

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SEVENTH LEGISLATURE

EIGHTY-SECOND LEGISLATIVE DAY
FRIDAY, MARCH 29, 2024

House of Representatives

The House convened at 10 a.m., the Speaker in the Chair.

Roll call showed 67 members present.

Absent and excused - Alfieri, Kingsley, and Rubel. Total - 3.
Total - 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Kayte Christensen,
Page.

3RD ORDER

Approval of Journal

March 29, 2024

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Eighty-first Legislative Day and recommend that same be adopted as corrected.

SKAUG, Chairman

Mr. Skaug moved that the report be adopted. Seconded by Mr. Gannon. Report adopted.

4TH ORDER

Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise

March 28, 2024

The Honorable Mike Moyle
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed on March 28, 2024 and am transmitting to the Secretary of State the following House bill, to wit:

[H 626](#)

within the time prescribed by law, the same having arrived in the Office of the Governor at the hour of 4:15 p.m. on March 26, 2024.

I agree with the premise of this legislation: whenever two parties are in court, they should be able to argue on equal footing without special preference given to either side and the decision should be made only on the merits and consistent with the law

as enacted by the Legislature. I am encouraged at the broader national movement to depart from the Supreme Court decision establishing *Chevron* deference, which forced courts across the country to abdicate their constitutionally mandated duties to interpret the law by mandating deference to administrative agencies.

However, I am concerned about the potential for the abuse this bill could bring locally. We have worked hard to make Idaho the least-regulated state in the country. Idaho businesses have worked tirelessly and in good faith to ensure long-term stability and continuity in Idaho's regulatory environment and to keep our state a place where people want to raise their families and do business. This bill would allow and encourage groups with nothing more than narrow political agendas to bring meritless lawsuits against Idaho's most important industries and force them to spend their resources on needless litigation instead of innovation, growing the economy, and serving the people of Idaho.

I urge my partners in the Legislature to closely monitor the effects this legislation has in this regard, and to make any adjustments as necessary in the upcoming sessions to prevent groups from taking Idaho backward from all the progress we have made.

Sincerely,
/s/ Brad Little
Governor

OFFICE OF THE GOVERNOR
Boise

March 29, 2024

The Honorable Mike Moyle
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed on March 28, 2024 and am transmitting to the Secretary of State the following House bills, to wit:

[H 501](#), as amended, and [H 583](#), as amended in the Senate

Sincerely,
/s/ Brad Little
Governor

March 28, 2024

Mr. Speaker:

I transmit herewith enrolled [S 1314](#), as amended, and [SJM 102](#) for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled [S 1314](#), as amended, and [SJM 102](#) and, when so signed, ordered them returned to the Senate.

March 28, 2024

Mr. Speaker:

I return herewith [H 723](#) which has failed to pass the Senate.

NOVAK, Secretary

[H 723](#) was ordered filed in the office of the Chief Clerk.

5TH ORDER
Report of Standing Committees

March 29, 2024

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have transmitted enrolled [H 514](#), as amended, to the Governor at 5 p.m., as of this date, March 28, 2024.

SKAUG, Chairman

March 29, 2024

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [H 744](#), [S 1251](#), [S 1260](#), [S 1364](#), as amended, [S 1421](#), and [SJM 104](#) and recommend that they do pass.

CRANE(13), Chairman

[H 744](#), [S 1251](#), [S 1260](#), [S 1364](#), as amended, [S 1421](#), and [SJM 104](#) were filed for second reading.

There being no objection, the House advanced to the Tenth Order of Business.

10TH ORDER
Second Reading of Bills and Joint Resolutions

[H 753](#), by State Affairs Committee, was read the second time by title and filed for third reading.

[S 1323](#), by Resources and Environment Committee, was read the second time by title and filed for third reading.

[S 1446](#), [S 1447](#), and [S 1442](#), by Finance Committee, were read the second time by title and filed for third reading.

