

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SEVENTH LEGISLATURE

FORTY-SIXTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 22, 2024

House of Representatives

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

Roll call showed 69 members present.
Absent and excused - Mathias. Total - 1.
Total - 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Ty Murdock, Page.

3RD ORDER

Approval of Journal

February 22, 2024

Mr. Speaker:

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

February 21, 2024

Mr. Speaker:

I return herewith enrolled [H 422](#) which has been signed by the President.

NOVAK, Secretary

Enrolled [H 422](#) was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 21, 2024

Mr. Speaker:

I transmit herewith [S 1231](#), as amended, [S 1239](#), as amended, [S 1272](#), [S 1274](#), [S 1279](#), and [S 1282](#) which have passed the Senate.

NOVAK, Secretary

[S 1231](#), as amended, [S 1239](#), as amended, [S 1272](#), [S 1274](#), [S 1279](#), and [S 1282](#) were filed for first reading.

5TH ORDER

Report of Standing Committees

February 22, 2024

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have printed [HCR 28](#), [H 609](#), [H 610](#), [H 611](#), [H 612](#), [H 613](#), [H 614](#), [H 615](#), [H 616](#), [H 617](#), [H 618](#), [H 619](#), and [H 620](#).

SKAUG, Chairman

[H 618](#) was filed for second reading.

[HCR 28](#) and [H 620](#) were referred to the State Affairs Committee.

[H 609](#) was referred to the Commerce and Human Resources Committee.

[H 610](#) was referred to the Transportation and Defense Committee.

[H 611](#) and [H 614](#) were referred to the Resources and Conservation Committee.

[H 612](#) was referred to the Agricultural Affairs Committee.

[H 613](#) was referred to the Judiciary, Rules and Administration Committee.

[H 615](#), [H 616](#), and [H 617](#) were referred to the Health and Welfare Committee.

[H 619](#) was referred to the Business Committee.

[H 602](#) held at the Desk February 21, 2024, was referred to the State Affairs Committee.

[H 605](#) held at the Desk February 21, 2024, was referred to the Commerce and Human Resources Committee.

February 22, 2024

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have transmitted enrolled [H 406](#) to the Governor at 11:25 a.m., as of this date, February 21, 2024.

SKAUG, Chairman

February 21, 2024

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration [H 543](#), [H 571](#), and [H 576](#) and recommend that they do pass.

CLOW, Chairman

[H 543](#), [H 571](#), and [H 576](#) were filed for second reading.

February 21, 2024

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration [H 507](#), [H 540](#), and [H 592](#) and recommend that they do pass.

MENDIVE, Chairman

[H 507](#), [H 540](#), and [H 592](#) were filed for second reading.

February 21, 2024

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have had under consideration [H 494](#), [H 520](#), and [H 575](#) and recommend that they do pass.

SKAUG, Chairman

[H 494](#), [H 520](#), and [H 575](#) were filed for second reading.

February 22, 2024

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [H 464](#) and recommend that it do pass.

CRANE(13), Chairman

[H 464](#) was filed for second reading.

February 22, 2024

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration [H 542](#) and recommend that it do pass.

VANDER WOUDE, Chairman

[H 542](#) was filed for second reading.

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

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

February 22, 2024

PETITION TO WAIVE JOINT RULE 20

Dear Speaker Moyle:

Pursuant to Joint Rule 20, we, the majority leadership of the House, hereby petition the Speaker of the House of Representatives to waive the provisions of Joint Rule 20 with regard to a proposed Constitutional Amendment. This waiver will allow the introduction and transmittal of RS 31370, (HJR 2), to amend the Constitution of the State of Idaho, regarding limitations on county and municipal indebtedness.

Sincerely,

/s/ Jason A. Monks, Majority Leader

/s/ Sage G. Dixon, Assistant Majority Leader

/s/ Dustin Manwaring, Caucus Chairman

The Speaker announced that pursuant to the 36th day deadline, and a petition being presented, Joint Rule 20 would be waived for the purpose of introducing joint resolutions to make amendments to the Constitution of the State of Idaho.

