HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

ORGANIZATIONAL SESSION
SIXTY-THIRD LEGISLATURE

FIRST ORGANIZATIONAL DAY
THURSDAY, DECEMBER 4, 2014

House of Representatives

At the hour of 9 a.m., on Thursday, December 4, 2014, the members-elect of the House of Representatives convened in the House Chamber of the Capitol Building in the City of Boise, with the Honorable Scott Bedke, Speaker of the House of the Sixty-second Legislature presiding, assisted by Bonnie Alexander, Chief Clerk of the Sixty-second Legislature.

The Chief Clerk read the official proclamation as follows:

I, Ben T. Ysursa, Secretary of State of the State of Idaho and legal custodian of the records of elections held in the State of Idaho, do hereby certify that the following is a full, true and complete list of those elected to serve as members of the House of Representatives of the First Regular Session of the Sixty-third Legislature, as shown by official records on file in my office:

DISTRICT	NAME
1	Heather Scott (R), Sage Dixon (R)
2	Vito Barbieri (R), Eric Redman (R)
3	Ron Mendive (R), Don Cheatham (R)
4	Luke Malek (R), Kathleen Sims (R)
5	Paulette Emily Jordan (D), Caroline Troy (R)
6	Dan Rudolph (D), John Rusche (D)
7	Shannon McMillan (R), Paul E. Shepherd (R)
8	Terry Gestrin (R), Merrill Beyeler (R)
9	Ryan Kerby (R), Judy Boyle (R)
10	Brandon A. Hixon (R), Greg Chaney (R)
11	Gayle L. Batt (R), Christy Perry (R)
12	Robert Anderst (R), Rick D. Youngblood (R)
13	Brent J. Crane (R), Gary E. Collins (R)
14	Mike Moyle (R), Reed DeMordaunt (R)
15	Lynn M. Luker (R), Patrick McDonald (R)
16	John McCrostie (D), Hy Kloc (D)
17	John Gannon (D), Susan B. "Sue" Chew (D)
18	Ilana Rubel (D), Phylis K. King (D)
19	Mat Erpelding (D), Melissa Wintrow (D)
20	Joe Palmer (R), James Holtzclaw (R)
21	Steven Harris (R), Thomas Dayley (R)
22	John Vander Woude (R), Jason A. Monks (R)
23	Richard "Rich" Wills (R), Pete Nielsen (R)
24	Lance Clow (R), Stephen Hartgen (R)
25	Maxine T. Bell (R), Clark Kauffman (R)
26	Steven Miller (R), Donna Pence (D)
27	Scott Bedke (R), Fred Wood (R)
28	Ken Andrus (R), Kelley Packer (R)
29	Mark Nye (D), Elaine Smith (D)
30	Jeff Thompson (R), Wendy Horman (R)
31	Neil A. Anderson (R), Julie VanOrden (R)
32	Marc Gibbs (R), Thomas F. Loertscher (R)
33	Janet Trujillo (R), Linden B. Bateman (R)
34	Ronald Nate (R), Dell Raybould (R)
35	Van Burtenshaw (R), Paul Romrell (R)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Idaho. Done at Boise, the Capital of Idaho, this First day of December, in the year of our Lord, two thousand and fourteen, and of the Independence of the United States of America, the two hundred and thirty-ninth.

/s/ Ben T. Ysursa
Secretary of State

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

Roll call showed all 70 members present.

At this time, Speaker Bedke administered the oath of office to all members-elect.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Chaplain Tom Dougherty.

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

7TH ORDER
Motions, Memorials, and Resolutions

At this time, Representative Bell took the Chair.

Nominations were declared in order for the Speaker of the House.

Mr. Moyle presented in nomination the name of Mr. Scott Bedke. Seconded by Mr. Rusche.

Mr. Moyle moved that nominations cease and that a unanimous ballot be cast for Mr. Scott Bedke. Seconded by Mr. Rusche.

The question being, "Shall the motion carry?"

Whereupon voice vote declared the motion carried by voice vote and Mr. Scott Bedke was elected Speaker of the House.

At this time, Mr. Moyle and Mr. Rusche escorted Mr. Bedke to the podium where the oath of office was administered to him by Representative Bell.

At this time, Speaker Bedke took the Chair.

Mr. Moyle moved that the House adopt as Rules and Joint Rules for the First and Second Sessions of the Sixty-third Legislature, the Rules and Joint Rules as adopted by the Sixty-second Legislature. Seconded by Mr. Rusche.

Whereupon the Speaker declared by voice vote that a majority of the members having voted in the affirmative, the motion carried and the Rules and Joint Rules were adopted.

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

13TH ORDER
Miscellaneous and Unfinished Business

At this time, the members selected their seats in accordance with House Rule 67.

Mr. Moyle moved that the House recess subject to Call of the Chair. Seconded by Mr. Rusche.

Whereupon the Speaker declared the motion carried by voice vote and the House was recessed subject to Call of the Chair.

RECESS

Prior to recess, the House was at the Thirteenth Order of Business.

Miscellaneous and Unfinished Business

The following committee assignments were announced by the Speaker:

STANDING COMMITTEES OF THE HOUSE SIXTY-THIRD IDAHO LEGISLATURE

AGRICULTURAL AFFAIRS (14)
Andrus, Chairman
Boyle, Vice Chairman

McMillan
Batt
Bell
Dayley
Miller
Romrell
VanOrden
Burtenshaw
Kerby
Troy
Pence
Erpelding

APPROPRIATIONS (10)
Bell, Chairman
Gibbs, Vice Chairman

Miller
Youngblood
Burtenshaw
Horman
Malek
Monks
King
Gannon

BUSINESS (18)
Barbieri, Chairman
Clow, Vice Chairman

Collins
Crane
Palmer
Thompson
Batt
Hixon
Kauffman
Monks
Anderst
Beyeler
DeMordaunt
Dixon
Troy
Smith
Rusche
Jordan

COMMERCE AND HUMAN RESOURCES (13)
Hartgen, Chairman
Anderson, Vice Chairman

Harris
Holtzclaw
Romrell
Chaney
Horman
Nielsen
Packer
Redman
King
Chew
Rudolph

EDUCATION (15)
DeMordaunt, Chairman
VanOrden, Vice Chairman

Shepherd
Wills
Boyle
Clow
Gestrin
Harris
Mendive
McDonald
Dixon
Kerby
Pence
Kloc
Rubel

ENVIRONMENT, ENERGY, AND TECHNOLOGY (17)
Thompson, Chairman
Anderst, Vice Chairman

Raybould
Hartgen
Vander Woude
Nielsen
Anderson
Mendive
Trujillo
Beyeler
Chaney
Nate
Scott
Smith
Rusche
Jordan
Rubel

HEALTH AND WELFARE (11)
Wood, Chairman
Packer, Vice Chairman

Hixon
Perry
Romrell
Vander Woude
Beyeler
Redman
Troy
Rusche
Chew

JUDICIARY, RULES, AND ADMINISTRATION (17)
Wills, Chairman
Dayley, Vice Chairman

Luker	Gannon
McMillan	McCrostie
Perry	Nye
Sims	Wintrow
Malek	
Trujillo	
McDonald	
Cheatham	
Kerby	
Nate	
Scott	

LOCAL GOVERNMENT (14)
Luker, Chairman
Sims, Vice Chairman

Barbieri	Kloc
Perry	McCrostie
Clow	Nye
Horman	
Malek	
Collins	
Cheatham	
Loertscher	
Redman	

RESOURCES AND CONSERVATION (18)
Raybould, Chairman
Gestrin, Vice Chairman

Moyle	Pence
Andrus	Erpelding
Shepherd	Rubel
Wood	
Boyle	
Vander Woude	
Gibbs	
Miller	
Bateman	
Burtenshaw	
Mendive	
VanOrden	
Youngblood	

REVENUE AND TAXATION (16)
Collins, Chairman
Trujillo, Vice Chairman

Moyle	Erpelding
Raybould	Nye
Anderson	Rudolph
Anderst	
Dayley	
Hartgen	
Kauffman	
Chaney	
Nate	
Scott	
Thompson	

STATE AFFAIRS (17)
Loertscher, Chairman
Batt, Vice Chairman

Andrus	Smith
Luker	Jordan
Crane	McCrostie
Palmer	Wintrow
Sims	
Barbieri	
Holtzclaw	
McMillan	
Bateman	
Cheatham	
Nielsen	

TRANSPORTATION AND DEFENSE (17)
Palmer, Chairman
Shepherd, Vice Chairman

Wills	King
Bateman	Rudolph
Gestrin	Wintrow
Hixon	
Kauffman	
Packer	
Youngblood	
McDonald	
Dixon	
Harris	
Holtzclaw	
Monks	

WAYS AND MEANS (7)
Perry, Chairman

Moyle	Rusche
Crane	Erpelding
Vander Woude	Pence

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

16TH ORDER
Adjournment

Mr. Moyle asked unanimous consent that a committee be appointed by the Speaker to notify the Senate that the House is ready to adjourn Sine Die. There being no objection, it was so ordered.

The Speaker appointed Representatives Crane, Rudolph, and Troy to notify the Senate. The committee was excused.

The committee appointed to notify the Senate reported that they had delivered the message to the Senate. The committee was thanked and discharged by the Speaker.

Mr. Moyle moved that the Organizational Session of the Sixty-third Legislature adjourn Sine Die. Seconded by Mr. Rusche.

Whereupon the Speaker declared the motion carried and the Organizational Session of the Sixty-third Legislature adjourned Sine Die at 3:48 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FIRST LEGISLATIVE DAY
MONDAY, JANUARY 12, 2015

House of Representatives

The House convened at 12 noon, January 12, 2015, the time established for the convening of the First Regular Session of the Sixty-third Legislature, the members of the House of Representatives convened in the House Chamber of the Capitol Building in the City of Boise, with Scott Bedke, Speaker, presiding.

Roll call showed 69 members present.
Absent – Kloc. Total – 1.
Total – 70.

At this time the Speaker put the House at ease for the Flag Ceremony.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Dustin Cheney, Page.

3RD ORDER
Approval of Journal

January 12, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the the Organizational Session and recommend that same be adopted as corrected.

WILLS, Chairman

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

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

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-917, Idaho Code, JUDY BOYLE, State Representative, District 9, Seat B, Adams County, State of Idaho, has nominated, VIKI PURDY, of 3474 South End Road, New Meadows, ID 83654, to perform the duties of this office temporarily as Acting State Representative, District 9, Seat B.

NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Viki Purdy of New Meadows, Idaho, to the office of Acting State Representative, District 9, Seat B, for a term commencing January 12, 2015, and continuing until such time as Representative Boyle is able to resume her duties.

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 8th day of January, in the year of our Lord two thousand and fifteen, and of the Independence of the United States of America, the two hundred and thirty-ninth year.

/s/ C.L. "BUTCH" OTTER
Governor
/s/ LAWERENCE DENNEY
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 Viki Purdy.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 1
BY MOYLE AND RUSCHE
A CONCURRENT RESOLUTION

PROVIDING FOR A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE FIRST REGULAR SESSION OF THE SIXTY-THIRD IDAHO LEGISLATURE FOR THE PURPOSE OF HEARING A MESSAGE FROM THE GOVERNOR.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Governor has informed the House of Representatives and the Senate that he desires to deliver a message to a Joint Session of the House of Representatives and the Senate of the First Regular Session of the Sixty-third Idaho Legislature in the Chamber of the House of Representatives at 1 p.m. on Monday, January 12, 2015.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that the House of Representatives and the Senate meet in Joint Session on Monday, January 12, 2015, at 1 p.m. for the purpose of hearing the message from the Governor.

HCR 1 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Mr. Moyle asked unanimous consent that two committees be appointed by the Speaker; one to notify the Governor, and one to notify the Senate that the House is organized and ready to do business. There being no objection, it was so ordered.

The Speaker appointed the following committees to notify the Governor and the Senate.

Representatives Vander Woude, Harris, and Erpelding were appointed as the committee to notify the Governor and Representatives DeMordaunt, Horman, and Rubel were appointed as the committee to notify the Senate. The committees were excused.

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

5TH ORDER
Report of Standing Committees

January 12, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HCR 1**.

WILLS, Chairman

HCR 1 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

HCR 1 - GOVERNOR - STATE OF STATE ADDRESS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **HCR 1** 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 1** be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle(Purdy), Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.

NAYS – None.

Absent – DeMordaunt, Erpelding, Harris, Horman, Kloc, Rubel, Vander Woude. Total – 7.

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 1** was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

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

The question being, "Shall **HCR 1** be adopted?"

Whereupon the Speaker declared **HCR 1** adopted by voice vote and ordered the resolution transmitted to the Senate.

The committee appointed to notify the Governor that the House was in session returned to the House and reported they had conveyed the message to the Governor and that the Governor sent his greetings and best wishes for a productive session. The committee was thanked and discharged by the Speaker.

The committee appointed to notify the Senate that the House was in session returned to the House and reported that they had conveyed the message to the Senate, and the Senate returned its best wishes for a productive session. The committee was thanked and discharged by the Speaker.

At this time, Senators acting as a committee from the Senate, were escorted into the House Chamber to notify the House of Representatives that the Senate was organized and ready for business. The Speaker thanked the committee.

Mr. Moyle asked unanimous consent that a committee be appointed to wait upon the Senate and escort the Senators to the House Chamber for the purpose of attending the Joint Session. There being no objection, it was so ordered.

The Speaker appointed Representatives Sims, VanOrden, and King as the committee to wait upon the Senate. The committee was excused.

The committee appointed to wait upon the Senate returned and reported that the Senate was waiting to enter the House Chambers. The Speaker thanked and discharged the committee.

JOINT SESSION

Pursuant to **HCR 1**, the hour of 1 p.m. having arrived, the members of the Senate entered the House Chamber and met in Joint Session with Speaker Scott Bedke presiding.

Roll call showed 69 members present.
Absent – Kloc. Total – 1.
Total – 70.

Roll call of the Senate showed 34 members present..
Absent – Lodge.Total – 1.
Total – 35.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Chaplain Tom Dougherty.

Mr. Moyle asked unanimous consent that one committee be appointed to wait upon the Supreme Court Justices and Appellate Court Judges and one to wait upon the Elected Officials and escort them to the House Chamber. There being no objection, it was so ordered.

The Speaker appointed Representatives Wills and Gannon and Senators Hagedorn and Werk as the committee to wait upon the Supreme Court Justices and Appellate Court Judges and Representatives Nielsen and Wintrow and Senators Winder and Buckner-Webb as the committee to wait upon the Elected Officials and escort them to the House Chamber. The committees were excused.

Mr. Moyle asked unanimous consent that the Speaker appoint a committee to wait upon the Governor and escort him to the House Chamber. There being no objection, it was so ordered.

The Speaker appointed Representatives Moyle and Rusche and Senators Davis and Stennett as the committee to wait upon the Governor and escort him to the House Chamber. The committee was excused.

The committee appointed by the Speaker escorted the Supreme Court Justices and the Appellate Court Judges to the House Chamber where they were presented to the Joint Session.

The committee appointed by the Speaker escorted the Elected Officials to the House Chamber where they were presented to the Joint Session.

The committee appointed by the Speaker escorted the Governor to the House Chamber.

His Excellency, the Governor of the State of Idaho, C.L. "Butch" Otter, was introduced by the Speaker and the following **State of the State Message and Budget Address** was delivered by Governor Otter.

* * * * *

Mr. Speaker, Mr. President, Honorable Justices and Judges, my fellow constitutional officers, distinguished legislators and members of my Cabinet, honored guests, friends, my family and our First Lady my fellow Idahoans.

Allow me first to comment briefly on two men who were with us here throughout the first eight years of my tenure in this office - Superintendent of Public Instruction Tom Luna and Secretary of State Ben Ysursa.

During my time in government I have seldom been privileged to work so closely with two individuals more devoted to the public interest or more motivated by the better angels of public service than Tom and Ben.

Please join me now in an appreciation of their work, their legacy, and their friendship.

To our newly elected legislators and constitutional officers, congratulations and welcome. I applaud your willingness to serve. I respect and appreciate your civic virtue. And I encourage your attention, patience and commitment to the processes and purposes of our State government.

Like you, I am beginning a new term in office. It is an honor and a privilege to have once again garnered the support and confidence of the citizens of Idaho.

Like you, I take that responsibility very seriously. And I know that public confidence must be earned anew every day. So let us begin our work together unfettered by cynicism or mistrust, and with a sure understanding of our limitations as well as our potential.

With you, I look forward to advancing the interests of the people we serve.

With you, I am committed to continuing our efforts to make Idaho what America was meant to be.

Ladies and gentlemen, we are blessed to live in interesting times. There is unrest and uncertainty all around us. But that's nothing new to the human experience.

There has never been a shortage of issues upon which well-intentioned people could earnestly and actively disagree in any free and dynamic society.

We also are blessed to live in a nation and a state where there is an orderly, responsible, citizen-driven process for sorting out and addressing those issues. Our process is not designed to satisfy everyone. Nothing ever can. But it is designed to do more than stimulate public discussion and debate.

Ultimately, it must inspire resolution and progress - however imperfect or incomplete.

That is the lodestar on which we must find our way forward in the days ahead.

Unfortunately, that has not been a hallmark of our national government in recent years.

From immigration to energy and from environmental protection to budgeting, there is neither rhyme nor reason to how the federal government does - or does not - do its job.

Partisan rancor and political infighting are unacceptable excuses for inaction and dysfunction. Here in Idaho we have not only the opportunity but the responsibility to set a higher standard, and then live up to it.

I ran for Governor in 2006 because my six years in Congress taught me that the states are where our Republic must meet today's challenges and prepare for those that lay ahead.

That is just as true today, and even more apparent. So I am more determined than ever for Idaho to embrace that opportunity.

It will mean setting an example of both fiscal responsibility and policy vision, especially on those issues that are fundamental to our future prosperity, consistent with the proper role of government and aligned with our Idaho values. That will require all of us working together rather than at cross-purposes.

We must not allow ourselves to emulate the federal government's politics of division, procrastination and misdirection for which we all are paying the price.

In some cases and on some issues, we already have put off making some tough decisions for too long. That cannot and must not continue. Today, I will outline some issues on which I believe we must act - not in careless haste but with all appropriate dispatch.

Perhaps the most important message I want to leave with you today is simply this: Idaho Learns.

We learned the value of being more frugal and accountable with taxpayer resources during the Great Recession. We learned the value of preparation and consensus building during our discussions concerning transportation funding. We learned the value of process and inclusion during our efforts to improve education.