[H 754](#), [H 757](#), and [H 758](#), by Appropriations Committee, were read the second time by title and filed for third reading.

[S 1437](#), by Finance Committee, was read the second time by title and filed for third reading.

[S 1354](#), as amended, as amended in the House, by Health and Welfare Committee, was read the second time by title and filed for third reading.

[S 1429](#), as amended in the House, by Judiciary and Rules Committee, was read the second time by title and filed for third reading.

[HCR 49](#), by Ways and Means Committee, was read the second time by title and filed for third reading.

[H 761](#) and [H 762](#), by Appropriations Committee, were read the second time by title and filed for third reading.

There being no objection, the House returned to the Seventh Order of Business.

7TH ORDER
Motions, Memorials, and Resolutions

[H 753](#) - IMMIGRATION

Mr. Monks moved that all rules of the House interfering with the immediate consideration of [H 753](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 753](#) be read the third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Necochea.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Achilles, Allgood, Andrus, Barbieri, Berch, Blanksma, Bundy, Burns, Cannon, Cheatum, Chew(Harada), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Gannon, Garner, Green, Handy, Hawkins, Healey, Hill(Brown), Holtzclaw(Johnson), Horman, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raymond, Redman, Roberts, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber(Weber), Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 65.

NAYS—None.

Absent—Alfieri, Boyle, Kingsley, Raybould, Rubel. Total - 5.
Total - 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 753](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Crane(12) to open debate.

Mr. Crane(12) asked unanimous consent that, pursuant to Rule 39, discussion of other pending legislation be allowed in debate of [H 753](#). There being no objection it was so ordered.

The question being, "Shall [H 753](#) pass?"

Roll call resulted as follows:

AYES—Alfieri, Allgood, Andrus, Barbieri, Blanksma, Boyle, Bundy, Cheatum, Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Gallagher, Garner, Hawkins, Healey, Hill(Brown), Holtzclaw(Johnson), Horman, Lambert, Lanting, Manwaring, McCann, Mendive, Mickelsen, Mitchell, Monks, Palmer, Petzke, Price, Raybould, Raymond, Redman, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber(Weber), Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 53.

NAYS—Achilles, Burns, Cannon, Chew(Harada), Galaviz, Gannon, Green, Handy, Mathias, Miller, Necochea, Nelsen, Pickett, Roberts, Rubel. Total - 15.

Absent—Berch, Kingsley. Total - 2.

Paired Votes:

AYE - Ehardt	NAY - Rubel
AYE - Lambert	NAY - Gannon
AYE - Alfieri	NAY - Mathias

(Pairs enumerated in roll call above.)

Total - 70.

Whereupon the Speaker declared that [H 753](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 754](#) - APPROPRIATIONS - DEPARTMENT OF
INSURANCE

Mr. Monks moved that all rules of the House interfering with the immediate consideration of [H 754](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 754](#) be read the third time at length, section by section, and

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Achilles, Allgood, Andrus, Barbieri, Berch, Blanksma, Bundy, Burns, Cannon, Cheatum, Chew(Harada), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Gannon, Garner, Green, Handy, Hawkins, Healey, Hill(Brown), Holtzclaw(Johnson), Horman, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raymond, Redman, Roberts, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber(Weber), Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 65.

NAYS—None.

Absent—Alfieri, Boyle, Kingsley, Raybould, Rubel. Total - 5.
Total - 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 758](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Miller to open debate.

The question being, "Shall [H 758](#) pass?"

Roll call resulted as follows:

AYES—Achilles, Allgood, Andrus, Barbieri, Berch, Blanksma, Boyle, Bundy, Burns, Cannon, Cheatum, Chew(Harada), Clow, Crane(12), Crane(13), Dixon(1), Dixon(24), Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Garner, Green, Handy, Hawkins, Healey, Hill(Brown), Holtzclaw(Johnson), Horman, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raybould, Raymond, Redman, Roberts, Scott, Shepherd, Tanner, Vander Woude, Weber(Weber), Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 62.

