

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 357, As Amended in the Senate

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO PUBLIC FUNDS; AMENDING CHAPTER 8, TITLE 57, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 57-829, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING THE AMERICA250 COMMEMORATION FUND AND THE AMERICA250 ADVISORY COMMITTEE; PROVIDING A SUNSET DATE; AND DECLARING AN EMERGENCY.

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

SECTION 1. That Chapter 8, Title 57, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 57-829, Idaho Code, and to read as follows:

57-829. AMERICA250 COMMEMORATION FUND -- AMERICA250 ADVISORY COMMITTEE. (1) There is hereby created in the state treasury the America250 commemoration fund for the purpose of funding Idaho's participation in celebrating the two hundred fiftieth anniversary of America's founding. All moneys in the fund are to be used only for the purposes provided in this section, and shall be expended only as directed and approved by the America250 advisory committee pursuant to the provisions of subsection (4) of this section.

(2) Moneys in the fund shall include:

(a) Any remaining amounts appropriated by the legislature during the 2024 legislative session for the purposes described by this section; and

(b) Gifts, grants, and other donations.

(3) The state treasurer shall invest the idle moneys of the America250 commemoration fund, and the interest earned on such investments shall be retained by such fund. All unobligated funds remaining in the America250 commemoration fund on June 30, 2027, shall be transferred by the state controller on such date into the general fund.

(4) (a) There is hereby created the America250 advisory committee that shall be comprised of seven (7) members, and shall include the director of the state historical society, the state treasurer, one (1) member appointed by the governor, and four (4) members appointed by the legislative council. The legislative council shall select the chair of the America250 advisory committee. The America250 advisory committee shall direct and approve all distributions of funds from the America250 commemoration fund. The America250 advisory committee shall meet at least annually at such place and time as it determines and may meet as often as necessary to discharge the duties imposed on it.

(b) Notwithstanding any provision of law to the contrary, the division of financial management shall approve the spending authority of the America250 commemoration fund for any spending directive that is approved by the America250 advisory committee for any state entity in the same manner as the approval process for funds that are not cognizable pursuant to section 67-3516(2), Idaho Code. Spending authority

1 approved pursuant to this subsection shall only be made for each state  
2 entity that does not have sufficient authority within such entity's  
3 current appropriation from its miscellaneous revenue fund or other  
4 allowable fund to comply with the America250 advisory committee's  
5 spending directive. If a state entity does not have an allowable mis-  
6 cellaneous fund from which to expend moneys, the state entity shall  
7 establish a miscellaneous revenue fund to facilitate the spending di-  
8 rective of the America250 advisory committee.

9 (c) The state treasurer, on behalf of the America250 advisory com-  
10 mittee, shall record and track all revenues and expenditures by fund  
11 sources pursuant to subsection (2) of this section for each approved  
12 purpose and to ensure that moneys are not allocated in excess of avail-  
13 able revenue.

14 SECTION 2. The provisions of Section 1 of this act shall be null, void  
15 and of no force and effect on and after July 1, 2027.

16 SECTION 3. An emergency existing therefor, which emergency is hereby  
17 declared to exist, this act shall be in full force and effect on and after its  
18 passage and approval.