

# HOUSE JOURNAL OF THE IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTY-SEVENTH LEGISLATURE

**TWENTY-NINTH LEGISLATIVE DAY  
MONDAY, FEBRUARY 5, 2024**

House of Representatives

The House convened at 11 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Larell Chandler, Page.

### 3RD ORDER Approval of Journal

February 5, 2024

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Twenty-sixth 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.

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

### 14TH ORDER Presentation of Petitions and Communications

House of Representatives  
State of Idaho

February 5, 2024

Dear Mr. Speaker,

I have the honor to inform you that, pursuant to Title 67-412, Idaho Code, I have designated Jim Bratnober of 5620 N. Fieldcrest Dr., Boise, ID 83704, as a qualified substitute for Legislative District 15, Seat A, Ada County, State of Idaho.

This designation is effective February 5, 2024, and will continue through February 7, 2024.

/s/ Sincerely,  
Representative Steve Berch

The letter was ordered filed in the office of the Chief Clerk.

The Speaker announced the oath of office had previously been administered to Jim Bratnober.

House of Representatives  
State of Idaho

February 2, 2024

Dear Mr. Speaker,

I have the honor to inform you that, pursuant to Title 67-412, Idaho Code, I have designated Mark Stinson of 6310 W. Plantation Ln., Boise, ID 83703, as a qualified substitute for Legislative District 16, Seat B, Ada County, State of Idaho.

This designation is effective February 5, 2024, and will continue until I am able to resume the duties of my office.

/s/ Sincerely,  
Representative Colin Nash

The letter was ordered filed in the office of the Chief Clerk.

The Speaker announced the oath of office had previously been administered to Mark Stinson.

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

### 5TH ORDER Report of Standing Committees

February 5, 2024

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have printed [H 465](#), [H 466](#), [H 467](#), [H 468](#), [H 469](#), [H 470](#), and [H 471](#).

SKAUG, Chairman

[H 465](#) was referred to the Judiciary, Rules and Administration Committee.

[H 466](#) was referred to the Business Committee.

[H 467](#), [H 468](#), and [H 469](#) were referred to the Resources and Conservation Committee.

[H 470](#) and [H 471](#) were referred to the State Affairs Committee.

February 5, 2024

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration [H 397](#) and [H 399](#) and recommend that they do pass.

VANDER WOUDE, Chairman

[H 397](#) and [H 399](#) were filed for second reading.

February 5, 2024

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, return misdirected [H 441](#) to the Desk.

VANDER WOUDE, Chairman

[H 441](#) was ordered held at the Desk.

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

**7TH ORDER**  
**Motions, Memorials, and Resolutions**

**HOUSE RESOLUTION NO. 6**  
**BY STATE AFFAIRS COMMITTEE**  
A HOUSE RESOLUTION

STATING FINDINGS OF THE HOUSE OF REPRESENTATIVES, SUPPORTING TEXAS IN SECURING ITS BORDERS, AND CONDEMNING PRESIDENT BIDEN'S BORDER SECURITY POLICIES.

Be It Resolved by the House of Representatives of the State of Idaho:

WHEREAS, Texas Governor Greg Abbott has voiced great concern regarding the federal government's failure to enforce immigration laws and protect the states, leading to record levels of illegal immigration; and

WHEREAS, Governor Abbott has taken steps to protect Texas and secure its southern border; and

WHEREAS, President Biden has violated his constitutional duty to enforce federal laws protecting states, specifically immigration laws, as outlined in the letters delivered by Governor Abbott; and

WHEREAS, President Biden's actions include instructing agencies to ignore federal statutes, suing the state of Texas for securing the border, and spending taxpayer dollars to open Texas's border security infrastructure, contributing to the influx of illegal immigrants; and

WHEREAS, the lawless border policies under President Biden's administration have resulted in over six million illegal immigrants crossing the southern border in just three years, causing unprecedented harm to people across the United States; and

WHEREAS, Governor Abbott has invoked Article I, Section 10, Clause 3 of the United States Constitution in declaring an invasion and utilizing Texas's constitutional authority to defend and protect itself.