And we have learned that even the best intentions and plans must be carried out with equal attention to detail and public perceptions from our contract experience with the Idaho Education Network.

Idaho Learns.

And those lessons run deep.

As a result of our experiences we move forward more confident in our abilities, more certain in our goals, and better prepared for the challenges before us. Future generations will benefit from our efforts to apply these lessons today.

I am not here to offer panaceas or to insist that your deliberations proceed in a particular direction - we are after all separate but equal branches of State government.

Instead, I am here to offer my view of what our state priorities should be and where our resources can be most effectively used in the public interest.

That list begins with education.

Last year in this chamber I laid out a five-year plan for sustainably and responsibly investing in our public schools.

I greatly appreciate your support for achieving those goals and I encourage your continuing help in seeing this process through as we welcome new Superintendent of Public Instruction Sherri Ybarra.

In Idaho, public schools are the most fundamentally proper role of government. They are essential to the health of our families, our communities and our economy.

In addition to the choices that parents are afforded with home schooling, charter schools and private schools, world-class public schools can set the bar for higher individual achievement. They are the key to our prosperity and Idaho's competitiveness in the global marketplace.

As you know, our school improvement plan is based on the recommendations of my broad-based, bipartisan Education Task Force, which was led and facilitated by the State Board of Education. The goal of its recommendations is to build a public school system that is focused on student outcomes, responsive to local needs, respectful of the role of classroom teachers, and more accountable to parents, patrons and taxpayers.

The Fiscal Year 2016 Executive Budget recommendation I am submitting to you today provides more funding for teacher training and professional development, and a significant infusion of money for teacher compensation under the new tiered licensure and career ladder proposed by the State Board of Education.

To support continuous improvement, my recommendation provides additional funding to help local school districts conduct planning on how best to improve the education of our children every year.

In addition, I'm calling for another $20 million in discretionary operating funds for local schools in fiscal 2016.

My recommendation also includes funding to provide more career and college counseling for students. As we implement our K-through-Career goals I want students and parents to have the best information available in making important decisions about courses, programs and post-secondary opportunities that will give them a leg up toward success in the workforce.

My total General Fund budget request for the coming year represents a 5.2-percent increase.

But my proposal for public schools calls for 7.4 percent more funding. That's almost $60 million more than we allocated for schools before the Great Recession began in fiscal year 2009.

Beyond the numbers, I'm also calling on the State Board of Education and our education partners to work together to develop a comprehensive plan for improving literacy and reading proficiency. Reading at grade level by the end of third grade is a major foundation for a student's education. It enables their success in every other subject area. We absolutely must prepare our students by doing more to achieve this critical benchmark. Anything less is simply unacceptable.

My hope while you consider this request is that we work together to continue assessing the impact of the current year's investments and seek to advance those policies and processes that work best for Idaho students.

We know that one of our initiatives to improve the quality and equity of the public school experience for our students is the Idaho Education Network.

It enables students in Salmon and Montpelier to get the same kind of advanced instruction as those in Sandpoint and Meridian. It enables Idaho to overcome our geographic and socioeconomic barriers. It allows us to realize the kind of opportunities for enlightenment and progress that not long ago were available only in our largest and most connected communities.

The kind and quality of courses and the level of instruction provided by the IEN truly is staggering. I believe its value is beyond question. The IEN is an asset that must be maintained. The challenges in continuing this world-class educational tool can and should be overcome.

I am committed to fulfilling the vision and promise of the IEN, which will start with rebidding the contracts involved, but also includes a strong recommendation for full funding of IEN operations in fiscal 2016 to ensure the service is continued for Idaho students.

One of the benefits of the Idaho Education Network continues to be the ability to bring college-level courses into high school classrooms throughout Idaho. That in turn helps ensure that more of our students are adequately prepared for the academic rigors of college life.

Our colleges and universities have been spending too much time, money and energy on remedial programs to bring Idaho high school graduates up to a post-secondary level of competence on such critical subjects as science, math and reading comprehension.

Many of our employers also are having trouble finding workers with the skills they need in an increasingly complex economy to enable those businesses to remain competitive.

And I'm not just talking about computer science, engineering and healthcare fields; we have businesses struggling to find enough well-trained and qualified welders, technicians and other trades positions. In fact, at current levels of economic growth we are going to be tens of thousands of employees short of industry demand for the skills and level of post-secondary training and education they need in the coming years.

That's why our efforts to better prepare students to be contributing members of society now extend beyond the old K-12 focus to a K-through-Career emphasis.

Education must not be allowed to end with high school.

We have a responsibility to use our tax dollars more strategically and effectively - and to build and strengthen partnerships with employers - if we are to meet our goal of at least 60 percent of Idaho citizens between the ages of 25 and 34 having a post-secondary degree or professional certification by 2020.

Folks, that's just five years down the road. We have a lot of work to do to achieve this worthy goal.

Already the Board of Education and our higher education institutions are working more closely than ever with the Department of Labor, the Department of Commerce, Professional-Technical Education, Health and Welfare and local organizations to develop commonsense plans for meeting our workforce development needs.

That includes more pronounced, targeted and sustainable investments in such programs as the computer science initiative at Boise State University, an employee readiness initiative at the University of Idaho, career path internships at Idaho State University, and the Complete College Idaho program throughout our higher education system.

Those are amongst the top priorities at each of our schools, and I'm asking for your continuing support to help them succeed - to help US succeed in building a comprehensive system of education and workforce training opportunities so that Idaho Learns applies to all the citizens of our state.

I'm also pleased to report some good news from the efforts of our Leadership in Nuclear Energy Commission or LINE Commission and the Center for Advanced Energy Studies–CAES. As you will recall, that group did an outstanding job highlighting the strengths and capabilities of our National Lab - and one of their key recommendations focused on "regionalizing CAES" by including other state partners.

This past fall my good friend Governor Mead and the University of Wyoming agreed to join as equal partners in the CAES consortium of our state universities.

This is but the first step in a continuing effort to fulfill the promise of the INL and CAES.

Let me talk for just a moment now about something that you won't find in my budget recommendation. But I believe it has the potential to improve the lives and enhance the opportunities of many Idaho citizens. I believe that because we've already seen it happen right here in this valley.

In 2007, my first year as Governor, the Treasure Valley was one of the last metropolitan areas in America without a community college. That year the Legislature enacted my request to provide a State incentive of startup funding for any local jurisdictions where voters opt to establish a community college district. Ada and Canyon counties soon stepped up to the challenge and voted to establish the College of Western Idaho.

And what a tremendous success it's been. It's forever changed the way education is delivered here in Idaho's most populated area. It's hard to even imagine this valley now without CWI playing a significant role in our future.

Thanks to the incredible efforts of President Bert Glandon, the visionary leadership of the College of Western Idaho Board and collaboration with Boise State University and others, CWI joins as a full partner with the College of Southern Idaho and North Idaho College in fulfilling the promise of true "community" colleges.

They are providing affordable, accessible and responsive resources for both students and employers to meet their education and career-training goals.

Through them, Idaho Learns is taking on a broader definition.

Providing that opportunity for our citizens during the economic downturn was critically important to our recovery.

Now that we are rebounding, we find ourselves faced with growing demand and intensifying need for the services that community colleges are uniquely able to provide.

So today I challenge again the underserved communities of Idaho where no broad-based community college programs now exist to canvass their citizens and businesses on the value that can be added to their economic development and public enrichment efforts by establishing a community college district of the size and focus that will meet their local needs.

Those needs and my challenge for local leaders to address them will be part of the discussion in each town I visit to conduct Capital for a Day. We did it with CWI and we can do it again.

Preparing Idahoans for the workplace is the primary focus of the Idaho Department of Labor. It's not just about sending out unemployment checks.

And the experts at Labor and our other State agencies now have a clearer picture than ever of where our people will be working in the years ahead - if they are educated and trained to do the kinds of careers being created.

We now expect to outpace the national employment growth rate with 15,000 job opportunities a year being created for Idaho workers through 2022 - many of them in the healthcare and construction fields.

That's why Director Ken Edmunds and his team at Labor have developed a plan for retaining, recruiting and returning employees to Idaho to help meet the demand for skilled workers.

The idea behind the "Choose Idaho" initiative is to bridge the coming labor shortage by keeping Idaho's best and brightest right here at home, encouraging former Idahoans to come home, and welcoming people with new skills to our communities.

To help build on that effort, my budget recommendation for fiscal 2016 includes a transfer of $5 million for Industry Sector Grants.

That will help build partnerships between industry and our education system to more effectively address a growing shortage of skilled and trained employees - a key element of our K-through-Career goals.

At the same time, I'm pleased that the Department of Labor was able to announce last month that Idaho's economic recovery and job growth will allow the unemployment insurance tax rate paid by Idaho businesses to fall for the third consecutive year - this time by another 16.8 percent. That means tens of millions of dollars in savings that can help capitalize additional Idaho growth.

I appreciate your support over the years for reducing the tax burden on Idaho citizens. From increasing the grocery tax credit to lowering income tax rates and providing personal property tax relief, we are keeping almost $157 million in the hands of Idaho taxpayers during 2015. And that will grow to more than $169 million during the year that begins July 1 as our economy keeps expanding.

Director Jeff Sayer and his team at the Department of Commerce are working hand-in-glove with Education, Labor, Transportation, Agriculture, Health and Welfare and other State agencies to leverage market-driven economic growth into improving how employers see Idaho. Their goal is nothing less than to make Idaho a global leader in growth and prosperity.

And we have some great resources to help Accelerate Idaho, including the Tax Reimbursement Incentive or TRI that you approved last year. This performance-based tool is attracting great interest from businesses ready to create thousands of jobs and invest billions of dollars in Idaho's future.

Thank you for recognizing that Idaho Learns extends to the lessons from other states where government is mortgaging its future to up the ante on attracting new businesses.

By contrast, the TRI requires employers to prove up their commitment to Idaho with jobs and capital investments before a dime of their tax payments are reimbursed. And most importantly, the TRI is getting just as much attention from our homegrown Idaho businesses looking to expand as it is from employers outside Idaho looking for a better place to achieve their goals.

One of the most crucial parts of making Idaho a better place to do business and create jobs is improving our infrastructure. My budget recommendation includes an additional $3 million infusion for the Idaho Opportunity Fund at the Department of

Commerce. That money is used for strategic grants to help Idaho communities provide the water, power, wastewater treatment, roads and other infrastructure necessary for new or expanding businesses.

A great example of the return on investment from our Opportunity Fund is Cives Steel. When one of the nation's largest steel fabricators was looking to expand west of the Mississippi River it found a home in Ucon, just north of Idaho Falls.

It landed there for a number of reasons, but one factor in particular helped seal the deal: Ucon was able to secure a $400,000 Idaho Opportunity Fund grant to support infrastructure needed for the Cives operation. So far the employee-owned company has invested about $10 million in facilities and equipment in Idaho. That figures to grow to about $32 million as Cives creates more than 150 career opportunities in Bonneville County.

You know as well as I do that every Idaho community that's been passed over by a new or growing employer understands the value of those grants. But they only help address a small fraction of our statewide infrastructure needs.

The biggest of the big-ticket items in our infrastructure inventory is our long-term, multibillion-dollar investment in Idaho's roads and bridges.

And if Idaho Learns means anything at all, it's time for us to address that elephant in the room.

Our own circumstances and the realities of our national government require us to seize the opportunity to become more self-reliant, to be the architects of our own destiny rather than the afterthoughts of a federal funding system that could be skewed to our disadvantage. There's a real possibility that Congress will try to pass a transportation funding bill in the coming year - maybe as early as the spring.

A cold, hard assessment of the politics involved indicates that we run the risk of getting left in the lurch if that federal legislation changes the Highway Trust Fund formula so that we wind up paying in more than we're allotted for our needs in Idaho.

A survey last winter showed that most Idahoans believe our aging highways and bridges will need attention within ten years.

That's one benchmark to consider.

But the maintenance backlog we already have makes it even more important to figure out now how to pay for the hundreds of millions of dollars in improvements needed to protect Idaho lives and corridors of commerce.

Ladies and gentlemen, we know that after education, investing in infrastructure is among the smartest, most cost-effective and frankly essential uses of taxpayer dollars to promote the public's general welfare and sustain economic growth.

And that truth is being embraced by voters. It's interesting to note that roughly half of the survey respondents said transportation funding should be among the Legislature's top three priorities - even though most are satisfied with the condition of our roads and bridges right now.

They get it. Building and maintaining infrastructure is not an overnight proposition - whether it's highways, broadband connectivity, electric transmission lines or water treatment facilities. It takes planning and a commitment to sustainable long-term investment.

We already have 785 state and local bridges in Idaho that are over 50 years old and considered structurally "deficient."

That number will grow to almost 900 bridges by 2019 even after completing work on the 68 for which we already have funding.

This isn't a matter of Hennie Penny telling us that the sky is falling. It's a real problem, but we know how to fix it if we have the resources. Major Idaho highway improvement projects since 2009 - mostly funded by GARVEE bonds and federal stimulus money - have reduced the accident rate on those routes by 35 percent and the death rate by 25 percent.

Under Director Brian Ness and Board Chairman Jerry Whitehead, the Idaho Transportation Department is making significant strides in efficiency and more effectively using limited highway resources. ITD has eliminated more than 100 full-time positions since 2013 alone by reducing layers of management. It now is recognized among the best-run transportation agencies in America.

I fully understand the misgivings of some about higher transportation costs.

But there is something to be said for the old adage about being "penny wise and pound foolish." In fact, every dollar we invest now in our roads and bridges will save motorists and taxpayers $6 to $14 later.

Chairmen Brackett and Palmer, legislative leaders, I am not going to stand here and tell you how to swallow this elephant. That would be contrary to all we have learned about each other and the people we serve in recent years. But we all know it must be done. I welcome financially responsible legislation that addresses steady, ongoing and sustainable transportation infrastructure in Idaho; however, I will NOT entertain proposals aimed at competing for General Fund tax dollars with education and our other required public programs or services.

That raises the question of taxation.

So allow me to reflect for just a moment on our Idaho tax system and its conformance with the basic tenets of equity, certainty and simplicity. By that I mean taxation must be fair in its policy and administration across taxpayer classifications; it must be predictable so that taxpayers can plan and prepare as they conduct their business and personal affairs; and it must be understandable so that taxpayers have a fighting chance of making sense of the tax code and its impact on them.

As it stands today, Idaho unfortunately has become a confusing hodgepodge of taxing authorities. That undermines public confidence that those who collect the tax are accountable to citizens for how the revenue is used. With that and the benchmarks of equity, certainty and simplicity in mind, I'm asking for your help today in ensuring that over the coming four years we can make Idaho's tax system one of the best in the nation.

I believe that work should start now by enacting the recommendations from the task force I assembled last year to consider improvements to how the Idaho State Tax Commission operates. Those recommendations are aimed at improving the efficiency, accountability and transparency of our revenue operations. That includes refining the role of the Commission itself with the addition of a director over day-to-day agency business.

By now most of you know that I would like to see us further reduce the marginal rates for Idaho's individual and corporate income tax below 7 percent from their current 7.4 percent, as well as the complete elimination of the personal property tax. To that end, my budget recommendation sets aside the first year of a five year approach to reduce our income tax brackets from 7.4 percent to 6.9 percent.

This effort will provide relief to 44 percent of taxpayers this year and up to 51 percent of taxpayers by 2018.

I also believe the time has come for Idaho to prepare for a potential change in federal law to address the issue of tax equity. It's called the Marketplace Fairness Act.

As many of you know, that legislation now before Congress would clarify the legal authority of states like Idaho to impose and enforce a sales tax on interstate purchases of goods online.

Not only is this a fundamental matter of fairness for those brick-and-mortar businesses in our communities. It also is a matter of securing our own long-term prosperity.

Simply put, every dollar of sales tax from online purchases that goes uncollected is the better part of a dollar that is NOT going to support the necessary and proper roles of our State government - especially meeting the education and infrastructure needs of our growing economy.

Congress has yet to act. But the legislation has support from within our own Idaho delegation.

On the topic of Congress, I believe the chances now have improved - if only marginally - to repeal or more likely make incremental changes to Obamacare that would have a real impact here in Idaho.

I have studied the recommendations of my Medicaid Redesign Workgroup and agree with its findings - up to a point. I especially appreciate the Workgroup's strong focus on personal accountability, requiring co-payments, and managed care.

But more broadly, Idaho Learns should also apply to these findings and their experience. The Workgroup did its homework and deserves an opportunity to share what they have learned. I am asking you to hold hearings this session, listen to their findings, ask questions and educate yourselves on all the work they have done.

We worked together collaboratively and with great success on creating Your Health Idaho. After some initial trials, Idaho now is successfully running its own insurance exchange cheaper, more efficiently, with less staff and with better service than the national system that overpromised and profoundly under-delivered. That's because Your Health Idaho is locally run and utilizes insurance agents and brokers working in the free market.

In fact, the marketplace is the key to how Idaho is advancing our goal of making health care more affordable and accessible for all Idahoans.

Many people in this state have quietly gone about the business of putting Idaho at the forefront of the changing healthcare landscape.

By building public-private partnerships, Health and Welfare Director Dick Armstrong and the men and women who are working on the State Healthcare Innovation Plan are changing the way we pay for and deliver healthcare services - including Medicaid.

Those who are working diligently in both the public and private sectors to improve healthcare outcomes in Idaho deserve our sincere thanks.

My thanks also go to the Legislature and those advocates who are enabling us to more aggressively address the local challenges of behavioral health. Less than a month ago I was in Idaho Falls to cut the ribbon on Idaho's first Behavioral Health Crisis Center, where people with mental health or substance abuse problems can get short-term help without going to a hospital emergency room or a jail cell.

It's an important part of the broader improvements needed in our community-based services. We know that best practices across the country show that such local facilities reduce law enforcement and hospital-related costs while providing more sustainable support and better access for vulnerable citizens. That's why I once again am requesting funds for an additional Behavioral Health Crisis Center in the coming year.

Another decision for which I'm proud of the Legislature, our courts and our Executive agencies is their unprecedented collaboration in enacting and now implementing the Justice Reinvestment Initiative or JRI.

This is an effort started two years ago by the good chairmen of our House and Senate Judiciary committees.

Last year's overwhelming legislative support for Senate Bill 1357 and hard work during the past year by our courts, Department of Correction and Commission of Pardons and Parole has resulted in an outstanding set of administrative rules for you to consider during this session.

They spell out in detail how we can improve public safety, reduce recidivism and lower the costs associated with locking up offenders by prioritizing and refining our post-release supervision efforts with swift, certain and graduated sanctions.

