or company, ~~subject to approval by the board of examiners of the state~~  
17 ~~of Idaho~~. Any lease entered into pursuant to this section shall be exempt  
18 from limitation as to term of lease as set forth in section 58-307, Idaho  
19 Code.

20 (3) To enter into contracts with federal, state, and local governmental  
21 agencies for flood control projects and measures, for multiple use water re-  
22 source development, and for any other project or measure incidental or con-  
23 ductive to the attainment of the purposes of the foundation.

24 (4) To exercise such powers as are incidental or conducive to the at-  
25 tainment of the purposes of the foundation, including the power to contract  
26 and the power to sue and be sued.

27 (5) To promulgate such rules as may be necessary to discharge the duties  
28 of the foundation.

29 (6) To employ such personnel as may be necessary for the administration  
30 of its duties in accordance with the rules of the administrator of the divi-  
31 sion of human resources promulgated pursuant to chapter 52, title 67, Idaho  
32 Code.

33 (7) To appoint an executive director of the foundation as provided  
34 herein and to advise him in the performance of his duties and his formulation  
35 of general policies affecting the foundation.

36 (8) To encourage and promote interest in the Lava Hot Springs proper-  
37 ties and in the foundation.

38 (9) To hold an annual meeting during the month of January in each year  
39 and, in addition thereto, at such other times as the said members may pre-  
40 scribe.

41 (10) To have and use an official seal.