HOUSE JOINT RESOLUTION NO. 2
BY EDUCATION COMMITTEE

A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO SECTION 3, ARTICLE VIII OF THE CONSTITUTION OF THE STATE OF IDAHO, RELATING TO THE LIMITATIONS OF COUNTY AND MUNICIPAL INDEBTEDNESS; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO

PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

HOUSE BILL NO. 621
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO HOMEOWNER'S ASSOCIATIONS; AMENDING SECTION 55-3203, IDAHO CODE, TO REVISE A DEFINITION, TO DEFINE A TERM, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 55-3204, IDAHO CODE, TO PROVIDE FOR THE DISCLOSURE OF CERTAIN CONFLICTS OF INTEREST OR FAMILIAL RELATIONSHIPS AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 622
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO CRIMINAL HISTORY RECORDS AND CRIME INFORMATION; AMENDING SECTION 67-3001, IDAHO CODE, TO REVISE A DEFINITION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 623
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO THE TERRORIST CONTROL ACT; AMENDING SECTION 18-8101, IDAHO CODE, TO REVISE THE LEGISLATIVE PURPOSE; AMENDING SECTION 18-8102, IDAHO CODE, TO DEFINE TERMS, TO REVISE A DEFINITION, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 18-8103, IDAHO CODE, TO PROVIDE FOR THE CRIME OF DOMESTIC TERRORISM, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 18-8106, IDAHO CODE, TO PROVIDE FOR DOMESTIC TERRORISTS; AMENDING SECTION 18-4003, IDAHO CODE, TO PROVIDE FOR DOMESTIC TERRORISM AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 19-401, IDAHO CODE, TO PROVIDE FOR DOMESTIC TERRORISM; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 624
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO THE COMMERCIAL PROPERTY ASSESSED CAPITAL EXPENDITURE ACT; AMENDING TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 38, TITLE 67, IDAHO CODE, TO ESTABLISH A SHORT TITLE, TO PROVIDE LEGISLATIVE FINDINGS AND INTENT, TO DEFINE TERMS, TO AUTHORIZE C-PACE VOLUNTARY SPECIAL ASSESSMENTS BY A LOCAL GOVERNMENT, TO AUTHORIZE A LOCAL GOVERNMENT TO ESTABLISH A C-PACE PROGRAM, TO PROVIDE PROCEDURES TO ESTABLISH A C-PACE PROGRAM, TO PROVIDE C-PACE PROGRAM REQUIREMENTS, TO PROVIDE FOR A C-PACE APPLICATION AND REVIEW PROCESS, TO PROVIDE FOR AUTHORIZED ACTIONS BY A PROPERTY OWNER, TO REQUIRE THE RECORDATION OF CERTAIN DOCUMENTS, TO PROVIDE FOR THE EFFECT OF RECORDING, TO PROVIDE FOR CONTRACTS WITH OTHER GOVERNMENTAL ENTITIES, TO AUTHORIZE

