

HOUSE JOURNAL OF THE IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SEVENTH LEGISLATURE

**FORTIETH LEGISLATIVE DAY
FRIDAY, FEBRUARY 16, 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 Representative Jeff Ehlers.

The Pledge of Allegiance was led by James Turlington, Page.

3RD ORDER Approval of Journal

February 16, 2024

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Thirty-ninth 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 Thirteenth Order of Business.

13TH ORDER Miscellaneous and Unfinished Business

House of Representatives
State of Idaho

February 15, 2024

Honorable Mike Moyle
Speaker of the House
Idaho House of Representatives
PO Box 83720
Boise, ID 83720
Dear Speaker Moyle,

I am writing to tender my resignation as State Representative for District 16, Seat B, effective upon the adjournment of the House Judiciary, Rules, and Administration Committee meeting on February 15, 2024.

Serving in the Idaho State Legislature has been the privilege of a lifetime. Representing the people of District 16 in Boise and Garden City and contributing to our state's legislative process has been an honor that I will forever cherish. I am proud of the work accomplished, and I am grateful for the support and camaraderie

of my colleagues throughout my tenure. I look forward to Idaho's prosperity in the years to come.

/s/ Sincerely,
Colin Nash
State Representative
District 16, Seat B

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

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

4TH ORDER Consideration of Messages from the Governor and the Senate

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL PEOPLE, by these present, that pursuant to the provisions of Section 59-904A, Idaho Code, the District 16 Legislative Committee of the Democratic Party has submitted a list of three names for consideration in filling a vacancy in the Idaho State House of Representatives.

NOW, THEREFORE, I, BRAD LITTLE, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint TODD ACHILLES of Boise, Idaho, to the office of State Representative, District 16, Seat B, for a term commencing Friday, February 16, 2024, and continuing until the next general election when the term of office expires.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol in Boise on this 15th day of February in the year of our Lord two thousand twenty-four, and of the Independence of the United States of America, the two hundred forty-eighth year, and of the Statehood of Idaho the one hundred thirty-fourth year.

/s/ BRAD LITTLE
Governor
/s/ PHIL MCGRANE
Secretary of State

The Certificate of Appointment was ordered filed in the office of the Chief Clerk.

The Speaker announced the oath of office had previously been administered to Mr. Achilles.

February 15, 2024

Mr. Speaker:

I transmit herewith enrolled [S 1266](#) for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled [S 1266](#) and, when so signed, ordered it returned to the Senate.

February 15, 2024

Mr. Speaker:

I return herewith [H 406](#) which has passed the Senate.

NOVAK, Secretary

[H 406](#) was referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

February 16, 2024

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have printed [HCR 26](#), [HCR 27](#), [HJM 8](#), [H 567](#), [H 568](#), [H 569](#), [H 570](#), [H 571](#), [H 572](#), [H 573](#), [H 574](#), [H 575](#), [H 576](#), [H 577](#), [H 578](#), [H 579](#), [H 580](#), and [H 581](#).

SKAUG, Chairman

[HCR 26](#), [HJM 8](#), [H 570](#), [H 573](#), and [H 574](#) were referred to the State Affairs Committee.

[HCR 27](#), [H 572](#), [H 577](#), and [H 578](#) were referred to the Health and Welfare Committee.

[H 567](#), [H 579](#), [H 580](#), and [H 581](#) were referred to the Education Committee.

[H 568](#) was referred to the Environment, Energy and Technology Committee.

[H 569](#) and [H 575](#) were referred to the Judiciary, Rules and Administration Committee.

[H 571](#) and [H 576](#) were referred to the Business Committee.

February 15, 2024

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration [H 508](#) and recommend that it do pass.

HOLTZCLAW, Chairman

[H 508](#) was filed for second reading.

February 15, 2024

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES AND ADMINISTRATION, report that we have had under consideration [H 408](#), [H 518](#), and [H 544](#) and recommend that they do pass.

SKAUG, Chairman

[H 408](#), [H 518](#), and [H 544](#) were filed for second reading.

