

IN THE SENATE

SENATE BILL NO. 1056

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO MILITARY AND MILITIA; REPEALING SECTION 46-802, IDAHO CODE, RE-
2 LATING TO UNORGANIZED ASSOCIATIONS; AMENDING CHAPTER 8, TITLE 46, IDAHO
3 CODE, BY THE ADDITION OF A NEW SECTION 46-802, IDAHO CODE, TO PROHIBIT
4 CITIES AND TOWNS FROM SUPPORTING CERTAIN MILITARY COMPANIES OR ORGANI-
5 ZATIONS AND TO PROVIDE EXCEPTIONS; AND DECLARING AN EMERGENCY AND PRO-
6 VIDING AN EFFECTIVE DATE.
7

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

9 SECTION 1. That Section [46-802](#), Idaho Code, be, and the same is hereby
10 repealed.

11 SECTION 2. That Chapter 8, Title 46, Idaho Code, be, and the same is
12 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
13 ignated as Section 46-802, Idaho Code, and to read as follows:

14 46-802. MILITARY -- MILITIA. No city or town shall raise or appropri-
15 ate any moneys toward arming or equipping, uniforming, or in any other way
16 supporting, sustaining, or providing drill rooms or armories for any body
17 associated as a military company or organization, except for the regularly
18 organized national guard, the unorganized militia when called into service
19 of the state or of the United States, and those that are regularly recognized
20 and provided for by the laws of the state of Idaho and the United States.

21 SECTION 3. An emergency existing therefor, which emergency is hereby
22 declared to exist, this act shall be in full force and effect on and after
23 July 1, 2023.