I appreciate your continuing support as our Justice Reinvestment efforts move from careful planning to effective on-the-ground implementation.

I hope you will consider it equally important to continue our work toward addressing the very real challenge we face in our public defense system.

The courts have made it clear that our current method of providing legal counsel for indigent criminal defendants does not pass constitutional muster.

This is a priority for our counties so it also must be a priority for us. If we value the ideals embodied in the Fourth, Fifth, Sixth and Eighth amendments to the U.S. Constitution, then it is undeniably our responsibility to take the phrase "due process of law" as seriously as the Framers intended.

Which brings me to another constitutional issue - the defense of traditional marriage.

Last year we found ourselves in the position of defending an amendment to the Idaho Constitution approved by voters in 2006 and - I believe - truly representing both the intentions and the values of our citizens. It defines marriage between a man and a woman as the only "domestic legal union" valid in Idaho.

It is incumbent upon those of us sworn to uphold and defend our Constitution and to do so based on its content now - not on changing societal views since it was enacted or how any of us would write it today.

Therefore, I will continue to do all I can to uphold my oath and defend our Idaho Constitution.

I am hopeful that our recent request for the U.S. Supreme Court to review the issue will be accepted and that we can look forward to an outcome that affirms our Constitution.

It's unfortunate that so many of our differences with the national government wind up in court. But in the absence of any federal consensus on a multitude of issues, too often the courts become the last refuge both for public policy disputes and safeguarding our freedoms.

That may well be where such questions as protection of sage-grouse and siting of electricity transmission corridors end up. I hope not, and we are working hard with Idaho landowners, sportsmen, federal land managers and other stakeholders to find common ground through our administrative processes on those issues and others.

During the past year we completed the historic Snake River Basin Adjudication process. The largest single-stream adjudication in U.S. history took 27 years and covered water rights on about 87 percent of Idaho's land area. We advanced our efforts to similarly adjudicate all northern Idaho water claims. And we made great progress on our efforts to preserve, recharge and more sustainably manage our water throughout the state.

In addition and with gratitude for your help and support, I'm proud to announce that there now are five Rangeland Fire Protection Associations throughout Idaho. They are organized and prepared to launch initial attacks when wildfire threatens any of more than 3.5 million acres of state, private and BLM rangeland in our state.

Ladies and gentlemen, look high above you. Within this magnificent chamber so beautifully renovated just a few years ago, you see an Idaho sky through a vaulted dome of glass. This chamber, this building, this body has all the room that anyone could need to accommodate the biggest, loftiest and most meaningful ideas and actions.

In fact I would measure that the entire church used in the summer of 1787 to create this great Republic would but fill this chamber.

So as you begin your deliberations today, don't limit yourselves.

Think big. Be bold. Act decisively. Reflect the Idaho values you were sent here to represent.

And as you consider the magnitude of the work ahead and how it will benefit the citizens we serve, keep looking up toward higher aspirations.

Keep looking up and apply what Idaho Learns so that our fondest hopes and best intentions will lead to a better tomorrow for future generations.

Join me in putting Idaho and our people first and foremost in your minds.

Good luck, Godspeed, and may God continue to bless America and the Great State of Idaho.

Thank you.

* * * * *

The Speaker thanked Governor Otter.

The committee appointed to wait upon the Governor came forward and escorted him from the House Chamber and was, on its return, thanked and discharged by the Speaker.

The committee appointed to wait upon the Supreme Court Justices and the Appellate Court Judges came forward and escorted them from the House Chamber and was, on its return, thanked and discharged by the Speaker.

The committee appointed to wait upon the Elected Officials came forward and escorted them from the House Chamber and was, on its return, thanked and discharged by the Speaker.

Mr. Moyle moved that the Governor's State of the State Message and Budget Address be printed in both the House and Senate Journals. Seconded by Mr. Rusche.

The question being, "Shall the motion carry?"

Whereupon the Speaker declared the motion carried by voice vote and ordered the Governor's State of the State Message and Budget Address printed in both the House and Senate Journals.

Mr. Moyle moved that the Joint Session be dissolved. Seconded by Mr. Rusche. Motion carried.

The Senate returned to its Chamber.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Tuesday, January 13, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 2 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SECOND LEGISLATIVE DAY
TUESDAY, JANUARY 13, 2015

House of Representatives

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

Roll call showed 68 members present.
Absent – Kloc, Rubel. Total – 2.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Audra Curtis, Page.

3RD ORDER
Approval of Journal

January 13, 2015

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

WILLS, Chairman

Mr. Wills 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

January 12, 2015

The Honorable Scott Bedke
Speaker of the House

As required by Section 57-1601, *Idaho Code*, I am transmitting the following report of the Governor's Emergency Fund for fiscal years 2014 and 2015.

Balance as of July 1, 2013	**83,744.48**
No activity in fiscal year 2014	
Balance as of June 30, 2014	**83,744.48**
No activity year-to-date in fiscal year 2015	
Balance as of December 31, 2014	**83,744.48**

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

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

January 12, 2015

Mr. Speaker:
I return herewith **HCR 1** which has passed the Senate.

NOVAK, Secretary

HCR 1 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

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

7TH ORDER
Motions, Memorials, and Resolutions

Mr. Moyle moved that the following persons be approved as attaches to serve the House of Representatives for and during the First Regular Session of the Sixty-third Idaho Legislature. Seconded by Mr. Rusche.

Chief Clerk of the House	Bonnie Alexander
Chaplain	Tom Dougherty
Legislative Aide	Cathy Downs
Chief Fiscal Officer	Terri Franks-Smith
Sergeant at Arms	Claudia Howell
Majority Pool Secretary	Michele Jarvis
Legislative Aide	Robin Lee
Journal Clerk	Carrie Maulin
Assistant to the Speaker	MaryLou Molitor
Minority Chief of Staff	Shelby Scott
Assistant Sergeant at Arms	Robert Stewart
Assistant Chief Clerk	Chris Taylor
Majority Leadership Secretary	Kristen Weitz
Secretarial Supervisor	Susan Werlinger

Committee Secretaries:

Revenue & Taxation	Bev Bean
Judiciary, Rules, & Administration	Katie Butcher
Business	Francoise Cleveland
Appropriations	Christi Cox
Transportation & Defense	Amber Duke
Commerce & Human Resources	Erin Hutto
Local Government	Erin Hutto
Agricultural Affairs	Joan Majors
Environment, Energy, & Technology	Heidi McKay
Ways & Means	Joyce McKenzie
Health & Welfare	Irene Moore
Resources & Conservation	Jennifer Smith
Education	Jean Vance
State Affairs	Kasey Winder

Pages:

Dustin Cheney	Audra Curtis
Shae Davids	Kenya Heiner
Emily Luker	Riley Ricks
Phaeren Roby	Benjamin Satterlee
Julia Staley	Nicholas Wills

Whereupon the Speaker declared the motion carried by voice vote and administered the oath of office to the above named attaches.

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

HOUSE BILL NO. 1
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO STATE SYMBOLS; AMENDING CHAPTER 45, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-4514, IDAHO CODE, TO PROVIDE THAT THE IDAHO GIANT SALAMANDER IS DESIGNATED AND DECLARED TO BE THE STATE AMPHIBIAN OF THE STATE OF IDAHO.

H 1 was 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Wednesday, January 14, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:14 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

THIRD LEGISLATIVE DAY
WEDNESDAY, JANUARY 14, 2015

House of Representatives

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

Roll call showed 68 members present.
Absent – Kloc, Nye. Total – 2.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Shae Davids, Page.

3RD ORDER
Approval of Journal

January 14, 2015

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

WILLS, Chairman

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

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

5TH ORDER
Report of Standing Committees

January 14, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 1**.

WILLS, Chairman

H 1 was referred to the State Affairs Committee.

January 14, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **HCR 1**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **HCR 1** and, when so signed, ordered it transmitted to the Senate for the signature of the President.

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

January 12, 2015

The Honorable Fred Wood, Chairman
Health and Welfare Committee

Dear Representative Wood:

Pursuant to House Rule 24, I am designating the Health and Welfare Committee as a privileged committee for the entire 2015 legislative session.

Sincerely,
/s/ Scott Bedke
Speaker of the House

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Thursday, January 15, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:15 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FOURTH LEGISLATIVE DAY
THURSDAY, JANUARY 15, 2015

House of Representatives

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

Roll call showed 69 members present.
Absent – Rusche. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Kenya Heiner, Page.

3RD ORDER
Approval of Journal

January 15, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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. 2
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO CIVIL RIGHTS; AMENDING SECTION 18-7301, IDAHO CODE, TO PROVIDE THAT DISCRIMINATION BECAUSE OF SEXUAL ORIENTATION OR GENDER IDENTITY IS A CRIMINAL OFFENSE; AMENDING SECTION 67-5901, IDAHO CODE, TO PROVIDE THAT FREEDOM FROM DISCRIMINATION BECAUSE OF SEXUAL ORIENTATION OR GENDER IDENTITY IS A CIVIL RIGHT; AND AMENDING SECTION 67-5909, IDAHO CODE, TO PROHIBIT DISCRIMINATION AGAINST A PERSON BECAUSE OF SEXUAL ORIENTATION OR GENDER IDENTITY AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 3
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO QUALIFICATIONS FOR ELECTION OF STATE REPRESENTATIVES AND SENATORS; AMENDING SECTION 34-614, IDAHO CODE, TO REVISE QUALIFICATIONS FOR A PERSON TO BE ELIGIBLE TO BE ELECTED AS A STATE REPRESENTATIVE OR SENATOR.

H 2 and **H 3** 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10 a.m., Friday, January 16, 2015. Seconded by Mr. Erpelding. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:09 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FIFTH LEGISLATIVE DAY
FRIDAY, JANUARY 16, 2015

House of Representatives

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

Roll call showed 63 members present.
Absent – Barbieri, Loertscher, Malek, Moyle, Rusche, Shepherd, Sims. Total – 7.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Emily Luker, Page.

3RD ORDER
Approval of Journal

January 16, 2015

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

WILLS, Chairman

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

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

January 15, 2015

Mr. Speaker:
I return herewith enrolled **HCR 1** which has been signed by the President.

NOVAK, Secretary

Enrolled **HCR 1** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

5TH ORDER
Report of Standing Committees

January 16, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 2** and **H 3**.

WILLS, Chairman

H 2 was referred to the State Affairs Committee.

H 3 was filed for second reading.

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

16TH ORDER
Adjournment

Mr. Crane moved that the House adjourn until 11 a.m., Monday, January 19, 2015. Seconded by Mr. Erpelding. Motion carried.

Whereupon the Speaker declared the House adjourned at 10:09 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

EIGHTH LEGISLATIVE DAY
MONDAY, JANUARY 19, 2015

House of Representatives

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

Roll call showed 68 members present.
Absent – Moyle, Nielsen. Total – 2.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Riley Ricks, Page.

3RD ORDER
Approval of Journal

January 19, 2015

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

WILLS, Chairman

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

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

5TH ORDER
Report of Standing Committees

January 19, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HCR 1** to the Secretary of State at 10:15 a.m., as of this date, January 16, 2015.

WILLS, Chairman

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 3, by State Affairs Committee, was read the second time by title and filed for third reading.

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

16TH ORDER
Adjournment

Mr. Crane moved that the House adjourn until 11 a.m., Tuesday, January 20, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:08 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

NINTH LEGISLATIVE DAY
TUESDAY, JANUARY 20, 2015

House of Representatives

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

Roll call showed 69 members present.
Absent – Shepherd. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Phaeren Roby, Page.

3RD ORDER
Approval of Journal

January 20, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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. 4
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO CONTROLLED SUBSTANCES; AMENDING SECTION 37-2701, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 37-2716, IDAHO CODE, TO REVISE LANGUAGE RELATING TO REGISTRATION REQUIREMENTS, TO PROVIDE AN EXEMPTION AND TO PERMIT FEDERAL REGISTRANTS TO CONDUCT RESEARCH; AMENDING SECTION 37-2717, IDAHO CODE, TO REVISE LANGUAGE RELATING TO REGISTRATION, TO ALLOW CONSIDERATION OF FEDERAL REGISTRATION RESTRICTIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 37-2718, IDAHO CODE, TO PROVIDE THE BOARD WITH ADDITIONAL DISCIPLINARY OPTIONS AND AUTHORITY AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 37-2719, IDAHO CODE, TO ADD RESTRICTION TO ACTIONS THAT REQUIRE AN ORDER TO SHOW CAUSE AND TO REVISE THE FINING AUTHORITY OF THE BOARD; AND AMENDING SECTION 37-2720, IDAHO CODE, TO REMOVE LANGUAGE RELATING TO RECORDS OF REGISTRANTS AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 5
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO PHARMACY; AMENDING SECTION 54-1718, IDAHO CODE, TO CLARIFY BACKGROUND CHECK REQUIREMENTS FOR APPLICANTS AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 6
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO PRESCRIPTION DRUGS; AMENDING SECTION 54-1733, IDAHO CODE, TO PROVIDE THAT PRESCRIPTION DRUG ORDERS ARE VALID ONLY IF ISSUED BY A PRESCRIBER UNDER CERTAIN CIRCUMSTANCES, TO REMOVE LANGUAGE RELATING TO TRANSMISSION OF PRESCRIPTION DRUG ORDERS AND TO PROVIDE THAT CERTAIN ACTS ARE UNLAWFUL AND CONSTITUTE UNPROFESSIONAL CONDUCT; AND AMENDING CHAPTER 17, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-1733A, IDAHO CODE, TO PROVIDE THAT PRESCRIPTION DRUG ORDERS MAY BE TRANSMITTED IN CERTAIN WAYS.

HOUSE BILL NO. 7
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO CONTROLLED SUBSTANCES; AMENDING SECTION 37-2726, IDAHO CODE, TO CLARIFY THAT AN ORDER FOR THE RELEASE OF PRESCRIPTION MONITORING PROGRAM RECORDS MUST BE ISSUED BY A JUDGE.

HOUSE BILL NO. 8
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO PHARMACISTS; AMENDING SECTION 54-1705, IDAHO CODE, TO REVISE DEFINITIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1732, IDAHO CODE, TO PROHIBIT WHOLESALE DISTRIBUTION OF DRUGS OR DEVICES BY PHARMACIES, WITH CERTAIN EXCEPTIONS AND TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 54-1734, IDAHO CODE, TO PROVIDE THAT CERTAIN PERSONS MAY POSSESS LEGEND DRUGS; AMENDING SECTION 54-1735, IDAHO CODE, TO PROVIDE THAT PHARMACISTS KEEP PATIENT RECORDS; AMENDING SECTION 54-1752, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 54-1753, IDAHO CODE, TO REVISE AND CLARIFY LICENSURE REQUIREMENTS, TO REQUIRE THAT WHOLESALE DISTRIBUTORS MONITOR AND IDENTIFY CERTAIN DRUG ORDERS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1754, IDAHO

CODE, TO REMOVE LANGUAGE RELATING TO RETURNS OR EXCHANGES OF PRESCRIPTION DRUGS AND TO PROHIBIT CERTAIN WHOLESALE DISTRIBUTIONS; AMENDING SECTION 54-1758, IDAHO CODE, TO REMOVE LANGUAGE RELATING TO PROHIBITED ACTS, TO PROVIDE CORRECT CODE REFERENCES AND TO MAKE TECHNICAL CORRECTIONS; REPEALING SECTION 54-1755, IDAHO CODE, RELATING TO PEDIGREE; REPEALING SECTION 54-1756, IDAHO CODE, RELATING TO ENFORCEMENT ORDERS; AND AMENDING SECTIONS 37-3201, 54-1759, 54-1761, 54-4702 AND 54-5110, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES.

HOUSE BILL NO. 9
BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO UNIFORM CONTROLLED SUBSTANCES; AMENDING SECTION 37-2709, IDAHO CODE, TO REVISE THE LIST OF SCHEDULE III UNIFORM CONTROLLED SUBSTANCES; AMENDING SECTION 37-2711, IDAHO CODE, TO REVISE THE LIST OF SCHEDULE IV UNIFORM CONTROLLED SUBSTANCES; AND DECLARING AN EMERGENCY.

H 4, **H 5**, **H 6**, **H 7**, **H 8**, and **H 9** 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 Eleventh Order of Business.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 3 - ELECTION QUALIFICATIONS

H 3 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. Palmer to open debate.

The question being, "Shall **H 3** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle(Purdy), Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Shepherd. Total – 1.

Total – 70.

Whereupon the Speaker declared that **H 3** passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

13TH ORDER
Miscellaneous and Unfinished Business

The following committee assignments were made:

Attache Committee

Representative Bell, Chairman
Representative Luker
Representative Dayley

Memorial Committee

Representative Packer, Chairman
Representative Miller
Representative Nye

Idaho Day Committee

Representative Bateman, Chairman
Representative Beyeler
Representative Jordan

Lincoln Day Committee

Representative Horman, Chairman
Representative Anderst
Representative Wintrow

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Wednesday, January 21, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:17 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

TENTH LEGISLATIVE DAY
WEDNESDAY, JANUARY 21, 2015

House of Representatives

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

Roll call showed 69 members present.
Absent – Raybould. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Benjamin Satterlee, Page.

3RD ORDER
Approval of Journal

January 21, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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

5TH ORDER
Report of Standing Committees

January 21, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 4**, **H 5**, **H 6**, **H 7**, **H 8**, and **H 9**.

WILLS, Chairman

H 4, **H 5**, **H 6**, **H 7**, **H 8**, and **H 9** were referred to the Health and Welfare Committee.

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. 10
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAX; AMENDING SECTION 63-3039, IDAHO CODE, TO PROVIDE THAT CERTAIN PUBLICATION AND PRINTING REQUIREMENTS ARE SATISFIED IF THE INFORMATION IS MADE AVAILABLE TO THE PUBLIC IN ELECTRONIC FORM AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 11
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO SALES TAX; AMENDING SECTION 63-3622J, IDAHO CODE, TO CORRECT A CODE REFERENCE; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 12
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO SALES TAX; AMENDING SECTION 63-3622R, IDAHO CODE, TO PROVIDE THAT CERTAIN SALES OF UTILITY TYPE VEHICLES AND SPECIALTY OFF-HIGHWAY VEHICLES TO NONRESIDENTS ARE EXEMPT FROM SALES TAX IF CERTAIN CONDITIONS ARE MET, TO REVISE DEFINITIONS AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 13
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAX; AMENDING SECTION 63-3022F, IDAHO CODE, TO PROVIDE AN ADDITIONAL PROVISION RELATING TO THE COMPUTATION OF FEDERAL TAXABLE INCOME; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3029F, IDAHO CODE, TO ALLOW A CERTAIN CREDIT, TO PROVIDE RELATED REQUIREMENTS AND TO DEFINE A TERM; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 14
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO MOTOR VEHICLES; REPEALING CHAPTER 17, TITLE 49, IDAHO CODE, RELATING TO LABOR AND MATERIAL LIENS ON MOTOR VEHICLES.