NOW, THEREFORE, BE IT RESOLVED by the members of the House of Representatives, assembled in the Second Regular Session of the Sixty-seventh Idaho Legislature, that the House supports the concerns raised by Texas Governor Greg Abbott regarding the federal government's failure to enforce immigration laws and protect the states. The House condemns President Biden's violations of his constitutional duty to faithfully execute immigration laws enacted by Congress and to protect and secure the borders and citizens of the United States.

BE IT FURTHER RESOLVED that the Idaho House of Representatives recognizes the constitutional authority of the states, and the moral imperative to defend and protect the states in the face of a failure by the federal government to fulfill its duties under Article IV, Section 4 of the United State Constitution. The Idaho House of Representatives expresses solidarity with the State of Texas in utilizing its constitutional authority to secure the Texas border, including the deployment of the Texas National Guard, the Texas Department of Public Safety, and other Texas personnel. The Idaho House of Representatives calls upon the federal government to fulfill its duty under Article IV, Section 4 of the United States Constitution to protect each state against invasion, including taking any and all actions to secure the borders and to address the challenges posed by illegal immigration.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be and she is hereby authorized and directed to transmit a copy of this Resolution to the Governor

of Texas, Greg Abbott, and to the President of the United States, Joseph R. Biden.

HR 6 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

**8TH ORDER**  
**Introduction, First Reading, and Reference**  
**of Bills and Joint Resolutions**

**HOUSE BILL NO. 472**  
**BY AGRICULTURAL AFFAIRS COMMITTEE**  
AN ACT

RELATING TO AGRICULTURE; AMENDING SECTION 22-2007, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE INSPECTION OF PRIVATE PREMISES, LANDS, OR MEANS OF CONVEYANCE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**HOUSE BILL NO. 473**  
**BY AGRICULTURAL AFFAIRS COMMITTEE**  
AN ACT

RELATING TO AGRICULTURE; AMENDING TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 97, TITLE 67, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE LEGISLATIVE INTENT, TO DEFINE TERMS, TO PROVIDE FOR AGRICULTURAL PROTECTION AREAS, TO PROVIDE FOR THE AGRICULTURAL PROTECTION AREA COMMISSION, TO PROVIDE FOR REVIEW AND ACTION ON AGRICULTURAL PROTECTION AREA PROPOSALS, TO PROVIDE FOR RECORDING OF AGRICULTURAL PROTECTION AREAS, TO PROVIDE FOR RENEWAL OF AGRICULTURAL PROTECTION AREAS, TO PROVIDE FOR THE ADDITION AND REMOVAL OF LAND FROM AGRICULTURAL PROTECTION AREAS, TO PROVIDE FOR LIMITATIONS ON LOCAL REGULATIONS, TO PROVIDE FOR NUISANCES, AND TO PROVIDE FOR EMINENT DOMAIN; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**HOUSE BILL NO. 474**  
**BY AGRICULTURAL AFFAIRS COMMITTEE**  
AN ACT

RELATING TO PESTICIDES AND CHEMIGATION; AMENDING CHAPTER 34, TITLE 22, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 22-3417B, IDAHO CODE, TO PROVIDE FOR FALSE REPORTS OF DAMAGE CLAIMS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**HOUSE BILL NO. 475**  
**BY APPROPRIATIONS COMMITTEE**  
AN ACT

RELATING TO THE APPROPRIATION TO THE LEGISLATIVE BRANCH; APPROPRIATING MONEYS TO THE LEGISLATIVE BRANCH FOR THE LEGISLATIVE SERVICES OFFICE AND THE OFFICE OF PERFORMANCE EVALUATIONS FOR FISCAL YEAR 2025; EXEMPTING THE APPROPRIATION FROM EXPENSE CLASS LIMITATIONS; PROVIDING REAPPROPRIATION AUTHORITY FOR THE ARPA STATE FISCAL RECOVERY FUND; PROVIDING REAPPROPRIATION AUTHORITY FOR THE TECHNOLOGY INFRASTRUCTURE STABILIZATION FUND; PROVIDING REAPPROPRIATION AUTHORITY FOR THE ARPA STATE FISCAL RECOVERY

