

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 432

BY SCOTT

AN ACT

1 RELATING TO THE STATE CONTROLLER; AMENDING SECTION 67-1085, IDAHO CODE, TO
2 PROVIDE THAT ANY STATE AGENCY THAT KNOWINGLY FAILS TO REPORT AN AGREE-
3 MENT MAY BE SUBJECT TO LIABILITY; AND DECLARING AN EMERGENCY AND PROVID-
4 ING AN EFFECTIVE DATE.
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6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 67-1085, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 67-1085. AGREEMENTS ENTERED INTO BY STATE OFFICERS OR STATE AGENCIES
10 -- REPORTING. (1) All state officers and departments, divisions, bureaus,
11 and agencies of the state of Idaho shall report to the state controller any
12 agreement entered into, including any memorandum of agreement or memorandum
13 of understanding, within ten (10) days of the state officer or department,
14 division, bureau, or agency entering into such agreement. The state con-
15 troller shall store, maintain, and publish a current list of all such agree-
16 ments, as provided in section 67-1001(20), Idaho Code.

17 (2) Any state officer or department, division, bureau, or agency re-
18 porting an agreement pursuant to subsection (1) of this section shall also
19 provide a contact person for the agreement.

20 (3) The state controller shall have authority to develop a policy in or-
21 der to carry out the provisions and requirements of this section, including
22 the scope and method of reporting agreements, and shall publish and maintain
23 such policy in the same location where the list of agreements is published.
24 The stated intent of the policy shall be to further improve transparency of
25 state agreements.

26 (4) Any state officer or department, division, bureau, or agency that
27 knowingly fails to report any agreement entered into, including any memo-
28 randum of agreement or memorandum of understanding, pursuant to this section
29 may be subject to liability as provided in chapter 9, title 6, Idaho Code.

30 SECTION 2. An emergency existing therefor, which emergency is hereby
31 declared to exist, this act shall be in full force and effect on and after
32 July 1, 2025.