HOUSE BILL NO. 15
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO MOTOR VEHICLES; AMENDING CHAPTER 5, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-523A, IDAHO CODE, TO PROVIDE FOR TITLE STOP REQUESTS WHEN OWNERSHIP OF A VEHICLE IS DISPUTED, TO PROVIDE A PROCEDURE, TO PROVIDE FOR A FEE, TO PROVIDE FOR VERBAL REQUESTS, TO AUTHORIZE THE IDAHO TRANSPORTATION DEPARTMENT TO PLACE A STOP ON THE TITLE RECORD OF A VEHICLE UNDER CERTAIN CONDITIONS, TO PROVIDE FOR THE DEPARTMENT'S

EXAMINATION AND CONSIDERATION OF ALL KNOWN FACTS UNDER SPECIFIED CONDITIONS, TO REQUIRE THE REQUESTING PARTY TO PROVIDE CERTAIN EVIDENCE ONCE THE TITLE STOP IS PLACED BY THE DEPARTMENT, TO PROVIDE FOR CANCELLATION OF A TITLE STOP IN THE EVENT EVIDENCE IS NOT PROVIDED, TO PROVIDE FOR NOTICE, TO PROVIDE FOR THE DURATION OF THE TITLE STOP, TO PROVIDE THAT NO TITLE APPLICATIONS FOR THE VEHICLE SHALL BE PROCESSED DURING THE PENDENCY OF THE TITLE STOP, TO PROVIDE FOR TITLE STOPS REQUESTED BY GOVERNMENTAL AGENCIES AND TO PROVIDE FOR APPLICABILITY.

HOUSE BILL NO. 16
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO LICENSE PLATES; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE A CODE REFERENCE AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-420N, IDAHO CODE, TO PROVIDE FOR IDAHO FRIENDS OF THE NATIONAL RIFLE ASSOCIATION PLATES.

HOUSE BILL NO. 17
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO AUTOCYCLES; AMENDING SECTION 49-102, IDAHO CODE, TO DEFINE A TERM; AMENDING SECTIONS 49-301 AND 49-304, IDAHO CODE, TO PROVIDE AN EXEMPTION RELATING TO MOTORCYCLE ENDORSEMENTS FOR AUTOCYCLES; AMENDING SECTION 49-666, IDAHO CODE, TO PROVIDE AN EXEMPTION RELATING TO HELMETS FOR AUTOCYCLES; AND AMENDING CHAPTER 24, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-2448, IDAHO CODE, TO PROVIDE THAT CERTAIN PROVISIONS OF LAW RELATING TO MOTORCYCLE PLATE, TAG, REGISTRATION AND INSURANCE REQUIREMENTS SHALL APPLY TO AUTOCYCLES, TO REQUIRE COMPLIANCE WITH SPECIFIED DRIVER'S LICENSE PROVISIONS RELATING TO PERSONS OPERATING AUTOCYCLES AND TO PROVIDE THAT PROVISIONS OF SPECIFIED LAW RELATING TO MOTORCYCLE ENDORSEMENTS AND HELMET REQUIREMENTS SHALL NOT APPLY TO AUTOCYCLES.

HOUSE BILL NO. 18
BY LOCAL GOVERNMENT COMMITTEE
AN ACT

RELATING TO URBAN RENEWAL; AMENDING SECTION 7-701, IDAHO CODE, TO PROVIDE THAT THE RIGHT OF EMINENT DOMAIN SHALL NOT BE EXERCISED BY AN URBAN RENEWAL AGENCY, TO PROVIDE THAT A LOCAL GOVERNING BODY MAY EXERCISE THE POWER OF EMINENT DOMAIN ON BEHALF OF AN URBAN RENEWAL AGENCY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 50-2002, IDAHO CODE, TO REMOVE REFERENCE TO EMINENT DOMAIN; AMENDING SECTION 50-2007, IDAHO CODE, TO REMOVE REFERENCE TO EMINENT DOMAIN AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 50-2010, IDAHO CODE, TO REVISE PROVISIONS CONCERNING THE ACQUISITION OF REAL PROPERTY BY AN URBAN RENEWAL AGENCY AND TO REMOVE REFERENCE TO ADMISSIBLE EVIDENCE AND TESTIMONY AT CERTAIN HEARINGS.

HOUSE BILL NO. 19
BY LOCAL GOVERNMENT COMMITTEE
AN ACT

RELATING TO URBAN RENEWAL; AMENDING SECTION 50-2007, IDAHO CODE, TO PROVIDE FOR APPROVAL OF THE LOCAL GOVERNING BODY WHEN INCURRING CERTAIN DEBT AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 50-2012, IDAHO CODE, TO PROVIDE FOR APPROVAL OF THE LOCAL GOVERNING BODY WHEN ISSUING CERTAIN BONDS OR OBLIGATIONS, TO REVISE PROVISIONS RELATING TO THE ISSUANCE OF CERTAIN BONDS AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 20
BY EDUCATION COMMITTEE
AN ACT

RELATING TO APPRAISEMENT, LEASE, AND SALE OF LANDS; AMENDING SECTION 58-335, IDAHO CODE, TO PROVIDE THAT LANDS OR PROPERTIES IN THE CUSTODY OF THE STATE BOARD OF EDUCATION ARE EXEMPT FROM A CERTAIN ACT, TO PROVIDE RELATED PROVISIONS AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 21
BY EDUCATION COMMITTEE
AN ACT

RELATING TO NURSES; AMENDING SECTION 54-1406, IDAHO CODE, TO REMOVE A REQUIREMENT THAT THE STATE BOARD OF EDUCATION MUST APPROVE ANY CURRICULUM OR RULE CHANGE IN A NURSING PROGRAM THAT MAY ALTER EXISTING ARTICULATION AGREEMENTS BETWEEN EDUCATIONAL INSTITUTIONS AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 22
BY EDUCATION COMMITTEE
AN ACT

RELATING TO DISTRICT TRUSTEES; REPEALING SECTION 33-503A, IDAHO CODE, RELATING TO TRANSITION OF SCHOOL TRUSTEE TERMS FROM THREE YEARS TO FOUR YEARS.

HOUSE BILL NO. 23
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO MASSAGE THERAPY; AMENDING SECTION 54-4003, IDAHO CODE, TO REVISE LANGUAGE RELATING TO EXEMPTIONS, TO PROVIDE AN ADDITIONAL EXEMPTION AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 24
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO OCCUPATIONAL THERAPY; AMENDING SECTION 54-3711, IDAHO CODE, TO REVISE LANGUAGE RELATING TO CONTINUING

EDUCATION, TO REMOVE A REQUIREMENT FOR PROFESSIONAL DEVELOPMENT AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 25
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO PHYSICAL THERAPY; AMENDING SECTION 54-2213, IDAHO CODE, TO REVISE LANGUAGE RELATING TO EXEMPTIONS, TO PROVIDE AN ADDITIONAL EXEMPTION AND TO MAKE TECHNICAL CORRECTIONS.

H 10, **H 11**, **H 12**, **H 13**, **H 14**, **H 15**, **H 16**, **H 17**, **H 18**, **H 19**, **H 20**, **H 21**, **H 22**, **H 23**, **H 24**, and **H 25** 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Thursday, January 22, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:15 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

ELEVENTH LEGISLATIVE DAY
THURSDAY, JANUARY 22, 2015

House of Representatives

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

Roll call showed 69 members present.
Absent – Mr. Speaker. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Julia Staley, Page.

3RD ORDER
Approval of Journal

January 22, 2015

Mr. Speaker:

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

WILLS, Chairman

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

*****

The House was placed at ease for the recognition of former governor Cecil D. Andrus by Representative Rusche and former governor Phil E. Batt by Representative Crane.

*****

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

5TH ORDER
Report of Standing Committees

January 22, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 10, H 11, H 12, H 13, H 14, H 15, H 16, H 17, H 18, H 19, H 20, H 21, H 22, H 23, H 24, and H 25.

WILLS, Chairman

H 10, H 11, H 12, and H 13 were referred to the Revenue and Taxation Committee.

H 14, H 15, H 16, and H 17 were referred to the Transportation and Defense Committee.

H 18 and H 19 were referred to the Local Government Committee.

H 20, H 21, and H 22 were referred to the Education Committee.

H 23, H 24, and H 25 were referred to the Health and Welfare Committee.

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. 26
BY APPROPRIATIONS COMMITTEE
AN ACT

RELATING TO APPROPRIATIONS AND TRANSFERS OF FUNDS; PROVIDING AN APPROPRIATION AND A TRANSFER OF FUNDS TO THE FIRE SUPPRESSION DEFICIENCY FUND; PROVIDING AN APPROPRIATION AND A TRANSFER OF FUNDS TO THE PEST CONTROL DEFICIENCY FUND; PROVIDING AN APPROPRIATION AND A TRANSFER OF FUNDS TO THE HAZARDOUS SUBSTANCE EMERGENCY RESPONSE FUND; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 27
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO RECREATION DISTRICTS AND PROPERTY TAX; AMENDING SECTION 31-4314, IDAHO CODE, TO REMOVE A PROVISION THAT A CERTAIN IDAHO CODE SECTION DOES NOT APPLY TO CERTAIN RECREATION DISTRICTS AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 28
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO LEVY AND APPORTIONMENT OF TAXES; AMENDING SECTION 63-802, IDAHO CODE, TO PROVIDE A CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-802, IDAHO CODE, AS ADDED BY SECTION 12, CHAPTER 339, LAWS OF 2012, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 29
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO EXEMPTIONS FROM TAXATION; AMENDING SECTION 63-602KK, IDAHO CODE, TO REVISE AND TO PROVIDE ADDITIONAL PROVISIONS RELATING TO CERTAIN PERSONAL PROPERTY EXEMPT FROM TAXATION AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 30
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO CERTIFIED SHORTHAND REPORTERS; AMENDING SECTION 54-3103, IDAHO CODE, TO REVISE

LANGUAGE RELATING TO CERTIFICATION; AMENDING SECTION 54-3105, IDAHO CODE, TO PROVIDE A NAME CHANGE; AMENDING SECTION 54-3109, IDAHO CODE, TO CLARIFY THE NUMBER OF PERMITS ALLOWED; AMENDING SECTION 54-3110, IDAHO CODE, TO REMOVE A PROVISION RELATING TO REINSTATEMENT FEES; AMENDING SECTION 54-3111, IDAHO CODE, TO REMOVE LANGUAGE RELATING TO AN APPLICATION DEADLINE; AND AMENDING SECTION 54-3114, IDAHO CODE, TO CLARIFY THAT PERMIT HOLDERS MAY SEEK JUDICIAL REVIEW.

HOUSE BILL NO. 31
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO FISH AND GAME; AMENDING SECTION 36-1404, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE ILLEGAL KILLING, POSSESSION OR WASTE OF CERTAIN FISH AND GAME ANIMALS AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 32
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO FISH AND GAME; AMENDING SECTION 36-416, IDAHO CODE, TO REVISE FEE PROVISIONS, TO PROVIDE FOR CERTAIN FEES AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 33
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO SUBSTANCE ABUSE; REPEALING SECTION 39-303A, IDAHO CODE, RELATING TO REGIONAL ADVISORY COMMITTEES FOR SUBSTANCE ABUSE ISSUES; AND REPEALING SECTION 39-308, IDAHO CODE, RELATING TO CONFIDENTIALITY OF TREATMENT RECORDS.

H 26, **H 27**, **H 28**, **H 29**, **H 30**, **H 31**, **H 32**, and **H 33** 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Crane moved that the House adjourn until 8:30 a.m., Friday, January 23, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 11:18 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

TWELFTH LEGISLATIVE DAY
FRIDAY, JANUARY 23, 2015

House of Representatives

The House convened at 8:30 a.m., the Speaker in the Chair.

Roll call showed 68 members present.
Absent – Barbieri, Loertscher. Total – 2.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Nicholas Wills, Page.

3RD ORDER
Approval of Journal

January 23, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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

5TH ORDER
Report of Standing Committees

January 23, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 26**, **H 27**, **H 28**, **H 29**, **H 30**, **H 31**, **H 32**, and **H 33**.

WILLS, Chairman

H 26 was filed for second reading.

H 27, **H 28**, and **H 29** were referred to the Revenue and Taxation Committee.

H 30 was referred to the Business Committee.

H 31 and **H 32** were referred to the Resources and Conservation Committee.

H 33 was referred to the Health and Welfare Committee.

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. 34
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO THE IDAHO ADMINISTRATIVE PROCEDURE ACT; REPEALING SECTION 3, CHAPTER 284, LAWS OF 2013, TO REMOVE A SUNSET DATE.

HOUSE BILL NO. 35
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO THE DEPARTMENT OF REVENUE AND TAXATION; AMENDING SECTION 63-115, IDAHO CODE, TO PROVIDE REQUIREMENTS RELATING TO FILING ELECTRONIC RETURNS, TO PROVIDE FOR CERTAIN WAIVERS, TO PROVIDE A PENALTY, TO REVISE A DEFINITION AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 36
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAX; AMENDING SECTION 63-3022A, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE DEDUCTION OF CERTAIN RETIREMENT BENEFITS AND TO CLARIFY THAT CERTAIN TAXPAYERS MAY NOT DEDUCT CERTAIN RETIREMENT BENEFITS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 37
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAX; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3022U, IDAHO CODE, TO PROVIDE FOR A DEDUCTION FOR CERTAIN CHARITABLE CONTRIBUTIONS AND TO PROVIDE RELATED REQUIREMENTS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 38
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAX; AMENDING SECTION 63-3021, IDAHO CODE, TO PROVIDE ADDITIONAL PROVISIONS RELATING TO THE CALCULATION OF AN IDAHO NET OPERATING LOSS DEDUCTION; AMENDING SECTION 63-3022, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND A TECHNICAL CORRECTION; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 39
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO SALES TAX; AMENDING SECTION 63-3622D, IDAHO CODE, TO REMOVE A CERTAIN EXCEPTION TO THE PRODUCTION EXEMPTION.

HOUSE BILL NO. 40
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE OFFICE OF ENERGY RESOURCES FOR FISCAL YEAR 2015; AND DECLARING AN EMERGENCY.

H 34, **H 35**, **H 36**, **H 37**, **H 38**, **H 39**, and **H 40** 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11:30 a.m., Monday, January 26, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 8:44 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FIFTEENTH LEGISLATIVE DAY
MONDAY, JANUARY 26, 2015

House of Representatives

The House convened at 11:30 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 Dustin Cheney, Page.

3RD ORDER
Approval of Journal

January 26, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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

5TH ORDER
Report of Standing Committees

January 26, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 34, H 35, H 36, H 38, H 39, H 37, and H 40.

WILLS, Chairman

H 34, H 35, H 36, H 37, H 38, and H 39 were referred to the Revenue and Taxation Committee.

H 40 was filed for second reading.

January 26, 2015

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 27, H 28, and H 29 and recommend that they do pass.

COLLINS, Chairman

H 27, H 28, and H 29 were filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE JOINT MEMORIAL NO. 1
BY STATE AFFAIRS COMMITTEE

A JOINT MEMORIAL

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED, AND TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the First Regular Session of the Sixty-third Idaho Legislature, do hereby respectfully represent that:

WHEREAS, the growth and abuse of federal regulatory authority threatens our constitutional liberties, including those guaranteed by the Bill of Rights in the First, Second, Fourth and Fifth Amendments of our Constitution; and

WHEREAS, federal regulators must be more accountable to elected representatives of the people and not immune from such accountability; and

WHEREAS, the United States House of Representatives has passed the Regulations from the Executive in Need of Scrutiny (REINS) Act to require that Congress approve major new federal regulations before they can take effect; and

WHEREAS, even if enacted, a law may be repealed or waived by a future Congress and President; and

WHEREAS, an amendment to the United States Constitution does not require the President's approval and cannot be waived by a future Congress and President.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that we hereby urge that the United States Congress vote to propose the Regulation Freedom Amendment to the United States Constitution as follows:

> Whenever one quarter of the members of the United States House of Representatives or the United States Senate transmits to the President their written declaration of opposition to a proposed federal regulation, it shall require a majority vote of the House of Representatives and the Senate to adopt that regulation.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the President of the Senate and the Speaker of the House of Representatives of Congress, and the congressional delegation representing the State of Idaho in the Congress of the United States.

HJM 1 was 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 26, by Appropriations Committee, was read the second time by title and filed for third reading.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11:30 a.m., Tuesday, January 27, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:43 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SIXTEENTH LEGISLATIVE DAY
TUESDAY, JANUARY 27, 2015

House of Representatives

The House convened at 11:30 a.m., the Speaker in the Chair.

Roll call showed 69 members present.
Absent – Wills. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Shae Davids, Page.

3RD ORDER
Approval of Journal

January 27, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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

5TH ORDER
Report of Standing Committees

January 27, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HJM 1**.

WILLS, Chairman

HJM 1 was referred to the State Affairs Committee.

January 26, 2015

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration **H 14** and **H 15** and recommend that they do pass.

PALMER, Chairman

H 14 and **H 15** were filed for second reading.

January 27, 2015

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 10**, **H 11**, **H 12**, and **H 13** and recommend that they do pass.

COLLINS, Chairman

H 10, **H 11**, **H 12**, and **H 13** were filed for second reading.

January 27, 2015

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, return misdirected **H 34** to the Desk.