NAYS—None.

Absent—Alfieri, Cornilles, Durrant, Gannon, Kingsley, Rubel, Sauter, Skaug. Total - 8.
Total - 70.

Whereupon the Speaker declared that [H 758](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[HCR 49](#) - RULE APPROVAL - HOUSE RESOURCES AND CONSERVATION AND SENATE RESOURCES AND ENVIRONMENT COMMITTEES

Mr. Monks moved that all rules of the House interfering with the immediate consideration of [HCR 49](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [HCR 49](#) be read the third time at length, and placed before the House for final consideration. Seconded by Ms. Necochea.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Achilles, Allgood, Andrus, Barbieri, Berch, Blanksma, Bundy, Burns, Cannon, Cheatum, Chew(Harada), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24),

Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Gannon, Garner, Green, Handy, Hawkins, Healey, Hill(Brown), Holtzclaw(Johnson), Horman, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raymond, Redman, Roberts, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber(Weber), Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 65.

NAYS—None.

Absent—Alfieri, Boyle, Kingsley, Raybould, Rubel. Total - 5.
Total - 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [HCR 49](#) was read the third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Mendive to open debate.

The question being, "Shall [HCR 49](#) be adopted?"

Roll call resulted as follows:

AYES—Achilles, Allgood, Andrus, Barbieri, Berch, Blanksma, Boyle, Bundy, Burns, Cheatum, Chew(Harada), Clow, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Gannon, Garner, Green, Handy, Hawkins, Healey, Hill(Brown), Holtzclaw(Johnson), Horman, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raybould, Raymond, Redman, Roberts, Sauter, Scott, Shepherd, Tanner, Vander Woude, Weber(Weber), Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 64.

NAYS—None.

Absent—Alfieri, Cannon, Cornilles, Kingsley, Rubel, Skaug. Total - 6.
Total - 70.

Whereupon the Speaker declared [HCR 49](#) adopted and ordered the resolution transmitted to the Senate.

[H 761](#) - APPROPRIATIONS - PUBLIC SCHOOLS - DIVISION OF TEACHERS

Mr. Monks moved that all rules of the House interfering with the immediate consideration of [H 761](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 761](#) be read the third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Necochea.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Achilles, Allgood, Andrus, Barbieri, Berch, Blanksma, Bundy, Burns, Cannon, Cheatum, Chew(Harada), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Gannon, Garner, Green, Handy, Hawkins, Healey, Hill(Brown), Holtzclaw(Johnson), Horman, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raymond, Redman, Roberts, Sauter, Scott, Shepherd, Skaug, Tanner,

Vander Woude, Weber(Weber), Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 65.

NAYS=None.

Absent-Alfieri, Boyle, Kingsley, Raybould, Rubel. Total - 5.
Total - 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 761](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bundy to open debate.

The question being, "Shall [H 761](#) pass?"

Roll call resulted as follows:

AYES--Achilles, Allgood, Andrus, Berch, Blanksma, Boyle, Bundy, Burns, Cannon, Cheatum, Chew(Harada), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gannon, Garner, Green, Handy, Healey, Hill(Brown), Holtzclaw(Johnson), Horman, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Necochea, Nelsen, Palmer, Petzke, Pickett, Raybould, Raymond, Redman, Roberts, Sauter, Shepherd, Vander Woude, Weber(Weber), Wheeler, Wroten, Yamamoto, Young, Mr. Speaker. Total - 59.

NAYS--Barbieri, Gallagher, Hawkins, Price, Scott, Skaug, Tanner, Wisniewski. Total - 8.

Absent-Alfieri, Kingsley, Rubel. Total - 3.
Total - 70.

