

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 634

BY EDUCATION COMMITTEE

AN ACT

1 RELATING TO EDUCATION; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE  
2 ADDITION OF A NEW SECTION 33-1035, IDAHO CODE, TO PROVIDE THAT FUNDS  
3 DISTRIBUTED BY THE STATE DEPARTMENT OF EDUCATION FOR CERTAIN PURPOSES  
4 SHALL NOT BE USED FOR OTHER PURPOSES, TO PROVIDE THAT MISUSED FUNDS  
5 SHALL BE REIMBURSED TO THE STATE, AND TO PROVIDE FOR A CERTAIN DEDUC-  
6 TION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.  
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8 Be It Enacted by the Legislature of the State of Idaho:

9 SECTION 1. That Chapter 10, Title 33, Idaho Code, be, and the same is  
10 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
11 ignated as Section 33-1035, Idaho Code, and to read as follows:

12 33-1035. BINDING ALLOCATIONS. Any funds distributed by the state de-  
13 partment of education to school districts or public charter schools that are  
14 specifically identified in statute or in an appropriation bill as intended  
15 for a certain purpose shall be used only for such purpose. Any funds intended  
16 for a certain purpose but used for another purpose shall be reimbursed to the  
17 state by the school district or public charter school and deposited to the  
18 state general fund. If the school district or public charter school fails to  
19 make such reimbursement, an amount equivalent to the misused funds shall be  
20 deducted from the state's next payment to the school district or public char-  
21 ter school pursuant to this chapter or chapter 52, title 33, Idaho Code.

22 SECTION 2. An emergency existing therefor, which emergency is hereby  
23 declared to exist, this act shall be in full force and effect on and after  
24 July 1, 2026.