COLLINS, Chairman

H 34 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. 41
BY APPROPRIATIONS COMMITTEE
AN ACT

REDUCING THE APPROPRIATION TO THE STATE INDEPENDENT LIVING COUNCIL FOR FISCAL YEAR 2015; APPROPRIATING ADDITIONAL MONEYS TO THE STATE INDEPENDENT LIVING COUNCIL FOR FISCAL YEAR 2015; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 42
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO FUELS TAX; AMENDING SECTION 63-2410, IDAHO CODE, TO REVISE PROVISIONS RELATING TO GASOLINE TAX REFUND PROCEDURES AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 43
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO FUELS TAX; AMENDING SECTION 63-2401, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 63-2402, IDAHO CODE, TO REMOVE A CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; REPEALING SECTION 63-2411, IDAHO CODE, RELATING TO PURCHASE OF MOTOR FUEL BY RETAIL DEALERS; AMENDING SECTION 63-2425, IDAHO CODE, TO CLARIFY PROVISIONS RELATING TO THE PROHIBITION OF DYED OR MARKED DIESEL FUEL USE ON STATE HIGHWAYS, TO REMOVE PENALTY PROVISIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-2427A, IDAHO CODE, TO RENAME A CERTAIN LICENSE, TO REVISE AND PROVIDE ADDITIONAL REQUIREMENTS RELATING TO THE LICENSE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-2427B, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 63-2427C, IDAHO CODE, TO PROVIDE FOR A LIMITED DISTRIBUTOR LICENSE AND RELATED REQUIREMENTS AND TO REMOVE REVOCATION AND SUSPENSION PROVISIONS; AMENDING SECTION 63-2428, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY; REPEALING SECTION 63-2430, IDAHO CODE, RELATING TO REVOCATION OR CANCELLATION OF LICENSE; REPEALING SECTION 63-2433, IDAHO CODE, RELATING TO DOING BUSINESS WITHOUT A LICENSE AND PENALTIES; REPEALING SECTION 63-2441, IDAHO CODE, RELATING TO PENALTIES; REPEALING SECTION 63-2443, IDAHO CODE, RELATING TO VIOLATIONS AND PENALTIES; AMENDING CHAPTER 24, TITLE 63,

IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-2450, IDAHO CODE, TO PROVIDE FOR VIOLATIONS IN GENERAL; AMENDING CHAPTER 24, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-2455, IDAHO CODE, TO PROVIDE FOR SPECIFIC VIOLATIONS; AMENDING CHAPTER 24, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-2460, IDAHO CODE, TO PROVIDE FOR PENALTIES; AMENDING CHAPTER 24, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-2470, IDAHO CODE, TO PROVIDE FOR ENFORCEMENT OF LICENSING PROVISIONS; AND AMENDING SECTION 40-510, IDAHO CODE, TO REMOVE CODE REFERENCES AND TO PROVIDE A CHAPTER REFERENCE.

HOUSE BILL NO. 44
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO LICENSE PLATES; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE A CODE REFERENCE AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-420N, IDAHO CODE, TO PROVIDE FOR ROCKY MOUNTAIN ELK FOUNDATION PLATES.

HOUSE BILL NO. 45
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAX CREDITS FOR CHARITABLE CONTRIBUTIONS; AMENDING SECTION 63-3029A, IDAHO CODE, TO REMOVE A REFERENCE TO THE STATE BOARD OF EDUCATION AND TO REVISE A DEFINITION; REPEALING SECTION 3, CHAPTER 354, LAWS OF 2010, RELATING TO THE REPEAL OF A CERTAIN CODE SECTION; REPEALING SECTION 63-3029A, IDAHO CODE, AS ENACTED BY SECTION 4, CHAPTER 354, LAWS OF 2010, RELATING TO INCOME TAX CREDIT FOR CHARITABLE CONTRIBUTIONS AND LIMITATIONS; AND AMENDING SECTION 5, CHAPTER 354, LAWS OF 2010, TO REMOVE AN EFFECTIVE DATE.

HOUSE BILL NO. 46
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO HEALTH BENEFIT PLANS; AMENDING SECTION 41-6103, IDAHO CODE, TO DEFINE A TERM AND TO MAKE A TECHNICAL CORRECTION.

H 41, **H 42**, **H 43**, **H 44**, **H 45**, and **H 46** 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 40, by Appropriations Committee, was read the second time by title and filed for third reading.

H 27, **H 28**, and **H 29**, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 26 - APPROPRIATIONS - DEFICIENCY WARRANTS

H 26 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. Malek to open debate.

The question being, "Shall **H 26** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.

NAYS – Barbieri. Total – 1.

Absent – Wills. Total – 1.

Total – 70.

Whereupon the Speaker declared that **H 26** passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

13TH ORDER
Miscellaneous and Unfinished Business

Ethics Committee

Pursuant to House Rule 76, Representatives Collins, Andrus, Luker, Smith, and Gannon have been elected by their respective caucuses to serve as members on the House Ethics Committee. Speaker Bedke has appointed Representative Collins as chairman. Representative Bell and Representative Raybould have been elected by the majority caucus as first and second alternates. Representative Kloc has been elected by the minority caucus as an alternate.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11:30 a.m., Wednesday, January 28, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:49 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SEVENTEENTH LEGISLATIVE DAY
WEDNESDAY, JANUARY 28, 2015

House of Representatives

The House convened at 11:30 a.m., the Speaker in the Chair.

Roll call showed 69 members present.
Absent – Nye. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Emily Luker, Page.

3RD ORDER
Approval of Journal

January 28, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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

5TH ORDER
Report of Standing Committees

January 28, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 41**, **H 42**, **H 43**, **H 44**, **H 45**, and **H 46**.

WILLS, Chairman

H 41 was filed for second reading.

H 42, **H 43**, and **H 44** were referred to the Transportation and Defense Committee.

H 45 was referred to the Revenue and Taxation Committee.

H 46 was referred to the Health and Welfare Committee.

January 28, 2015

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 36** and **H 37** and recommend that they do pass.

COLLINS, Chairman

H 36 and **H 37** were 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. 47
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO THE STATE LAND BOARD; AMENDING SECTION 58-104, IDAHO CODE, TO PROVIDE THAT CERTAIN REVENUE FROM NAVIGABLE WATERWAYS SHALL BE DEPOSITED IN THE NAVIGABLE WATERWAYS FUND, TO PROVIDE FOR THE CREATION OF THE FUND, TO PROVIDE FOR THE USE OF THE FUND, TO REQUIRE APPROPRIATION, TO PROVIDE THAT CERTAIN MONEYS SHALL BE DEPOSITED IN THE WATERWAYS IMPROVEMENT FUND AT THE BEGINNING OF EACH FISCAL YEAR, TO PROVIDE THAT ROYALTIES FROM EXTRACTION OF MINERALS FROM NAVIGABLE WATERWAYS SHALL BE DEPOSITED IN THE PUBLIC SCHOOL PERMANENT ENDOWMENT FUND AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 48
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO OIL AND GAS; AMENDING SECTION 47-319, IDAHO CODE, TO PROVIDE FOR THE CONFIDENTIALITY OF CERTAIN RECORDS FOR A DESIGNATED PERIOD OF TIME.

HOUSE BILL NO. 49
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO OIL AND GAS; AMENDING SECTION 47-320, IDAHO CODE, TO PROVIDE FOR FEES, TO REVISE FEE PROVISIONS, TO PROVIDE FOR THE DEPOSIT OF FEES IN THE OIL AND GAS CONSERVATION FUND AND TO PROVIDE FOR THE USE OF FEES.

HOUSE BILL NO. 50
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO OIL AND GAS; AMENDING SECTION 47-323, IDAHO CODE, TO PROVIDE FOR UNIT OPERATIONS, TO PROVIDE FOR HEARINGS, TO PROVIDE FOR ORDERS, TO PROVIDE FOR FINDINGS, TO PROVIDE FOR THE CONTENT OF APPLICATIONS, TO PROVIDE FOR SPECIFIED CERTIFICATION BY APPLICANTS, TO PROVIDE FOR MEANS OF SERVICE, TO PROVIDE FOR RESPONSES TO APPLICATIONS, TO PROVIDE FOR THE SCHEDULING OF HEARINGS AND NOTICE OF HEARINGS, TO PROVIDE THAT ORDERS FOR UNIT OPERATIONS MUST BE ON JUST AND REASONABLE TERMS AND CONDITIONS, TO PROVIDE THAT ORDERS SHALL INCLUDE PLANS FOR UNIT OPERATIONS, TO PROVIDE FOR CONTENTS OF PLANS, TO PROVIDE THAT ORDERS FOR UNIT OPERATIONS MAY PROVIDE FOR UNIT OPERATIONS OF LESS THAN THE WHOLE OF POOLS UNDER CERTAIN CONDITIONS, TO PROVIDE FOR TERMINATION AND DISSOLUTION OF UNIT OPERATIONS, TO PROVIDE CONDITIONS UNDER WHICH ORDERS FOR UNIT OPERATIONS SHALL

BECOME EFFECTIVE, TO PROVIDE FOR AMENDMENT OF ORDERS, TO PROVIDE FOR ORDERS FOR UNIT OPERATIONS OF A POOL OR POOLS OR PARTS THEREOF THAT INCLUDE UNITS CREATED BY PRIOR ORDERS, TO PROVIDE A PROCEDURE RELATING TO ALLOCATION IN SUBSEQUENT ORDERS, TO PROVIDE FOR THE APPROVAL OF ADDITIONS OR EXCLUSIONS IN UNIT AREAS UNDER CERTAIN CONDITIONS, TO PROVIDE CONDITIONS UNDER WHICH ORDERS FOR ADDITIONS OR EXCLUSIONS TO UNIT AREAS SHALL BECOME EFFECTIVE, TO PROVIDE THAT OPERATIONS ARE DEEMED CONDUCTED ON CERTAIN TRACTS BY OWNERS, TO PROVIDE THAT PORTIONS OF UNIT PRODUCTION ALLOCATED TO A SEPARATELY OWNED TRACT WHEN PRODUCED IS DEEMED PRODUCED FROM A WELL DRILLED ON THAT TRACT, TO PROVIDE THAT CERTAIN OPERATIONS SHALL CONSTITUTE FULFILLMENT OF CERTAIN EXPRESSED OR IMPLIED OBLIGATIONS TO A SPECIFIED EXTENT, TO PROVIDE THAT CERTAIN PRODUCTION AND PROCEEDS OF SALE ARE DEEMED THE PROPERTY AND INCOME OF SPECIFIED PERSONS, TO PROVIDE FOR THE DURATION OF FORCE OF DIVISION ORDERS OR OTHER CONTRACTS RELATING TO A SALE OR PURCHASE OF PRODUCTION AND THE APPLICATION THEREOF, TO PROVIDE THAT CERTAIN ORDERS DO NOT RESULT IN TRANSFER OF TITLE, TO PROVIDE THAT CERTAIN PROPERTY IS DEEMED THE PROPERTY OF SPECIFIED PERSONS AND TO PROVIDE THAT THE FORMATION AND OPERATION OF A UNIT UNDER ORDER OF THE OIL AND GAS COMMISSION SHALL NOT BE IN VIOLATION OF CERTAIN LAW.

HOUSE BILL NO. 51
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO SMALL-SCALE DREDGE MINING; PROVIDING LEGISLATIVE INTENT; AMENDING CHAPTER 13, TITLE 47, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 47-1317A, IDAHO CODE, TO PROVIDE FOR ADOPTION OF RULES FOR SMALL-SCALE DREDGE MINING, TO PROVIDE CONTENTS OF THE RULES, TO PROVIDE WHERE SUCTION DREDGING MAY OCCUR AND TO DEFINE TERMS; AND DECLARING AN EMERGENCY.

H 47, **H 48**, **H 49**, **H 50**, and **H 51** 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 14 and **H 15**, by Transportation and Defense Committee, were read the second time by title and filed for third reading.

H 10, **H 11**, **H 12**, **H 13**, and **H 34**, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 40 - APPROPRIATIONS - OFFICE OF ENERGY RESOURCES

H 40 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. Monks to open debate.

The question being, "Shall **H 40** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nielsen, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – Dixon, Nate, Scott, Sims. Total – 4.
Absent – Nye. Total – 1.
Total – 70.

Whereupon the Speaker declared that **H 40** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 27 - RECREATION DISTRICTS

H 27 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. Nate to open debate.

The question being, "Shall **H 27** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Nye. Total – 1.
Total – 70.

Whereupon the Speaker declared that **H 27** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11:30 a.m., Thursday, January 29, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:49 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

EIGHTEENTH LEGISLATIVE DAY
THURSDAY, JANUARY 29, 2015

House of Representatives

The House convened at 11:30 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 Kenya Heiner, Page.

3RD ORDER
Approval of Journal

January 29, 2015

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

WILLS, Chairman

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

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

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-917, Idaho Code, ILANA RUBEL, State Representative, District 18, Seat A, Ada County, State of Idaho, has nominated, BROOKE GREEN, of 285 W. Carter St., Boise, ID 83706, to perform the duties of this office temporarily as Acting State Representative, District 18, Seat A.

NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Brooke Green of Boise, Idaho, to the office of Acting State Representative, District 18, Seat A, for a term commencing January 29, 2015, and continuing until January 31, 2015.

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 28th day of January, in the year of our Lord two thousand and fifteen, and of the Independence of the United States of America, the two hundred and thirty-ninth year.

/s/ C.L. "BUTCH" OTTER
Governor
/s/ LAWERENCE DENNEY
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 Brooke Green.

January 28, 2015

Mr. Speaker:
I transmit herewith **S 1002** and **S 1003** which have passed the Senate.

NOVAK, Secretary

S 1002 and **S 1003** were filed for first reading.

5TH ORDER
Report of Standing Committees

January 29, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 47**, **H 48**, **H 49**, **H 50**, and **H 51**.

WILLS, Chairman

H 47, **H 48**, **H 49**, **H 50**, and **H 51** were referred to the Resources and Conservation Committee.

January 28, 2015

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 20**, **H 21**, and **H 22** and recommend that they do pass.

DEMORDAUNT, Chairman

H 20, **H 21**, and **H 22** were filed for second reading.

January 28, 2015

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration **H 16** and recommend that it do pass.

PALMER, Chairman

H 16 was filed for second reading.

January 29, 2015

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 35** and recommend that it do pass.

COLLINS, Chairman

H 35 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. 52
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO THE YOUTH CHALLENGE PROGRAM; REPEALING SECTION 2, CHAPTER 322, LAWS OF 2011, AS AMENDED BY SECTION 2, CHAPTER 234, LAWS OF 2012, TO REMOVE A SUNSET PROVISION; AND REPEALING SECTION 2, CHAPTER 234, LAWS OF 2012, TO REMOVE A SUNSET PROVISION.

HOUSE BILL NO. 53
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO THE CODE OF MILITARY JUSTICE; REPEALING CHAPTER 11, TITLE 46, IDAHO CODE, RELATING TO THE CODE OF MILITARY JUSTICE; AMENDING TITLE 46, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 11, TITLE 46, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO ENACT AND SPECIFY PARTICULAR PROVISIONS OF THE MODEL STATE CODE OF MILITARY JUSTICE, TO PROVIDE FOR ARREST, TO PROVIDE FOR REGULATORY AUTHORITY, TO PROVIDE FOR IMMUNITY AND TO PROVIDE FOR SEVERABILITY.

HOUSE BILL NO. 54
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO GASEOUS SPECIAL FUELS; AMENDING SECTION 63-2402, IDAHO CODE, TO REMOVE REFERENCE TO SPECIAL FUELS AND GASEOUS SPECIAL FUELS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-2418, IDAHO CODE, TO REMOVE A CODE REFERENCE; AMENDING SECTION 63-2423, IDAHO CODE, TO REMOVE REFERENCE TO A VALID GASEOUS SPECIAL FUELS PERMIT; AND AMENDING SECTION 63-2424, IDAHO CODE, TO REMOVE CERTAIN FEES AND TO REMOVE A GASEOUS SPECIAL FUELS PERMIT.

HOUSE BILL NO. 55
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO THE PEACE OFFICER AND DETENTION OFFICER TEMPORARY DISABILITY ACT; REPEALING SECTION 2, CHAPTER 186, LAWS OF 2012, RELATING TO A SUNSET DATE.

HOUSE BILL NO. 56
BY ENVIRONMENT, ENERGY, AND TECHNOLOGY COMMITTEE
AN ACT

RELATING TO PUBLIC DRINKING WATER SYSTEM LOANS; AMENDING SECTION 39-7602, IDAHO CODE, TO REVISE USE PROVISIONS RELATING TO AMOUNTS DEPOSITED INTO THE DRINKING WATER LOAN FUND AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 57
BY ENVIRONMENT, ENERGY, AND TECHNOLOGY COMMITTEE
AN ACT

RELATING TO THE IDAHO COMMUNITY REINVESTMENT PILOT INITIATIVE; REPEALING SECTION 4, CHAPTER 308, LAWS OF 2006, TO REMOVE A CONTINGENT SUNSET DATE; AMENDING SECTION 39-7211, IDAHO CODE, TO REVISE A PROVISION RELATING TO MONEYS IN THE IDAHO COMMUNITY REINVESTMENT PILOT INITIATIVE FUND, TO PROVIDE THAT MONEYS IN THE FUND ARE PERPETUALLY APPROPRIATED TO THE DIRECTOR OF THE DEPARTMENT OF ENVIRONMENTAL QUALITY FOR SPECIFIED PURPOSES UNTIL CERTAIN CONDITIONS ARE MET, TO AUTHORIZE THE DEPARTMENT TO NEGOTIATE LOWER FINANCIAL ASSISTANCE AMOUNTS WITH CERTAIN PROPERTY OWNERS WHEN SPECIFIED CONDITIONS ARE MET, TO PROVIDE FOR INTEREST EARNED ON MONEYS IN THE FUND, TO REVISE AUTHORIZED MAXIMUM OVERALL FINANCIAL ASSISTANCE PROVISIONS, TO REVISE THE NUMBER OF PROJECTS THAT MAY PARTICIPATE IN THE INITIATIVE, TO PROVIDE FOR THE ESTABLISHMENT OF ANNUAL PRIORITY LISTS OF CERTAIN PROJECTS UNTIL ALL FUNDS ARE ALLOCATED, TO PROVIDE FOR ANNUAL PRIORITY LISTS OF THE FIFTEEN HIGHEST PRIORITY PROJECTS, TO PROVIDE THAT THE DEPARTMENT SHALL CONTACT CERTAIN ELIGIBLE PROPERTY OWNERS AND TO MAKE TECHNICAL CORRECTIONS; AND PROVIDING A CONTINGENT SUNSET DATE.

HOUSE BILL NO. 58
BY ENVIRONMENT, ENERGY, AND TECHNOLOGY COMMITTEE
AN ACT

RELATING TO WATER QUALITY; AMENDING SECTION 39-3623, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE EFFECT OF CERTAIN RULES, TO PROVIDE THAT MIXING ZONES ARE SUBJECT TO SPECIFIED LAWS AND RULES AND TO PROVIDE FOR THE DURATION OF EFFECTIVENESS OF MIXING ZONES.