Whereupon the Speaker declared that [H 761](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 762](#) - APPROPRIATIONS - DEPARTMENT OF EDUCATION

Mr. Monks moved that all rules of the House interfering with the immediate consideration of [H 762](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 762](#) be read the third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Necochea.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES--Achilles, Allgood, Andrus, Barbieri, Berch, Blanksma, Bundy, Burns, Cannon, Cheatum, Chew(Harada), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Gannon, Garner, Green, Handy, Hawkins, Healey, Hill(Brown), Holtzclaw(Johnson), Horman, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raymond, Redman, Roberts, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber(Weber), Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 65.

NAYS=None.

Absent-Alfieri, Boyle, Kingsley, Raybould, Rubel. Total - 5.
Total - 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion

carried, the rules were suspended, and [H 762](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Petzke to open debate.

Mr. Petzke asked unanimous consent that, pursuant to Rule 39, discussion of other pending legislation be allowed in debate of [H 762](#). There being no objection it was so ordered.

The question being, "Shall [H 762](#) pass?"

Roll call resulted as follows:

AYES--Achilles, Allgood, Berch, Blanksma, Boyle, Bundy, Burns, Cannon, Cheatum, Chew(Harada), Clow, Cornilles, Dixon(24), Durrant, Ehardt, Erickson, Furniss, Galaviz, Gannon, Garner, Green, Handy, Healey, Hill(Brown), Horman, Lanting, Manwaring, Mathias, McCann, Mickelsen, Miller, Mitchell, Necochea, Nelsen, Petzke, Pickett, Raybould, Raymond, Roberts, Sauter, Vander Woude, Weber(Weber), Wheeler, Wroten, Yamamoto, Young, Mr. Speaker. Total - 47.

NAYS--Andrus, Barbieri, Crane(12), Crane(13), Dixon(1), Ehlers, Gallagher, Hawkins, Holtzclaw(Johnson), Lambert, Mendive, Monks, Palmer, Price, Redman, Scott, Shepherd, Skaug, Tanner, Wisniewski. Total - 20.

Absent-Alfieri, Kingsley, Rubel. Total - 3.
Total - 70.

Whereupon the Speaker declared that [H 762](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[S 1437](#) - APPROPRIATIONS - HEALTH AND WELFARE - BEHAVIORAL HEALTH SERVICES

Mr. Monks moved that all rules of the House interfering with the immediate consideration of [S 1437](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [S 1437](#) be read the third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Necochea.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES--Achilles, Allgood, Andrus, Barbieri, Berch, Blanksma, Bundy, Burns, Cannon, Cheatum, Chew(Harada), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Gannon, Garner, Green, Handy, Hawkins, Healey, Hill(Brown), Holtzclaw(Johnson), Horman, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raymond, Redman, Roberts, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber(Weber), Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 65.

NAYS=None.

Absent-Alfieri, Boyle, Kingsley, Raybould, Rubel. Total - 5.
Total - 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [S 1437](#) was read the third time at length, section by section, and placed before the House for final consideration.

AND DECLARING AN EMERGENCY AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 764
BY APPROPRIATIONS COMMITTEE
AN ACT

RELATING TO THE APPROPRIATION TO THE JUDICIAL BRANCH; APPROPRIATING ADDITIONAL MONEYS TO THE JUDICIAL BRANCH FOR FISCAL YEAR 2025; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 765
BY APPROPRIATIONS COMMITTEE
AN ACT

RELATING TO THE APPROPRIATION TO THE JUDICIAL BRANCH; APPROPRIATING ADDITIONAL MONEYS TO THE JUDICIAL BRANCH FOR FISCAL YEAR 2025; REDUCING THE APPROPRIATION OF THE JUDICIAL BRANCH FOR FISCAL YEAR 2025; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[H 763](#), [H 764](#), and [H 765](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House advanced to the Fifteenth Order of Business.

15TH ORDER
Announcements

Announcements were made to the body.

16TH ORDER
Adjournment

Mr. Monks moved that the House adjourn until 11 a.m., Tuesday, April 2, 2024. Seconded by Ms. Necochea. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:05 p.m.

MIKE MOYLE, Speaker

ATTEST:

ERICA MCGINNIS, Chief Clerk