February 15, 2024

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration [H 468](#) and recommend that it do pass.

MENDIVE, Chairman

[H 468](#) was filed for second reading.

February 16, 2024

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [H 538](#) and recommend that it do pass.

CRANE(13), Chairman

[H 538](#) 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**

HOUSE BILL NO. 582

BY NECOCHEA

AN ACT

RELATING TO DEVELOPMENT IMPACT FEES; AMENDING SECTION 67-8203, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 67-8204A, IDAHO CODE, TO REVISE PROVISIONS REGARDING INTERGOVERNMENTAL AGREEMENTS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 583

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO MOTOR VEHICLES; AMENDING SECTION 49-119, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 584

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO DAYLIGHT SAVING TIME; REPEALING CHAPTER 96, TITLE 67, IDAHO CODE, RELATING TO DAYLIGHT SAVING TIME; AMENDING CHAPTER 1, TITLE 73, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 73-123, IDAHO CODE, TO EXEMPT IDAHO FROM DAYLIGHT SAVING TIME; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 585

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO DIGITAL ASSETS; AMENDING SECTION 28-1-201, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 28-5303, IDAHO CODE, TO DEFINE TERMS; AMENDING CHAPTER 53, TITLE 28, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 28-5307, IDAHO CODE, TO PROVIDE FOR THE RIGHT TO MINE DIGITAL ASSETS; AMENDING CHAPTER 53, TITLE 28, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 28-5308, IDAHO CODE, TO ESTABLISH PROVISIONS FOR MINING AND TRANSACTING IN DIGITAL ASSETS; AMENDING CHAPTER 53, TITLE 28, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 28-5309, IDAHO CODE, TO ESTABLISH PROVISIONS FOR THE OPERATION OF NODES; AMENDING CHAPTER 5, TITLE 61, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 61-542, IDAHO CODE, TO PROHIBIT DISCRIMINATORY RATEMAKING AGAINST DIGITAL ASSET MINING; AMENDING SECTION 63-602L, IDAHO CODE, TO PROVIDE THAT DIGITAL ASSETS USED FOR PAYMENT ARE INTANGIBLE PERSONAL ASSETS EXEMPT FROM TAXATION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 23, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2360, IDAHO CODE, TO PROHIBIT CERTAIN CENTRAL BANK DIGITAL CURRENCY PAYMENTS; AND PROVIDING AN EFFECTIVE DATE.

[H 582](#), [H 583](#), [H 584](#), and [H 585](#) 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 566](#), by Education Committee, was read the second time by title and filed for third reading.

[H 491](#), by Local Government Committee, was read the second time by title and filed for third reading.

[H 531](#), [H 532](#), and [H 533](#), by Transportation and Defense Committee, were read the second time by title and filed for third reading.

[H 496](#), by State Affairs Committee, was read the second time by title and filed for third reading.

[H 436](#), [H 437](#), and [H 439](#), by Health and Welfare Committee, were read the second time by title and filed for third reading.

[H 441](#), by Judiciary, Rules and Administration Committee, was read the second time by title and filed for third reading.

11TH ORDER

Third Reading of Bills and Joint Resolutions

Mr. Monks asked unanimous consent that [H 425](#) retain its place on the Third Reading Calendar until Monday, February 19, 2024. There being no objection, it was so ordered.

[H 467](#) - IRRIGATION AND DRAINAGE

[H 467](#) 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. Pickett to open debate.

The question being, "Shall [H 467](#) pass?"

Roll call resulted as follows:

AYES—Achilles, Alfieri, Allgood, Andrus, Berch, 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, Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, 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 - 65.

NAYS—Barbieri, Kingsley, Scott, Skaug, Tanner. Total - 5.
Total - 70.

Whereupon the Speaker declared that [H 467](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 466](#) - ARCHITECTS

[H 466](#) 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. Mathias to open debate.

The question being, "Shall [H 466](#) pass?"

Roll call resulted as follows:

AYES—Achilles, Alfieri, Allgood, Andrus, Barbieri, Berch, 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, Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, 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 466](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 478](#) - ELECTRICAL CODE AND PLUMBING CODE

[H 478](#) 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. Weber to open debate.