H 52, **H 53**, **H 54**, **H 55**, **H 56**, **H 57**, and **H 58** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1002 and **S 1003**, by Finance Committee, were introduced, read the first time by title, and 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 41, by Appropriations Committee, was read the second time by title and filed for third reading.

H 36 and **H 37**, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 28 - TAXES - LEVY - APPORTIONMENT

H 28 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. Trujillo to open debate.

The question being, "Shall H 28 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel(Green), Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – Cheatham, Dixon, Nate, Scott, Sims. Total – 5.
Total – 70.

Whereupon the Speaker declared that H 28 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 29 - TAXATION EXEMPTIONS

H 29 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. Chaney to open debate.

The question being, "Shall H 29 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Miller, Moyle, Nate, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Rubel(Green), Rudolph, Rusche, Scott, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 61.
NAYS – Batt, Harris, McDonald, Mendive, Monks, Palmer, Romrell, Shepherd, Sims. Total – 9.
Total – 70.

Whereupon the Speaker declared that H 29 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Friday, January 30, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:52 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

NINETEENTH LEGISLATIVE DAY
FRIDAY, JANUARY 30, 2015

House of Representatives

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

Roll call showed 67 members present.
Absent – Barbieri, Perry, Shepherd. Total – 3.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Emily Luker, Page.

3RD ORDER
Approval of Journal

January 30, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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

5TH ORDER
Report of Standing Committees

January 30, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 52, H 53, H 54, H 55, H 56, H 57, and H 58.

WILLS, Chairman

H 52, H 53, H 54, and H 55 were referred to the Transportation and Defense Committee.

H 56, H 57, and H 58 were referred to the Environment, Energy, and Technology Committee.

January 30, 2015

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 31 and recommend that it do pass.

RAYBOULD, Chairman

H 31 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE JOINT MEMORIAL NO. 2
BY RESOURCES AND CONSERVATION COMMITTEE
A JOINT MEMORIAL

TO THE PRESIDENT OF THE UNITED STATES, THE SECRETARY OF THE INTERIOR, THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED, AND TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the First Regular Session of the Sixty-third Idaho Legislature, do hereby respectfully represent that:

WHEREAS, the Caldera area of the Island Park region in eastern Idaho has been suggested as a potential national monument that could be established under the provisions of the 1906 Antiquities Act; and

WHEREAS, the current multiple use and private land protections policies governing the management of this area generally have served the interests of local residents; and

WHEREAS, cattle ranching and agriculture, the main economic drivers in this area, will be substantially impacted by any land management decisions regarding this landscape. Agriculture is the single biggest economic contributor to the State of Idaho. Idaho's farms and ranches represent 11.7 million acres in rural Idaho and the sales of farm and ranch projects contribute nearly $7.6 billion to Idaho's economy. Ranching and farming play a substantial role in the state's heritage and identity and should be preserved; and

WHEREAS, a national monument designation affects land use by imposing restrictions on development, resource extraction and land swaps with resulting local impacts such as diminished economic possibilities and restrictions on access; and

WHEREAS, the designation suggestion was made without the use of any local collaborative process; and

WHEREAS, the Idaho Roadless Rule, is Idaho's 2006 plan that provides a framework for use and protection for more than nine million acres of federal public backcountry. The rule is held to be a nationwide model of collaboration among groups and individuals with divergent interests and concerns. The Roadless Rule specifically prescribes protective management under the "Wildland/Recreation" theme. It is feared that utilization of the Antiquities Act would overturn the agreement reached in the formulation of the Idaho Roadless Rule with no effort to reach consensus through collaboration; and

WHEREAS, national monument designation would impact local wildlife managers as well as impact the right to hunt and fish in the area, a place where Idaho residents, families and visitors can enjoy these Idaho traditions; and

WHEREAS, in the November 2014 election, an advisory vote relating to the suggested national monument designation was taken in Fremont County, which contains the area of suggested designation. The results were that about 93 percent of the 3,798 voting opposed any such designation.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that we oppose any national monument designation in the Caldera area of the Island Park region in eastern Idaho.

BE IT FURTHER RESOLVED any efforts to reach decisions regarding lands of Idaho administered by federal agencies be made by local collaboration, rather than by unilateral administrative processes that exclude the residents of Idaho.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the President of the United States, the Secretary of the Interior, the President of the Senate and the Speaker of the House of Representatives of Congress, and to the congressional delegation representing the State of Idaho in the Congress of the United States.

HJM 2 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. 59
BY BUSINESS COMMITTEE
AN ACT

RELATING TO PLUMBING; AMENDING SECTION 54-2617, IDAHO CODE, TO REVISE THE TIME PERIOD FOR RENEWAL OF EXPIRED PLUMBING CERTIFICATE OF COMPETENCY, TO PROVIDE FOR AN INACTIVE CERTIFICATE OF COMPETENCY FOR CERTAIN PERSONS AND TO PROVIDE FOR A TEMPORARY CERTIFICATE OF COMPETENCY IN CERTAIN SITUATIONS.

HOUSE BILL NO. 60
BY BUSINESS COMMITTEE
AN ACT

RELATING TO THE DIVISION OF BUILDING SAFETY; AMENDING SECTION 67-2601A, IDAHO CODE, TO AUTHORIZE THE ADMINISTRATOR TO ENTER INTO AGREEMENTS WITH VENDORS AND CONTRACTORS AND TO PROVIDE A CORRECT CODE REFERENCE.

HOUSE BILL NO. 61
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO JUVENILE CORRECTIONS; AMENDING SECTION 20-520, IDAHO CODE, TO AUTHORIZE PROBATION FOR A JUVENILE OFFENDER UNDER CERTAIN CONDITIONS AND TO PROVIDE A CORRECT CITATION.

HOUSE BILL NO. 62
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO VICTIM RESTITUTION; AMENDING SECTION 10-1110, IDAHO CODE, TO PROVIDE FOR LIENS RESULTING FROM RESTITUTION OWED TO A CRIME VICTIM; AND AMENDING SECTION 11-101, IDAHO CODE, TO PROVIDE FOR EXECUTION ON JUDGMENTS FOR RESTITUTION OWED TO A CRIME VICTIM AND TO PROVIDE FOR A WRIT OF EXECUTION UNDER CERTAIN CONDITIONS.

HOUSE BILL NO. 63
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO BAIL; AMENDING SECTION 19-1507, IDAHO CODE, TO REMOVE A PROVISION RELATING TO A BENCH WARRANT FOR A BAILABLE OFFENSE AND TO PROVIDE A CODE REFERENCE; AND AMENDING SECTION 19-2915, IDAHO CODE, TO PROVIDE FOR THE SETTING OF BAIL WHEN A DEFENDANT FAILS TO APPEAR BEFORE THE COURT UNDER CERTAIN CONDITIONS.

HOUSE BILL NO. 64
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO IMPRISONMENT; AMENDING SECTION 18-309, IDAHO CODE, TO PROVIDE CREDIT FOR A PERIOD OF INCARCERATION SERVED AS A CONDITION OF PROBATION IN CERTAIN INSTANCES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 19-2603, IDAHO CODE, TO REVISE A PROVISION RELATING TO A FINDING THAT A DEFENDANT HAS VIOLATED PROBATION AND TO PROVIDE THAT A DEFENDANT SHALL RECEIVE CREDIT FOR TIME SERVED IN CERTAIN INSTANCES; AND AMENDING SECTION 20-209A, IDAHO CODE, TO REMOVE A PROVISION RELATING TO CREDIT FOR TIME SPENT IN CUSTODY PENDING TRIAL, SENTENCING OR APPEAL.

HOUSE BILL NO. 65
BY NATE
AN ACT

RELATING TO THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION; AMENDING CHAPTER 1, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-125B, IDAHO CODE, TO PROVIDE DUTIES OF THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION RELATING TO THE SMARTER BALANCED ASSESSMENT CONSORTIUM; AND DECLARING AN EMERGENCY.

H 59, H 60, H 61, H 62, H 63, H 64, and H 65 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 20, H 21, and H 22, by Education Committee, were read the second time by title and filed for third reading.

H 16, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

H 35, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

S 1002 and S 1003, by Finance Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that H 14 retain its place on the Third Reading Calendar until Monday, February 2, 2015. There being no objection, it was so ordered.

H 15 - MOTOR VEHICLES

H 15 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. Kauffman to open debate.

The question being, "Shall H 15 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Romrell, Rubel(Green), Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 58.
NAYS – Cheatham, McMillan, Mendive, Nate, Redman, Rudolph, Scott, Sims. Total – 8.
Absent – Barbieri, Chew, Perry, Shepherd. Total – 4.
Total – 70.

Whereupon the Speaker declared that H 15 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 10 - INCOME TAX

H 10 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. Dayley to open debate.

The question being, "Shall H 10 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel(Green), Rudolph, Rusche, Scott, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – Sims. Total – 1.
Absent – Barbieri, Chew, Perry, Shepherd. Total – 4.
Total – 70.

Whereupon the Speaker declared that H 10 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 11 - SALES TAX EXEMPTIONS

H 11 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. Rudolph to open debate.

The question being, "Shall H 11 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel(Green), Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – None.
Absent – Barbieri, Chew, Perry, Shepherd. Total – 4.
Total – 70.

Whereupon the Speaker declared that H 11 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 12 - SALES TAX

H 12 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. Anderson to open debate.

Pursuant to Rule 38(3), Ms. Sims disclosed a conflict of interest regarding H 12.

The question being, "Shall H 12 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel(Green), Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – Gannon. Total – 1.
Absent – Barbieri, Perry, Shepherd. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 12 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 13 - INCOME TAX

H 13 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. Nye to open debate.

The question being, "Shall H 13 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel(Green), Rudolph, Rusche, Scott, Sims,

Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Barbieri, Perry, Shepherd. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 13 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 34 - ADMINISTRATIVE PROCEDURE ACT

H 34 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. Collins to open debate.

The question being, "Shall H 34 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel(Green), Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Barbieri, Perry, Shepherd. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 34 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 41 - APPROPRIATIONS - STATE INDEPENDENT LIVING COUNCIL

H 41 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. King to open debate.

The question being, "Shall H 41 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel(Green), Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Barbieri, Perry, Shepherd. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 41 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 36 - INCOME TAX

H 36 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. Erpelding to open debate.

The question being, "Shall H 36 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel(Green), Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Barbieri, Perry, Shepherd. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 36 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 37 - INCOME TAX

H 37 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. Kauffman to open debate.

The question being, "Shall H 37 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel(Green), Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Barbieri, Perry, Shepherd. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 37 passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Monday, February 2, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:59 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

TWENTY-SECOND LEGISLATIVE DAY
MONDAY, FEBRUARY 2, 2015

House of Representatives

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

Roll call showed 69 members present.
Absent – Nielsen. Total – 1.
Total – 70.

Prayer was offered by Representative Van Orden.

The Pledge of Allegiance was led by Riley Ricks, Page.

3RD ORDER
Approval of Journal

February 2, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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

January 30, 2015

Mr. Speaker:

I transmit herewith S 1012 which has passed the Senate.

NOVAK, Secretary

S 1012 was filed for first reading.

5TH ORDER
Report of Standing Committees

February 2, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HJM 2, H 59, H 60, H 61, H 62, H 63, H 64, and H 65.

WILLS, Chairman

HJM 2 was referred to the State Affairs Committee.

H 59 and H 60 were referred to the Business Committee.

H 61, H 62, H 63, and H 64 were referred to the Judiciary, Rules, and Administration Committee.

H 65 was referred to the Ways and Means Committee.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 2
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION

STATING LEGISLATIVE FINDINGS AND COMMEMORATING THE ONE HUNDRED FIFTIETH ANNIVERSARY OF THE BUILDING OF THE EAGLE ROCK BRIDGE, THE FIRST BRIDGE EVER TO CROSS THE SNAKE RIVER, WHICH BEGAN THE FOUNDING OF A SETTLEMENT WHICH WOULD BECOME THE CITY OF IDAHO FALLS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, in 1865 Matt Taylor, a Montana Trail freighter, built a toll bridge across a narrow black basaltic gorge of the Snake River that succeeded a ferry seven miles upstream by a few years; and

WHEREAS, Taylor's bridge served the new tide of westward migration and travel in the region for settlers moving north and west and for miners, freighters and others seeking riches in the gold fields of Idaho and Montana, especially the boom towns of Bannack and Virginia City in western Montana; and

WHEREAS, mail service postmarks indicate by 1866 the emerging town had become known as Eagle Rock, which was derived from an isolated basalt island in the Snake River, seven miles upstream in the Snake River that was the nesting site for eagles; and

WHEREAS, previous to Taylor's bridge, in 1864, Harry Rickets built and operated a ferry at this location and so this area of crossing at the Snake River was already known as Eagle Rock to those who did business or traveled on the Montana Trail. A private bank (the fourth in Idaho), a small hotel, a livery stable, and an eating house also sprang up near the bridge in 1865, along with the post office and stage station; and

WHEREAS, large-scale settlement ensued and in the next twenty-five years there appeared roads, bridges, dams and irrigation canals that brought much of the Upper Snake River Valley under cultivation and in 1887, following construction of the Oregon Short Line, most of the railroad facilities were removed to Pocatello where the new line branched off, but Eagle Rock was fast becoming the commercial center of an agricultural empire; and

WHEREAS, in 1891 the town voted to change its name to Idaho Falls in reference to rapids below the bridge. Some years later, construction of a retaining wall for a hydroelectric power plant enhanced the rapids into falls. In 1895 the largest irrigation canal in the world, the Great Feeder, began diverting water from the Snake River and aided in converting tens of thousands of acres of desert into green farmland in the vicinity of Idaho Falls; and

WHEREAS, the area grew sugar beets, potatoes, peas, grains, and alfalfa and became one of the most productive regions of the United States; and

WHEREAS, in 1949, the Atomic Energy Commission opened the National Reactor Testing Station in the desert west of the city. On December 20, 1951, a nuclear reactor produced useful electricity for the first time in history and there have been

more than fifty unique nuclear reactors built at the facility for testing, though all but three are shut down now; and

WHEREAS, the Idaho National Laboratory (INL), as it is now known, remains a major economic engine for the city of Idaho Falls, employing more than 8,000 people and functioning as an internationally renowned research center. INL operates and manages the world-famous Advanced Test Reactor (ATR); and

WHEREAS, Idaho Falls serves as a regional hub for health care, retail business, culture, tourism and recreation in eastern Idaho; and

WHEREAS, Idaho Falls was named by *Business Week* as one of the 2010 "Best Places to Raise Kids." In addition, Forbes.com selected Idaho Falls as one of the "2010 Best Small Places for Business & Careers" and Money.CNN.com included Idaho Falls as one of its "Top 100 Cities in 2010."

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that we honor and recognize the one hundred fiftieth anniversary of the building of the Eagle Rock bridge in 1865, the first bridge ever to span the Snake River and which started the settlement that would become the modern city of Idaho Falls.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Rebecca Casper, Mayor of the City of Idaho Falls.

HCR 2 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. 66
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO CONCEALED WEAPONS; AMENDING SECTION 18-3302, IDAHO CODE, TO PROVIDE THAT THE SHERIFF SHALL MAIL RENEWAL NOTICES FOR CONCEALED WEAPONS LICENSES; AND AMENDING SECTION 18-3302K, IDAHO CODE, TO PROVIDE THAT THE SHERIFF SHALL MAIL RENEWAL NOTICES FOR ENHANCED CONCEALED WEAPONS LICENSES.

HOUSE BILL NO. 67
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO AN APPLICATION OF THE STATE OF IDAHO UNDER ARTICLE V OF THE UNITED STATES CONSTITUTION FOR A CONVENTION FOR PROPOSING AMENDMENTS TO THE UNITED STATES CONSTITUTION; PROVIDING LEGISLATIVE INTENT; AMENDING TITLE 34, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 16, TITLE 34, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE FOR THE APPOINTMENT OF DELEGATES TO THE CONVENTION, TO PROVIDE FOR THE INSTRUCTION TO, SCOPE AND LIMITATION OF AUTHORITY OF, AND COMPENSATION OF SAID DELEGATES, TO PROVIDE DUTIES OF THE SECRETARY OF STATE AND TO PROVIDE A CITATION.

H 66 and **H 67** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1012, by Finance Committee, was introduced, read the first time by title, and 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 31, by Resources and Conservation Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 14 - MOTOR VEHICLES

H 14 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. Wills to open debate.

The question being, "Shall **H 14** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Clow, Collins, Crane, DeMordaunt, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nye, Palmer, Perry, Raybould, Redman, Romrell, Rudolph, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 50.

NAYS – Batt, Chaney, Chew, Dayley, Dixon, Erpelding, Gannon, Harris, Jordan, King, Kloc, Luker, McCrostie, Packer, Pence, Rubel, Rusche, Smith, Wintrow. Total – 19.

Absent – Nielsen. Total – 1.

Total – 70.

Whereupon the Speaker declared that **H 14** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 20 - APPRAISEMENT - LEASE - SALE OF LANDS

H 20 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. Dixon to open debate.

The question being, "Shall **H 20** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, McMillan, Mendive, Miller,

Monks, Moyle, Nate, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.

NAYS – Gannon, Luker, Nye, Perry, Vander Woude. Total – 5.

Absent – Nielsen. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 20 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 21 - NURSES

H 21 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. Kerby to open debate.

The question being, "Shall H 21 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Nielsen. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 21 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 22 - EDUCATION

H 22 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. Kerby to open debate.

The question being, "Shall H 22 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.

NAYS – Sims. Total – 1.

Absent – Nielsen. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 22 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 16 - MOTOR VEHICLES

H 16 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. Dixon to open debate.

The question being, "Shall H 16 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, Loertscher, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Wills, Wood, Youngblood, Mr. Speaker. Total – 61.

NAYS – King, Kloc, Luker, McCrostie, Nye, Smith, Vander Woude, Wintrow. Total – 8.

Absent – Nielsen. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 16 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 35 - REVENUE AND TAXATION

H 35 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. Thompson to open debate.

******

At this time, the Speaker placed the House at ease and introduced Roger S. Burdick, Chief Justice of the Idaho Supreme Court, who delivered the State of the Judiciary Address to the members of the House.

******

The question being, "Shall H 35 pass?"

Roll call resulted as follows:

AYES – Anderson, Bateman, Bell, Chaney, Collins, Erpelding, Hartgen, Jordan, Kauffman, King, Kloc, McCrostie, Moyle, Nye, Pence, Perry, Raybould, Rubel, Rusche, Smith, Thompson, Trujillo, Wintrow, Wood, Mr. Speaker. Total – 25.