JOINT IMPLEMENTATION OR ADMINISTRATION, TO PROHIBIT CERTAIN ACTIONS BY A LOCAL GOVERNMENT, AND TO PROHIBIT ANY USE OF FULL FAITH AND CREDIT; PROVIDING SEVERABILITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 625
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO EQUALIZATION OF ASSESSMENTS; AMENDING SECTION 63-502, IDAHO CODE, TO REVISE A PROVISION REGARDING THE FUNCTION OF THE BOARD OF EQUALIZATION ON ASSESSMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-511, IDAHO CODE, TO PROVIDE THAT THE BURDEN OF PROOF SHALL FALL UPON THE BOARD OF EQUALIZATION IN CERTAIN INSTANCES, TO REVISE PROVISIONS REGARDING AN APPEAL FROM THE BOARD OF EQUALIZATION AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 626
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO THE ADMINISTRATIVE PROCEDURE ACT; AMENDING SECTION 67-5279, IDAHO CODE, TO PROVIDE FOR A SCOPE OF REVIEW AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 627
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO LEGAL TENDER; PROVIDING LEGISLATIVE FINDINGS AND INTENT; AMENDING TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 97, TITLE 67, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO DEFINE TERMS, TO PROVIDE THAT GOLD AND SILVER COIN SHALL BE LEGAL TENDER, TO PROVIDE THAT NO PERSON OR ENTITY MAY COMPEL ANOTHER PERSON OR ENTITY TO TENDER OR ACCEPT GOLD OR SILVER COIN, AND TO ESTABLISH PROVISIONS RELATING TO THE PROHIBITION OF CERTAIN FORMS OF TAXATION; PROVIDING SEVERABILITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 628
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO ELECTIONS; AMENDING SECTION 34-402, IDAHO CODE, TO REVISE PROVISIONS REGARDING QUALIFICATIONS TO VOTE IN ELECTIONS; AMENDING SECTION 34-405, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE GAIN OR LOSS OF RESIDENCE BY REASON OF ABSENCE FROM STATE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 629
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO DIVORCE ACTIONS; AMENDING SECTION 32-704, IDAHO CODE, TO PROVIDE THAT A GUARDIAN AD LITEM MAY BE APPOINTED FOR A DEPENDENT CHILD IN DIVORCE PROCEEDINGS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 630
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO COUNTIES; AMENDING SECTION 31-118, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE BOUNDARIES OF CASSIA COUNTY; AMENDING SECTION 31-136, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE BOUNDARIES OF MINIDOKA COUNTY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 631
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO PUBLIC WORKS CONTRACTORS; AMENDING SECTION 54-1904, IDAHO CODE, TO REVISE PROVISIONS REGARDING CLASSES OF LICENSES CONTRACT LIMITS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 632
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO NATUROPATHIC DOCTOR LICENSING; AMENDING SECTION 54-5905, IDAHO CODE, TO REVISE PROVISIONS REGARDING VOLUNTARY NATUROPATHIC DOCTOR LICENSURE REQUIREMENTS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 633
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO PUBLIC ASSISTANCE; AMENDING CHAPTER 2, TITLE 56, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 56-270, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING POSTPARTUM MEDICAID COVERAGE FOR WOMEN; PROVIDING LEGISLATIVE INTENT; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 634
BY EDUCATION COMMITTEE
AN ACT

RELATING TO THE BROADBAND INFRASTRUCTURE IMPROVEMENT GRANT FUND; AMENDING SECTION 33-910, IDAHO CODE, TO PROVIDE FOR THE STATE BOARD OF EDUCATION AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 635
BY EDUCATION COMMITTEE
AN ACT

RELATING TO SCHOOL DISTRICTS; AMENDING SECTION 33-512, IDAHO CODE, TO REVISE A PROVISION REGARDING A POWER OF SCHOOL BOARDS OF TRUSTEES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 636
BY EDUCATION COMMITTEE
AN ACT

RELATING TO THE OFFICE OF EARLY CHILDHOOD SERVICES; PROVIDING LEGISLATIVE INTENT; AMENDING TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 97, TITLE 67, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE FOR THE APPOINTMENT OF THE DIRECTOR OF THE OFFICE OF EARLY CHILDHOOD SERVICES, AND TO PROVIDE FOR A TRANSITION PLAN FOR THE OFFICE OF EARLY CHILDHOOD SERVICES; AMENDING CHAPTER 97, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-9704, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING THE DUTIES OF THE OFFICE OF EARLY CHILDHOOD SERVICES; AMENDING SECTION 67-2601, IDAHO CODE, AS AMENDED BY SECTION 2, CHAPTER 182, LAWS OF 2023, AND BY SECTION 33, CHAPTER 220, LAWS OF 2023, TO ESTABLISH THE OFFICE OF EARLY CHILDHOOD SERVICES IN THE DEPARTMENT OF SELF-GOVERNING AGENCIES; AND DECLARING AN EMERGENCY AND PROVIDING EFFECTIVE DATES.