Pursuant to Rule 80(3), the following Representatives disclosed a conflict of interest regarding [H 478](#):

Mr. Wheeler Mr. Crane(13)

Mr. Crane(12) Mr. Dixon(1)

The question being, "Shall [H 478](#) pass?"

Roll call resulted as follows:

AYES—Achilles, Alfieri, Allgood, Andrus, Barbieri, Berch, 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, Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, 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 478](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 461](#) - IDAHO ADMINISTRATIVE PROCEDURE ACT

[H 461](#) 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. Dixon(24) to open debate.

The question being, "Shall [H 461](#) pass?"

Roll call resulted as follows:

AYES—Achilles, Alfieri, Allgood, Andrus, Barbieri, Berch, 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, Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, 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 461](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 462](#) - CRIMINAL PROCEDURE

[H 462](#) 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. Dixon(24) to open debate.

The question being, "Shall [H 462](#) pass?"

Roll call resulted as follows:

AYES—Achilles, Alfieri, Allgood, Andrus, Barbieri, Berch, 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, Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, 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 462](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 488](#) - TAXES

[H 488](#) 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. Cannon to open debate.

The question being, "Shall [H 488](#) pass?"

Roll call resulted as follows:

AYES—Achilles, Alfieri, Allgood, Andrus, Barbieri, Berch, 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, Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Lanting, Manwaring, Mathias, McCann, Mendive, Mickelsen, Miller, Mitchell, Monks, 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 488](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 493](#) - MASK MANDATES

[H 493](#) 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. Gallagher to open debate.

The question being, "Shall [H 493](#) pass?"

Roll call resulted as follows:

AYES—Alfieri, Allgood, Andrus, Barbieri, Boyle, Cannon, Cheatum, Clow, Cornilles, Crane(12), Crane(13), Dixon(1), Durrant, Ehardt, Ehlers, Erickson, Furniss, Gallagher, Handy, Hawkins, Healey, Hill, Holtzclaw, Horman, Kingsley, Lambert, Manwaring, McCann, Mendive, Miller, Mitchell, Monks, Palmer, Pickett, Price, Redman, Sauter, Scott, Shepherd, Skaug, Tanner, Vander Woude, Wisniewski, Wroten, Young, Mr. Speaker. Total - 46.

NAYS—Achilles, Berch, Blanksma, Bundy, Burns, Chew(Wilson), Dixon(24), Galaviz, Gannon, Garner, Green, Lanting, Mathias, Mickelsen, Necochea, Nelsen, Petzke, Raybould, Raymond, Roberts, Rubel, Weber, Wheeler, Yamamoto. Total - 24.

Total - 70.

Whereupon the Speaker declared that [H 493](#) 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 until Monday, February 19, 2024. There being no objection, it was so ordered.

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

13TH ORDER

Miscellaneous and Unfinished Business

Representative Achilles will serve on the Agricultural Affairs; Judiciary, Rules, and Administration; and State Affairs Committees.

AGRICULTURAL AFFAIRS (14)

Andrus, Chairman
Raymond, Vice Chairman

Boyle	Mathias
Cannon	Roberts
McCann	Achilles
Ehlers	
Gallagher	
Garner	
Nelsen	
Pickett	
Sauter	

JUDICIARY, RULES AND ADMINISTRATION (18)

Skaug, Chairman
Scott, Vice Chairman

Ehardt
Young
Cannon
Erickson
Alfieri
Allgood
Dixon(24)
Gallagher
Garner
Handy
Lambert
Sauter
Wroten

Gannon
Mathias
Achilles

STATE AFFAIRS (13)

Crane(13), Chairman
Young, Vice Chairman

Palmer
Barbieri
Holtzclaw
Scott
Andrus
Skaug
Alfieri
Allgood
Crane(12)

Gannon
Achilles

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 10 a.m., Monday, February 19, 2024. Seconded by Ms. Rubel. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:02 p.m.

MIKE MOYLE, Speaker

ATTEST:
ERICA MCGINNIS, Chief Clerk