

STATEMENT OF PURPOSE

RS26574

This legislation amends the Idaho Business Corporations Act (IBCA), Title 30, Chapter 29, Idaho, to (i) bring it into conformity with the Model Business Corporations Act (Model Act); and (ii) to harmonize the IBCA with the Uniform Business Organizations Code (UBOC), Title 30, Chapter 21, Idaho Code. Idaho adopted the UBOC in 2015 (SB 1025). The IBCA has been based on the Model Act since 1979, and has periodically incorporated Model Act changes. It has not yet, however, incorporated the Model Act's most recent changes from 2016, and that is the purpose of this legislation. The UBOC pertains to all business organizations, including corporations. By agreement between the Uniform Law Commission and the American Bar Association (ABA), the ABA has responsibility for the Model Business Corporations Act. Consequently, Idaho's adoption of the UBOC did not serve to update the ICBA. This legislation provides the needed update.

FISCAL NOTE

It is not anticipated that this legislation will increase or decrease existing or future appropriations, or increase or decrease revenues by the state or units of local government, except for some possible and likely minimal computer programming changes in the Secretary of State's office the cost of which cannot be estimated at this time. Fee charges are covered in Title 30, Chapter 21, Idaho Code and are unaffected by these amendments to Title 30, Chapter 29, Idaho Code.

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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).