NAYS – Anderst, Andrus, Barbieri, Batt, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Nate, Packer, Palmer, Redman, Romrell, Rudolph, Scott, Shepherd, Sims, Troy, VanOrden, Vander Woude, Wills, Youngblood. Total – 44.

Absent – Nielsen. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 35 failed to pass the House and ordered the bill filed in the office of the Chief Clerk.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11:30 a.m., Tuesday, February 3, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:04 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

TWENTY-THIRD LEGISLATIVE DAY
TUESDAY, FEBRUARY 3, 2015

House of Representatives

The House convened at 11:30 a.m., the Speaker in the Chair.

Roll call showed 69 members present.
Absent – Vander Woude. Total – 1.
Total – 70.

Prayer was offered by Representative Redman.

The Pledge of Allegiance was led by Dustin Cheney, Page.

3RD ORDER
Approval of Journal

February 3, 2015

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

WILLS, Chairman

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

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

February 2, 2015

Mr. Speaker:
I transmit herewith S 1013 which has passed the Senate.

NOVAK, Secretary

S 1013 was filed for first reading.

February 2, 2015

Mr. Speaker:
I return herewith H 26 which has passed the Senate.

NOVAK, Secretary

H 26 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

February 3, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HCR 2, H 66, and H 67.

WILLS, Chairman

HCR 2 and H 66 were filed for second reading.

H 67 was referred to the State Affairs Committee.

February 2, 2015

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 43, H 44, and H 55 and recommend that they do pass.

PALMER, Chairman

H 43, H 44, and H 55 were filed for second reading.

February 3, 2015

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 42 and recommend that it do pass.

PALMER, Chairman

H 42 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. 68
BY LOCAL GOVERNMENT COMMITTEE
AN ACT

RELATING TO PRINTING; AMENDING SECTION 60-103, IDAHO CODE, TO INCLUDE COUNTIES IN THE EXISTING EXEMPTIONS FOR PRINTING, ENGRAVING, BINDING OR STATIONERY WORK; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 69
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO MOTOR VEHICLES; AMENDING SECTION 49-102, IDAHO CODE, TO DEFINE THE TERM "AGRICULTURAL PRODUCTS"; AMENDING SECTION 49-1001, IDAHO CODE, TO REMOVE LANGUAGE RELATING TO THE OPERATION OF REFUSE OR SANITATION TRUCKS; AND AMENDING SECTION 49-1011, IDAHO CODE, TO PROVIDE AN EXCEPTION TO SIZE AND WEIGHT LIMITATIONS FOR REFUSE/SANITATION TRUCKS WHEN OWNED BY, UNDER CONTRACT TO OR UNDER AUTHORITY OF A CITY, COUNTY OR STATE AGENCY TRANSPORTING REFUSE; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 70
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO ALLOWABLE LOADS PER INCH WIDTH OF TIRE FOR MOTOR VEHICLES; AMENDING SECTION 49-1002, IDAHO CODE, TO PROVIDE THAT THE LOAD FOR INCH WIDTH OF TIRE FOR THE FRONT STEER AXLE MAY NOT EXCEED THE MANUFACTURER'S LOAD RATING PER TIRE OR THE LOAD RATING OF THE AXLE OR TWENTY THOUSAND POUNDS PER AXLE WHICHEVER IS LESS AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 71
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO LICENSE PLATES; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE A CODE REFERENCE AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-420O, IDAHO CODE, TO PROVIDE FOR THE IDAHO FRIENDS OF THE OROFINO MANIACS PLATES.

HOUSE BILL NO. 72
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT

RELATING TO VETERINARIANS AND VETERINARY TECHNICIANS; AMENDING SECTION 54-2112, IDAHO CODE, TO REMOVE UNNECESSARY LANGUAGE, TO PROVIDE THAT VETERINARY TECHNICIANS MAY PLACE THEIR CERTIFICATION ON INACTIVE STATUS AND TO PROVIDE CONDITIONS FOR TRANSFER FROM INACTIVE TO ACTIVE STATUS.

HOUSE BILL NO. 73
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT

RELATING TO VETERINARIANS; AMENDING SECTION 54-2107, IDAHO CODE, TO PROVIDE THAT LICENSING AND APPLICATION FEES ARE NONREFUNDABLE AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 74
BY EDUCATION COMMITTEE
AN ACT

RELATING TO SCHOOL DISTRICTS; AMENDING SECTION 33-320, IDAHO CODE, TO REVISE THE NAME OF A CERTAIN PLAN AND TO REVISE PROVISIONS RELATING TO SUCH PLAN.

HOUSE BILL NO. 75
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO SALES TAX; AMENDING SECTION 63-3622N, IDAHO CODE, TO PROVIDE THAT EYEGLASSES AND EYEGLASS COMPONENT PARTS ARE EXEMPT FROM CERTAIN TAXES AND TO REVISE LANGUAGE RELATING TO HEARING AID PARTS AND ACCESSORIES; AMENDING SECTION 63-3622N, IDAHO CODE, AS ENACTED BY SECTION 1 OF THIS ACT, TO PROVIDE THAT CONTACT LENSES ARE EXEMPT FROM CERTAIN TAXES; AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 76
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO DETERMINATION OF TAX LEVIES; AMENDING SECTION 50-2908, IDAHO CODE, TO PROVIDE FOR EMERGENCY FUNDS FOR THE SCHOOL EMERGENCY FUND LEVY TO BE INCLUDED ON THE BASE ASSESSMENT ROLL AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 50-2908, IDAHO CODE, AS ENACTED BY SECTION 11, CHAPTER 339, LAWS OF 2012, TO PROVIDE FOR EMERGENCY FUNDS FOR THE SCHOOL EMERGENCY FUND LEVY TO BE INCLUDED ON THE BASE ASSESSMENT ROLL AND TO MAKE A TECHNICAL CORRECTION; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 77
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAX; AMENDING SECTION 63-3004, IDAHO CODE, TO UPDATE A REFERENCE TO THE INTERNAL REVENUE CODE; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

H 68, **H 69**, **H 70**, **H 71**, **H 72**, **H 73**, **H 74**, **H 75**, **H 76**, and **H 77** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1013, by Finance Committee, was introduced, read the first time by title, and 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

S 1012, by Finance Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

S 1002 - APPROPRIATIONS - IDAHO PUBLIC TELEVISION

S 1002 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. Gannon to open debate.

The question being, "Shall **S 1002** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, Erpelding, Gannon, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nye, Packer, Pence, Perry, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 53.
NAYS – Barbieri, Cheatham, DeMordaunt, Dixon, Gestrin, Loertscher, McMillan, Mendive, Nate, Nielsen, Palmer, Redman, Scott, Shepherd, Sims. Total – 15.
Absent – Raybould, Vander Woude. Total – 2.
Total – 70.

Whereupon the Speaker declared that **S 1002** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1003 - APPROPRIATIONS - DEPARTMENT OF ENVIRONMENTAL QUALITY

S 1003 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 **S 1003** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Burtenshaw, Chaney, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nye, Packer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 56.
NAYS – Barbieri, Batt, Boyle, Cheatham, Crane, McMillan, Nate, Nielsen, Palmer, Redman, Scott, Shepherd, Sims. Total – 13.
Absent – Vander Woude. Total – 1.
Total – 70.

Whereupon the Speaker declared that **S 1003** passed the House. Title was approved and the bill ordered returned to the Senate.

H 31 - FISH AND GAME

H 31 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. Erpelding to open debate.

The question being, "Shall **H 31** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Vander Woude. Total – 1.
Total – 70.

Whereupon the Speaker declared that **H 31** passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11:30 a.m., Wednesday, February 4, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:56 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

TWENTY-FOURTH LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 4, 2015

House of Representatives

The House convened at 11:30 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Representative Rudolph.

The Pledge of Allegiance was led by Benjamin Satterlee, Page.

3RD ORDER
Approval of Journal

February 4, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Twenty-third Legislative Day and recommend that same be adopted as corrected.
WILLS, Chairman

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

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

February 3, 2015

Mr. Speaker:
I return herewith H 40 which has passed the Senate.
NOVAK, Secretary

H 40 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

February 4, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 68, H 69, H 70, H 71, H 72, H 73, H 74, H 75, H 76, and H 77.
WILLS, Chairman

H 68 was referred to the Local Government Committee.

H 69, H 70, and H 71 were referred to the Transportation and Defense Committee.

H 72 was referred to the Health and Welfare Committee.

H 73 was referred to the Agricultural Affairs Committee.

H 74 was referred to the Education Committee.

H 75, H 76, and H 77 were referred to the Revenue and Taxation Committee.

February 4, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 26.
WILLS, Chairman

The Speaker announced he was about to sign enrolled H 26 and, when so signed, ordered it transmitted to the Senate for the signature of the President.

February 3, 2015

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 4, H 5, H 6, H 7, H 8, and H 9 and recommend that they do pass.
WOOD, Chairman

H 4, H 5, H 6, H 7, H 8, and H 9 were filed for second reading.

February 4, 2015

Mr. Speaker:
We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 47, H 48, H 49, and H 50 and recommend that they do pass.
RAYBOULD, Chairman

H 47, H 48, H 49, and H 50 were filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 3
BY EDUCATION COMMITTEE
A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND AUTHORIZING THE LEGISLATIVE COUNCIL TO APPOINT A COMMITTEE TO UNDERTAKE AND COMPLETE A STUDY OF THE STATE'S ELEMENTARY, SECONDARY AND POSTSECONDARY LONGITUDINAL DATA SYSTEMS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the members of the Second Regular Session of the Sixty-second Idaho Legislature passed the Student Data Accessibility, Transparency and Accountability Act of 2014 to ensure that student information is protected and expectations of privacy are honored; and

WHEREAS, in passing the Act, the Legislature acknowledged that student information is a vital resource for teachers and school staff in planning responsive education programs and services, scheduling students into appropriate classes and completing reports for educational agencies; and

WHEREAS, the Legislature also affirmed that while student information is important for educational purposes, it is also critically important to ensure that student information is protected, safeguarded and kept private and used only by appropriate educational authorities and then, only to serve the best interests of the student; and

WHEREAS, Idaho citizens have expressed concerns about the Act and whether implementation of its provisions do serve the best interests of the students; and

WHEREAS, the concerns expressed include the privacy and security policies and procedures required to be developed under the Act; the efficacy of the technology used to collect and report student data, and to interface with private and public entities; the costs associated with the data system; and the federal government's mandated student data collection and reporting requirements, which intrude upon Idaho's state sovereignty and student privacy.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislative Council is authorized to appoint a committee to undertake and complete a study of the state's elementary, secondary and postsecondary longitudinal data systems including, but not necessarily limited to, determining: (1) which data points are necessary for tracking student academic progress; (2) which data points must be collected and reported at the aggregate level; (3) which data points should be personally identifiable and why; (4) the extent to which federal funding is contingent upon the collection and reporting of student data to the federal government and the cost to the state of declining such funding; and (5) recommendations on: (a) simplifying and minimizing the collection of student data without compromising essential evaluation of educational efficacy; (b) protecting student privacy by limiting the collection of personally identifiable data; and (c) the cost/benefit of declining federal funds to save local funds, protect privacy and maintain local control of education as they relate to data collection. The Legislative Council shall determine the number of legislators and membership from each house appointed to the committee and shall authorize the committee to receive input, advice and assistance from interested and affected parties who are not members of the Legislature.

BE IT FURTHER RESOLVED that nonlegislative members of the committee may be appointed by the cochairs of the committee who are appointed by the Legislative Council. Nonlegislative members of the advisory committee shall not be reimbursed from legislative funds for per diem, mileage or other expenses and shall not have voting privileges regarding the committee's recommendations or proposed legislation.

BE IT FURTHER RESOLVED that the committee shall report its findings, recommendations and proposed legislation, if any, to the Second Regular Session of the Sixty-third Idaho Legislature.

HCR 3 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. 78
BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO THE EMPLOYMENT SECURITY LAW; AMENDING SECTION 72-1369, IDAHO CODE, TO CLARIFY THAT FIFTEEN PERCENT OF CERTAIN OVERPAYMENTS MUST BE PAID INTO THE EMPLOYMENT SECURITY FUND AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 79
BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO THE ECONOMIC ADVISORY COUNCIL; AMENDING SECTION 67-4704, IDAHO CODE, TO REVISE COMPENSATION FOR MEMBERS OF THE ECONOMIC ADVISORY COUNCIL AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 80
BY BUSINESS COMMITTEE

AN ACT

RELATING TO COSMETICIANS; AMENDING SECTION 54-827, IDAHO CODE, TO REVISE LANGUAGE RELATING TO REGISTRATION.

HOUSE BILL NO. 81
BY BUSINESS COMMITTEE

AN ACT

RELATING TO GEOLOGISTS; AMENDING SECTION 54-2812, IDAHO CODE, TO REVISE LANGUAGE RELATING TO EXAMINATIONS AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 54-2814, IDAHO CODE, TO CLARIFY THE EXAMINATION PROCESS.

HOUSE BILL NO. 82
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

AN ACT

RELATING TO THE IDAHO STATE POLICE; AMENDING SECTION 67-2901, IDAHO CODE, TO AUTHORIZE THE IDAHO STATE POLICE TO CLOSE OR RESTRICT USE OF A HIGHWAY OR ROAD FOR PUBLIC SAFETY AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 83
BY EDUCATION COMMITTEE

AN ACT

RELATING TO SCHOLARSHIPS; AMENDING CHAPTER 43, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-4305, IDAHO CODE, TO PROVIDE FOR THE POSTSECONDARY CREDIT SCHOLARSHIP AND RELATED REQUIREMENTS.

H 78, **H 79**, **H 80**, **H 81**, **H 82**, and **H 83** 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

HCR 2 and **H 66**, by State Affairs Committee, were read the second time by title and filed for third reading.

H 43, **H 44**, **H 55**, and **H 42**, by Transportation and Defense Committee, were read the second time by title and filed for third reading.

S 1013, by Finance Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

S 1012 - APPROPRIATIONS - DIVISION OF VOCATIONAL REHABILITATION

S 1012 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 to open debate.

The question being, "Shall **S 1012** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 60.
NAYS – Barbieri, Cheatham, Dixon, McMillan, Mendive, Nate, Nielsen, Redman, Scott, Sims. Total – 10.
Total – 70.

Whereupon the Speaker declared that **S 1012** passed the House. Title was approved and the bill ordered returned to the Senate.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Thursday, February 5, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:47 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

TWENTY-FIFTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 5, 2015

House of Representatives

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

Roll call showed 68 members present.
Absent – McMillan, Thompson. Total – 2.
Total – 70.

Prayer was offered by Representative Romrell.

The Pledge of Allegiance was led by Julia Staley, Page.

3RD ORDER
Approval of Journal

February 5, 2015

Mr. Speaker:

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

WILLS, Chairman

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

At this time, the Speaker put the House at ease.

*****

The Idaho State Historical Society presented for viewing the original register of votes from the 1896 election that approved a state constitutional amendment granting women the right to vote; and a silk banner used by the Idaho Falls Suffrage Club as they worked to get the measure on the ballot.

*****

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

5TH ORDER
Report of Standing Committees

February 5, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HCR 3**, **H 78**, **H 79**, **H 80**, **H 81**, **H 82**, and **H 83**.

WILLS, Chairman

HCR 3 and **H 83** were referred to the Education Committee.

H 78 and **H 79** were referred to the Commerce and Human Resources Committee.

H 80 and **H 81** were referred to the Business Committee.

H 82 was referred to the Judiciary, Rules, and Administration Committee.

February 5, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 40**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 40** and, when so signed, ordered it transmitted to the Senate for the signature of the President.

February 4, 2015

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration **H 23**, **H 24**, and **H 25** and recommend that they do pass.

WOOD, Chairman

H 23, **H 24**, and **H 25** were filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 4
BY REVENUE AND TAXATION COMMITTEE
A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE STATE TAX COMMISSION RELATING TO IDAHO SALES AND USE TAX ADMINISTRATIVE RULES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the State Tax Commission relating to Idaho Sales and Use Tax Administrative Rules are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 35.01.02, State Tax Commission, Idaho Sales and Use Tax Administrative Rules, Sections 102 and 128, only, adopted as pending rules under Docket Number 35-0102-1403, be, and the same are hereby rejected and declared null, void and of no force and effect.

HCR 4 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. 84
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAXATION; AMENDING SECTION 63-3022H, IDAHO CODE, TO REVISE THE

DEFINITION OF THE TERM "REAL PROPERTY" FOR CAPITAL GAINS PURPOSES; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 85
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAXATION; AMENDING SECTION 63-3022H, IDAHO CODE, TO PROVIDE FOR CAPITAL GAINS PURPOSES THAT THE HOLDING PERIOD OF QUALIFYING PROPERTY THAT WAS DISTRIBUTED BY AN S CORPORATION OR AN ENTITY TREATED AS A PARTNERSHIP TO A PERSON WHO WAS AN OWNER, MEMBER OR PARTNER AT THE TIME OF THE DISTRIBUTION SHALL, FOR THAT PERSON, INCLUDE THE AMOUNT OF TIME THAT THE S CORPORATION OR THE ENTITY HELD THE PROPERTY, REGARDLESS OF WHETHER THE DISTRIBUTION WAS A LIQUIDATING DISTRIBUTION; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 86
BY LOCAL GOVERNMENT COMMITTEE
AN ACT

RELATING TO AREAS OF CITY IMPACT UNDER THE LOCAL PLANNING ACT; AMENDING SECTION 67-6526, IDAHO CODE, TO REVISE NOTICE PROCEDURES REGARDING AREAS OF CITY IMPACT, TO PROHIBIT ANNEXATION BY A CITY UNDER CERTAIN CIRCUMSTANCES, TO REVISE PROCEDURES WHEN AREAS OF CITY IMPACT OVERLAP AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 87
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO MOTOR VEHICLES; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-402E, IDAHO CODE, TO PROVIDE FOR RENTAL FLEET REGISTRATION, TO DEFINE A TERM, TO PROVIDE FOR ALTERNATIVE SPECIAL REGISTRATION CARDS AND RENTAL CAR STICKERS, TO PROVIDE FOR THE PERIOD OF VALIDITY, TO PROVIDE A CONDITION, TO SPECIFY COMPLIANCE REQUIREMENTS AND TO PROVIDE FOR CANCELLATION UPON FAILURE TO RENEW.

