

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 394

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES; AMENDING SECTION 67-6610, IDAHO CODE, TO PROVIDE FOR CERTAIN COMMERCIAL SALES TO BE EXEMPT FROM CERTAIN REPORTING REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. That Section 67-6610, Idaho Code, be, and the same is hereby amended to read as follows:

67-6610. CONTRIBUTION IN EXCESS OF FIFTY DOLLARS.

(1) (a) Any person who contributes more than fifty dollars (\$50.00),
~~including one (1) or more smaller contributions which aggregate more than fifty dollars (\$50.00) in any one (1) calendar year,~~ to a candidate or political committee shall accompany the contribution with a statement of his full name and complete address.

(b) If a political treasurer is offered or receives a payment or contribution of more than fifty dollars (\$50.00), or which together with prior contributions from the same person during that calendar year exceeds fifty dollars (\$50.00), and there is no statement of the full name and complete address of the person making the contribution, the contribution shall be returned to the contributor if his identity can be ascertained. If the contributor's identity cannot be ascertained, the contribution shall be transmitted immediately by the political treasurer who received it to the state controller for deposit in the public school fund.

(2) (a) Notwithstanding the provisions of subsection (1) of this section, if any candidate or political committee engages in commercial sales of merchandise at an event or through online transactions, the political treasurer shall be exempt from recording and reporting each individual commercial sale transaction, as long as:

(i) The total amount of a single transaction is less than two hundred dollars (\$200);

(ii) The total amount of merchandise sales and total amount of the cost of goods sold are reported to the secretary of state;

(iii) The items sold are available to the general public as a nominal retail transaction; and

(iv) Items of limited availability with a quantity of five (5) or fewer at the commencement of an event or sale shall not be included as commercial sale items.

(b) Notwithstanding any other provision of law to the contrary, items categorized as commercial sale items shall be exempt from the provisions of chapter 36, title 63, Idaho Code.

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