FUND; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**HOUSE BILL NO. 476**  
**BY STATE AFFAIRS COMMITTEE**  
AN ACT

RELATING TO ABORTION; AMENDING SECTION 18-8707, IDAHO CODE, TO PROHIBIT ABORTION PROVIDERS FROM FURNISHING MATERIALS OR INSTRUCTION RELATING TO SEX EDUCATION CURRICULA AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**HOUSE BILL NO. 477**  
**BY STATE AFFAIRS COMMITTEE**  
AN ACT

RELATING TO AUDITORIUM DISTRICTS; AMENDING SECTION 67-4930, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE DISSOLUTION OF AN AUDITORIUM DISTRICT AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[H 472](#), [H 473](#), [H 474](#), [H 475](#), [H 476](#), and [H 477](#) 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 Tenth Order of Business.

**10TH ORDER**

**Second Reading of Bills and Joint Resolutions**

[H 457](#), [H 458](#), [H 459](#), and [H 460](#), by Appropriations Committee, were read the second time by title and filed for third reading.

**11TH ORDER**

**Third Reading of Bills and Joint Resolutions**

Mrs. Blanksma asked unanimous consent that [H 411](#), [H 421](#), and [H 393](#) retain their places on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

Mrs. Blanksma asked unanimous consent that [H 426](#) be returned to the State Affairs Committee. There being no objection, it was so ordered.

**[H 412](#) - TRANSPORTATION**

[H 412](#) 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. Handy to open debate.

The question being, "Shall [H 412](#) pass?"

Roll call resulted as follows:

AYES—Alfieri, Allgood, Andrus, Barbieri, Berch(Bratnober), Blanksma, Boyle, Bundy, Burns, Cannon, Cheatum, Chew(Wilson), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Gannon, Garner, Green(Ruckh), Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Nash(Stinson), Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raybould, Raymond, Redman, Roberts, Rubel, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude,

Weber, Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 70.

Whereupon the Speaker declared that [H 412](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

**[H 413](#) - TRANSPORTATION**

[H 413](#) 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.

The question being, "Shall [H 413](#) pass?"

Roll call resulted as follows:

AYES—Alfieri, Allgood, Andrus, Barbieri, Blanksma, Boyle, Bundy, Burns, Cannon, Cheatum, Chew(Wilson), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Gannon, Garner, Green(Ruckh), Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Nash(Stinson), Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raybould, Raymond, Redman, Roberts, Rubel, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber, Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 69.  
NAYS—Berch(Bratnober). Total - 1.  
Total - 70.

Whereupon the Speaker declared that [H 413](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

**[H 414](#) - MOTOR VEHICLE DRIVER'S LICENSES**

[H 414](#) 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. Manwaring to open debate.

The question being, "Shall [H 414](#) pass?"

Roll call resulted as follows:

AYES—Alfieri, Allgood, Andrus, Barbieri, Blanksma, Boyle, Bundy, Burns, Cannon, Cheatum, Chew(Wilson), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Gannon, Garner, Green(Ruckh), Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Nash(Stinson), Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raybould, Raymond, Redman, Roberts, Rubel, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber, Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 69.  
NAYS—Berch(Bratnober). Total - 1.  
Total - 70.

Whereupon the Speaker declared that [H 414](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

**[H 428](#) - EMPLOYMENT SECURITY LAW**

[H 428](#) 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 428](#) pass?"

Roll call resulted as follows:

AYES—Alfieri, Allgood, Andrus, Barbieri, Blanksma, Boyle, Bundy, Burns, Cannon, Cheatum, Chew(Wilson), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Gannon, Garner, Green(Ruckh), Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Nash(Stinson), Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raybould, Raymond, Redman, Roberts, Rubel, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber, Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 69.

NAYS—Berch(Bratnober). Total - 1.

Total - 70.

Whereupon the Speaker declared that [H 428](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

#### [H 429](#) - PERSI

[H 429](#) 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. Nelsen to open debate.