[HJR 2](#), [H 621](#), [H 622](#), [H 623](#), [H 624](#), [H 625](#), [H 626](#), [H 627](#), [H 628](#), [H 629](#), [H 630](#), [H 631](#), [H 632](#), [H 633](#), [H 634](#), [H 635](#), and [H 636](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

[S 1231](#), as amended, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

[S 1279](#), by Resources and Environment Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

[S 1239](#), as amended, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

[S 1274](#), by State Affairs Committee, was introduced, read the first time by title, and referred to the Education Committee.

[S 1272](#), by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

[S 1282](#), by Transportation Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

[H 549](#), by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

[H 547](#), by Transportation and Defense Committee, was read the second time by title and filed for third reading.

[H 489](#), [H 490](#), and [H 528](#), by Health and Welfare Committee, were read the second time by title and filed for third reading.

[H 456](#) and [H 487](#), by State Affairs Committee, were read the second time by title and filed for third reading.

[H 570](#), by Ways and Means Committee, was read the second time by title and filed for third reading.

[H 580](#), [H 581](#), and [HCR 25](#), by Education Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

[H 468](#) - RANGELAND

[H 468](#) 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. Raymond to open debate.

Pursuant to Rule 80(3), the following Representatives disclosed a conflict of interest regarding [H 468](#):

Mr. Raymond Mr. Wroten Mr. Pickett

The question being, "Shall [H 468](#) pass?"

Roll call resulted as follows:

AYES—Achilles, Allgood, Andrus, Barbieri, Berch, Blanksma, Boyle, Bundy, Burns, Cannon, Cheatum, Chew(Egbert), Clow, Cornilles, Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Galaviz, Gannon, Garner, Green, Handy, Healey, Hill, Holtzclaw, Horman, Lambert, Lanting, Manwaring, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Necochea, Nelsen, Palmer, Petzke, Pickett, Raybould, Raymond, Roberts, Rubel, Sauter, Shepherd, Vander Woude, Weber, Wheeler, Wroten, Yamamoto, Young, Mr. Speaker. Total - 58.

NAYS—Alfieri, Gallagher, Hawkins, Kingsley, Price, Redman, Scott, Tanner, Wisniewski. Total - 9.

Absent—Crane(12), Mathias, Skaug. Total - 3.
Total - 70.

Whereupon the Speaker declared that [H 468](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Monks asked unanimous consent that [H 538](#) be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

[H 398](#) - MEDICAID

[H 398](#) 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. Blanksma to open debate.

The question being, "Shall [H 398](#) pass?"

Roll call resulted as follows:

AYES—Alfieri, Allgood, Andrus, Barbieri, Blanksma, Boyle, Bundy, Cannon, Cheatum, Clow, Cornilles, Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Gallagher, Garner, Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Nelsen, Palmer, Petzke, Pickett, Price, Raybould, Raymond, Redman, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber, Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 58.

NAYS—Achilles, Berch, Burns, Chew(Egbert), Galaviz, Gannon, Green, Necochea, Roberts, Rubel. Total - 10.

Absent—Crane(12), Mathias. Total - 2.

Total - 70.

Whereupon the Speaker declared that [H 398](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 438](#) - IMMUNIZATIONS

[H 438](#) 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. Healey to open debate.

The question being, "Shall [H 438](#) pass?"

Roll call resulted as follows:

AYES—Alfieri, Allgood, Andrus, Barbieri, Blanksma, Boyle, Bundy, Cannon, Cheatum, Clow, Cornilles, Crane(13), Dixon(1), Dixon(24), Durrant, Ehardt, Ehlers, Erickson, Furniss, Gallagher, Garner, Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, Nelsen, Palmer, Petzke, Pickett, Price, Raybould, Raymond, Redman, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Weber, Wheeler, Wisniewski, Wroten, Yamamoto, Young, Mr. Speaker. Total - 58.

NAYS—Achilles, Berch, Burns, Chew(Egbert), Galaviz, Gannon, Green, Necochea, Roberts, Rubel. Total - 10.

Absent—Crane(12), Mathias. Total - 2.

Total - 70.

Whereupon the Speaker declared that [H 438](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Monks asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

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., Friday, February 23, 2024. Seconded by Ms. Rubel. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:01 p.m.

MIKE MOYLE, Speaker

ATTEST:

ERICA MCGINNIS, Chief Clerk