The question being, "Shall [H 429](#) pass?"

Roll call resulted as follows:

AYES—Alfieri, Allgood, Andrus, Barbieri, Berch(Bratnober), Blanksma, Boyle, Bundy, Burns, Cannon, Cheatum, Chew(Wilson), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Gannon, Garner, Green(Ruckh), Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Nash(Stinson), Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raybould, Raymond, Redman, Roberts, Rubel, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber, Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 70.

Whereupon the Speaker declared that [H 429](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

#### [H 430](#) - PERSI

[H 430](#) 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. Nelsen to open debate.

The question being, "Shall [H 430](#) pass?"

Roll call resulted as follows:

AYES—Alfieri, Allgood, Andrus, Barbieri, Berch(Bratnober), Boyle, Bundy, Burns, Cannon, Cheatum, Chew(Wilson), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher,

Gannon, Garner, Green(Ruckh), Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Nash(Stinson), Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raybould, Raymond, Redman, Roberts, Rubel, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber, Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 69.

NAYS—None.

Absent—Blanksma. Total - 1.

Total - 70.

Whereupon the Speaker declared that [H 430](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

#### [H 431](#) - PERSI

[H 431](#) 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. Nelsen to open debate.

The question being, "Shall [H 431](#) pass?"

Roll call resulted as follows:

AYES—Alfieri, Allgood, Andrus, Barbieri, Berch(Bratnober), Boyle, Bundy, Burns, Cannon, Cheatum, Chew(Wilson), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Gannon, Garner, Green(Ruckh), Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Nash(Stinson), Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raybould, Raymond, Redman, Roberts, Rubel, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber, Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 69.

NAYS—None.

Absent—Blanksma. Total - 1.

Total - 70.

Whereupon the Speaker declared that [H 431](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

#### [H 432](#) - PERSI

[H 432](#) 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. Nelsen to open debate.

The question being, "Shall [H 432](#) pass?"

Roll call resulted as follows:

AYES—Allgood, Berch(Bratnober), Blanksma, Boyle, Bundy, Burns, Cheatum, Chew(Wilson), Cornilles, Dixon(24), Durrant, Ehlers, Erickson, Furniss, Galaviz, Garner, Healey, Holtzclaw, Lanting, Manwaring, Mathias, McCann, Mickelsen, Miller, Nash(Stinson), Necochea, Nelsen, Petzke, Raybould, Raymond, Roberts, Sauter, Vander Woude, Weber, Wheeler, Wroten, Yamamoto. Total - 37.

NAYS—Alfieri, Andrus, Barbieri, Cannon, Clow, Crane(12), Crane(13), Dixon(1), Ehardt, Gallagher, Gannon, Green(Ruckh), Handy, Hawkins, Hill, Horman, Kingsley, Lambert, Mendive, Mitchell, Monks, Palmer, Pickett, Price, Redman, Rubel, Scott,

Shepherd, Skaug, Tanner, Wisniewski, Young, Mr. Speaker.  
Total - 33.

Total - 70.

Whereupon the Speaker declared that [H 432](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

**[H 433](#) - HUMAN RESOURCES DIVISION**

[H 433](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Horman and Mr. Wheeler to open debate.

The question being, "Shall [H 433](#) pass?"

Roll call resulted as follows:

AYES—Alfieri, Allgood, Andrus, Barbieri, Berch(Bratnober), Blanksma, Boyle, Bundy, Burns, Cannon, Cheatum, Chew(Wilson), Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gallagher, Gannon, Garner, Green(Ruckh), Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Nash(Stinson), Necochea, Nelsen, Palmer, Petzke, Pickett, Price, Raybould, Raymond, Redman, Roberts, Rubel, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber, Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 70.

Whereupon the Speaker declared that [H 433](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

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**

Mrs. Blanksma moved that the House adjourn until 11 a.m., Tuesday, February 6, 2024. Seconded by Ms. Rubel. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:50 a.m.

MIKE MOYLE, Speaker

ATTEST:

ERICA MCGINNIS, Chief Clerk