HOUSE BILL NO. 88
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO ABORTION; TO PROVIDE A SHORT TITLE; AMENDING CHAPTER 6, TITLE 18, IDAHO CODE, BY THE ADDITION OF NEW SECTIONS 18-617 THROUGH 18-621, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE REQUIREMENTS FOR CHEMICAL ABORTION, TO PROVIDE REQUIREMENTS FOR ADMINISTERING CERTAIN DRUGS IN ABORTIONS, TO PROVIDE FOR CERTAIN CHEMICAL ABORTIONS, TO PROVIDE A CIVIL CAUSE OF ACTION, TO PROVIDE CONDITIONS FOR ANONYMITY OF THE FEMALE, TO PROVIDE FOR CONSTRUCTION AND TO PROVIDE SEVERABILITY.

HOUSE BILL NO. 89
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO CONCEALED WEAPONS; AMENDING SECTION 18-3302, IDAHO CODE, TO PROVIDE THAT THE SHERIFF SHALL ISSUE A CONCEALED WEAPONS LICENSE FOR THE PURPOSE OF RECIPROCITY, TO REMOVE A PROVISION RELATING TO DATES WHEN A LICENSE WAS ISSUED, TO REMOVE PROVISIONS RELATING TO PLACES WHERE A PERSON SHALL NOT CARRY A CONCEALED WEAPON WITHOUT A LICENSE AND TO REVISE PROVISIONS RELATING TO PERSONS WHO MAY CARRY A CONCEALED WEAPON WITHOUT A LICENSE.

HOUSE BILL NO. 90
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO TRANSPARENT AND ETHICAL GOVERNMENT; REPEALING SECTIONS 9-335 THROUGH 9-352, IDAHO CODE, RELATING TO THE PUBLIC RECORDS ACT; REPEALING SECTIONS 67-2340 THROUGH 67-2347, IDAHO CODE, RELATING TO THE OPEN MEETINGS LAW; REPEALING CHAPTER 7, TITLE 59, IDAHO CODE, RELATING TO ETHICS IN GOVERNMENT; REPEALING CHAPTER 2, TITLE 59, IDAHO CODE, RELATING TO PROHIBITIONS AGAINST CONTRACTS WITH OFFICERS; AMENDING THE IDAHO CODE, BY THE ADDITION OF A NEW TITLE 74, IDAHO CODE, RELATING TO TRANSPARENT AND ETHICAL GOVERNMENT, TO PROVIDE THE PUBLIC RECORDS ACT, TO PROVIDE FOR THE OPEN MEETINGS LAW, TO PROVIDE A RESERVED CHAPTER, TO PROVIDE THE ETHICS IN GOVERNMENT ACT AND TO PROVIDE PROHIBITIONS AGAINST CONTRACTS WITH OFFICERS; AND PROVIDING SEVERABILITY.

HOUSE BILL NO. 91
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO THE PUBLIC RECORDS ACT; AMENDING SECTIONS 1-2103, 6-1001, 6-1008, 6-1010, 6-2301, 6-2303, 7-1408, 7-1416, 9-806, 9-808, 15-5-602, 16-1513, 16-1629, 18-609A, 18-1359, 18-3302, 18-3302H, 18-3302K, 19-1112, 19-5514, 19-5801, 19-5803, 20-226, 20-511, 20-516, 20-525, 20-804, 22-606, 22-609, 22-1215, 22-2206, 22-2209, 22-2718, 22-3309, 22-4909A, 22-5119, 23-515, 25-207B, 25-2714, 25-3806, 25-3807, 26-1111, 26-1112, 26-2610, 26-2916, 26-31-103, 26-31-315, 28-46-106, 28-46-304, 28-46-409, 28-51-104, 30-14-607, 31-874, 31-1415, 31-3418, 31-3551, 31-4814, 31-4904, 31-5104, 33-357, 33-510, 33-514, 33-515, 33-1211, 33-1273A, 33-2505A, 33-2606, 33-2719, 33-3407 AND 33-5204, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 33-5204, IDAHO CODE, AS ENACTED BY SECTION 9, CHAPTER 252, LAWS OF 2014, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTIONS 33-5204A, 33-5504A, 34-416, 36-105, 36-402, 36-2114, 37-401, 37-606, 37-2743, 38-712, 39-111, 39-270, 39-606, 39-610, 39-1210, 39-1310, 39-1393, 39-2812, 39-3556, 39-3913, 39-4411, 39-4412, 39-5211, 39-5307, 39-5403, 39-5818, 39-7408B, 39-7908, 39-7914, 39-8206, 40-1306C, 40-1309, 40-2004, 41-227, 41-249, 41-296, 41-335, 41-1019, 41-1440, 41-2710, 41-3311, 41-4011, 41-4111, 41-5103, 41-5408, 41-5817, 42-4010, 44-1606, 47-319, 47-1314, 47-1506, 47-1515, 48-612, 48-801, 48-1509, 49-321, 49-1234, 49-1311, 49-1313, 49-1314,

50-2006, 54-204, 54-918, 54-934, 54-1210, 54-1406A, 54-1413, 54-1715, 54-1806, 54-1806A, 54-1820, 54-1837, 54-2080, 54-2118, 54-2221, 54-2601, 54-3204, 54-3404, 54-3913, 54-4603, 56-209j, 56-221, 56-231, 57-133B, 57-911, 58-126, 59-1316, 63-602G, 63-3029B, 63-3045B, 63-3077, 65-301, 66-348, 67-455A, 67-461, 67-1903, 67-2726, 67-2743E, 67-2915, 67-3008, 67-4126, 67-4708, 67-5009, 67-5220, 67-5241, 67-5252, 67-5711C, 67-5711D, 67-5725, 67-5768, 67-5781, 67-7410, 67-7421, 67-7436, 67-7437, 67-7441, 67-7445, 67-8906, 69-250, 69-515, 72-603, 72-926, 72-1007, 72-1342, 72-1372 AND 72-1374, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AND PROVIDING AN EFFECTIVE DATE.

H 84, H 85, H 86, H 87, H 88, H 89, H 90, and H 91 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 4, H 5, H 6, H 7, H 8, and H 9, by Health and Welfare Committee, were read the second time by title and filed for third reading.

H 47, H 48, H 49, and H 50, by Resources and Conservation Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

HCR 2 - EAGLE ROCK BRIDGE

HCR 2 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HCR 2 be adopted?"

Whereupon the Speaker declared HCR 2 adopted by voice vote and ordered the resolution transmitted to the Senate.

H 66 - CONCEALED WEAPONS

H 66 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. Clow to open debate.

The question being, "Shall H 66 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – McMillan, Thompson. Total – 2.
Total – 70.

Whereupon the Speaker declared that H 66 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 43 - FUELS TAX

H 43 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. Gestrin to open debate.

The question being, "Shall H 43 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 61.
NAYS – Chaney, Dixon, Monks, Moyle, Nate, Sims, Vander Woude. Total – 7.
Absent – McMillan, Thompson. Total – 2.
Total – 70.

Whereupon the Speaker declared that H 43 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 44 - LICENSE PLATES

H 44 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. Kauffman to open debate.

The question being, "Shall H 44 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chew, Clow, Collins, Crane, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Malek, McCrostie, Miller, Nielsen, Nye, Packer, Palmer, Pence, Perry, Redman, Romrell, Rubel, Rudolph, Shepherd, Smith, Trujillo, Wills, Wintrow, Wood, Youngblood. Total – 45.
NAYS – Barbieri, Batt, Chaney, Cheatham, Dayley, Gestrin, Harris, Jordan, Loertscher, Luker, McDonald, Mendive, Monks, Moyle, Nate, Raybould, Rusche, Scott, Sims, Troy, VanOrden, Vander Woude, Mr. Speaker. Total – 23.
Absent – McMillan, Thompson. Total – 2.
Total – 70.

Whereupon the Speaker declared that H 44 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Friday, February 6, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:59 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

TWENTY-SIXTH LEGISLATIVE DAY
FRIDAY, FEBRUARY 6, 2015

House of Representatives

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

Roll call showed 66 members present.
Absent – Hartgen, Loertscher, Thompson, Wood. Total – 4.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Nicholas Wills, Page.

3RD ORDER
Approval of Journal

February 6, 2015

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

WILLS, Chairman

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

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

February 5, 2015

Mr. Speaker:
I transmit herewith enrolled S 1002 and S 1003 for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled S 1002 and S 1003 and, when so signed, ordered them returned to the Senate.

February 5, 2015

Mr. Speaker:
I return herewith enrolled H 26 which has been signed by the President.

NOVAK, Secretary

Enrolled H 26 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 5, 2015

Mr. Speaker:
I return herewith H 41 which has passed the Senate.

NOVAK, Secretary

H 41 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

February 6, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HCR 4, H 84, H 85, H 86, H 87, H 88, H 89, H 90, and H 91.

WILLS, Chairman

HCR 4 was filed for second reading.

H 84 and H 85 were referred to the Revenue and Taxation Committee.

H 86 was referred to the Ways and Means Committee.

H 87 was referred to the Transportation and Defense Committee.

H 88, H 89, H 90, and H 91 were referred to the State Affairs Committee.

February 6, 2015

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 77 and recommend that it do pass.

COLLINS, Chairman

H 77 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. 92
BY BUSINESS COMMITTEE
AN ACT
RELATING TO THE UNIFORM VOIDABLE TRANSACTIONS ACT; AMENDING SECTION 55-910, IDAHO CODE, TO REVISE TERMINOLOGY AND DEFINITIONS; AMENDING SECTION 55-911, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 55-913, IDAHO CODE, TO REVISE TERMINOLOGY, TO PROVIDE THAT A CREDITOR MAKING A CLAIM HAS THE BURDEN OF PROOF AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 55-914, IDAHO CODE, TO REVISE TERMINOLOGY AND TO PROVIDE THAT A CREDITOR MAKING A CLAIM HAS THE BURDEN OF PROOF; AMENDING SECTION 55-915, IDAHO CODE, TO REVISE TERMINOLOGY; AMENDING SECTION 55-916, IDAHO CODE, TO REVISE TERMINOLOGY, TO REVISE A REFERENCE AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 55-917, IDAHO CODE, TO REVISE TERMINOLOGY, TO REVISE PROVISIONS RELATING TO A CREDITOR RECOVERING JUDGMENT FOR A TRANSFER THAT IS AVOIDABLE, TO REVISE A PROVISION RELATING TO WHEN A TRANSFER IS NOT VOIDABLE AND TO PROVIDE RULES FOR DETERMINING BURDEN OF PROOF; AMENDING SECTION 55-918, IDAHO CODE, TO REMOVE REFERENCE TO FRAUD AND TO REVISE TERMINOLOGY; AMENDING

CHAPTER 9, TITLE 55, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 55-919, IDAHO CODE, TO PROVIDE RULES FOR DETERMINING A DEBTOR'S LOCATION AND TO PROVIDE FOR WHICH LAWS GOVERN A CLAIM; AMENDING SECTION 55-919, IDAHO CODE, TO REDESIGNATE THE SECTION; AMENDING SECTION 55-920, IDAHO CODE, TO REDESIGNATE THE SECTION; AND AMENDING SECTION 55-921, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO REVISE TERMINOLOGY.

HOUSE BILL NO. 93
BY BUSINESS COMMITTEE
AN ACT

RELATING TO LIQUEFIED PETROLEUM GAS; AMENDING CHAPTER 53, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-5318, IDAHO CODE, TO PROVIDE THAT NO PERSON OTHER THAN THE OWNER OF A LIQUEFIED PETROLEUM GAS CONTAINER MAY FILL, REFILL, EVACUATE OR USE THE CONTAINER, TO PROVIDE EXCEPTIONS AND TO PROVIDE PENALTIES.

HOUSE BILL NO. 94
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO TRESPASS; AMENDING SECTION 6-202, IDAHO CODE, TO PROVIDE AN EXCEPTION TO THE APPLICABILITY OF SPECIFIED LAW FOR CERTAIN PERSONS, COMPANIES, CORPORATIONS AND ENTITIES.

HOUSE BILL NO. 95
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO SALES TAX; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3622VV, IDAHO CODE, TO PROVIDE AN EXEMPTION FROM THE SALES OR USE TAX ON CERTAIN MATERIALS USED IN CONNECTION WITH A PUBLIC ROAD, TO PROVIDE EXCEPTIONS AND TO DEFINE TERMS.

H 92, **H 93**, **H 94**, and **H 95** 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 23, **H 24**, and **H 25**, by Health and Welfare Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 55 - PEACE OFFICER AND DETENTION OFFICER TEMPORARY DISABILITY ACT

H 55 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. Palmer to open debate.

The question being, "Shall **H 55** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – Hartgen, Loertscher, Thompson, Wood. Total – 4.

Total – 70.

Whereupon the Speaker declared that **H 55** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 42 - FUELS TAX

H 42 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. Harris to open debate.

The question being, "Shall **H 42** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 65.

NAYS – Luker. Total – 1.

Absent – Hartgen, Loertscher, Thompson, Wood. Total – 4.

Total – 70.

Whereupon the Speaker declared that **H 42** passed the House. Title was approved and the bill ordered transmitted to the Senate.

S 1013 - APPROPRIATIONS - DEPARTMENT OF FISH AND GAME

S 1013 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. Gibbs to open debate.

The question being, "Shall **S 1013** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.
Absent – Hartgen, Loertscher, Thompson, Wood. Total – 4.
Total – 70.

Whereupon the Speaker declared that **S 1013** passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that **H 47** be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

H 47 - LAND BOARD

H 47 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. Erpelding to open debate.

The question being, "Shall **H 47** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chew, Collins, Crane, Erpelding, Gannon, Gestrin, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, Mendive, Miller, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 48.
NAYS – Barbieri, Batt, Chaney, Cheatham, Clow, Dayley, DeMordaunt, Dixon, Gibbs, Harris, Luker, McMillan, Monks, Nate, Nielsen, Scott, Shepherd, Sims. Total – 18.
Absent – Hartgen, Loertscher, Thompson, Wood. Total – 4.
Total – 70.

Whereupon the Speaker declared that **H 47** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, February 9, 2015. There being no objection, it was so ordered.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Monday, February 9, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:34 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

TWENTY-NINTH LEGISLATIVE DAY
MONDAY, FEBRUARY 9, 2015

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 Dustin Cheney, Page.

3RD ORDER
Approval of Journal

February 9, 2015

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.

WILLS, Chairman

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

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

February 6, 2015

Mr. Speaker:
I transmit herewith enrolled S 1012 for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled S 1012 and, when so signed, ordered it returned to the Senate.

February 6, 2015

Mr. Speaker:
I return herewith enrolled H 40 which has been signed by the President.

NOVAK, Secretary

Enrolled H 40 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 6, 2015

Mr. Speaker:
I transmit herewith S 1016, S 1018, and S 1019 which have passed the Senate.

NOVAK, Secretary

S 1016, S 1018, and S 1019 were filed for first reading.

5TH ORDER
Report of Standing Committees

February 9, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 92, H 93, H 94, and H 95.

WILLS, Chairman

H 92 and H 93 were referred to the Business Committee.

H 94 was referred to the Resources and Conservation Committee.

H 95 was referred to the Revenue and Taxation Committee.

February 9, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 41.

WILLS, Chairman

The Speaker announced he was about to sign enrolled H 41 and, when so signed, ordered it transmitted to the Senate for the signature of the President.

February 9, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 26 to the Governor at 11:36 a.m., as of this date, February 6, 2015.

WILLS, Chairman

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. 96
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT
RELATING TO DRIVER'S LICENSES AND IDENTIFICATION CARDS; AMENDING SECTION 40-322, IDAHO CODE, TO PROVIDE FOR THE SUBMITTAL OF COMPLIANCE EXTENSION REQUESTS TO THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY, TO PROVIDE THAT THE IDAHO TRANSPORTATION BOARD AND THE IDAHO TRANSPORTATION DEPARTMENT ARE NOT PREVENTED FROM TAKING NECESSARY STEPS TO ENSURE THE ACCEPTANCE OF DRIVER'S LICENSES AND IDENTIFICATION CARDS FOR COMMERCIAL AIRLINE TRAVEL AND TO PROVIDE THAT THE DEPARTMENT SHALL REPORT SPECIFIED INFORMATION TO CERTAIN LEGISLATIVE COMMITTEES; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 97
BY EDUCATION COMMITTEE
AN ACT
RELATING TO THE IDAHO BUREAU OF EDUCATIONAL SERVICES FOR THE DEAF AND THE BLIND; AMENDING SECTION 33-3404, IDAHO CODE, TO REVISE A PROVISION RELATING TO THE BOARD OF DIRECTORS; AND DECLARING AN EMERGENCY.

H 96 and H 97 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1016, by Transportation Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1018 and S 1019, by Education Committee, were introduced, read the first time by title, and referred to the Education Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

HCR 4 and H 77, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that H 4, H 6, and H 8 be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

H 5 - PHARMACY

H 5 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Troy to open debate.

The question being, "Shall H 5 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Palmer. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 5 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 7 - CONTROLLED SUBSTANCES

H 7 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. Redman to open debate.

The question being, "Shall H 7 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

Whereupon the Speaker declared that H 7 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 9 - CONTROLLED SUBSTANCES

H 9 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. Beyeler to open debate.

The question being, "Shall H 9 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – Nye. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 9 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 48 - OIL AND GAS

H 48 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. Wood to open debate.

The question being, "Shall H 48 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – Barbieri, Dayley, Luker. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 48 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 49 - OIL AND GAS

H 49 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Rubel to open debate.

The question being, "Shall H 49 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 62.

NAYS – Cheatham, Clow, Dixon, Harris, McMillan, Nate, Scott, Sims. Total – 8.

Total – 70.

Whereupon the Speaker declared that H 49 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Tuesday, February 10, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:49 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

THIRTIETH LEGISLATIVE DAY
TUESDAY, FEBRUARY 10, 2015

House of Representatives

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

Roll call showed 69 members present.
Absent – Packer. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Audra Curtis, Page.

3RD ORDER
Approval of Journal

February 10, 2015

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

WILLS, Chairman

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

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

February 9, 2015

Mr. Speaker:
I transmit herewith SCR 101 and S 1021 which have passed the Senate.

NOVAK, Secretary

SCR 101 and S 1021 were filed for first reading.

February 9, 2015

Mr. Speaker:
I return herewith H 27 and H 28 which have passed the Senate.

NOVAK, Secretary

H 27 and H 28 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

February 10, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 96 and H 97.

WILLS, Chairman

H 96 was referred to the Transportation and Defense Committee.

H 97 was referred to the Education Committee.

February 10, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 40 to the Governor at 11:10 a.m., as of this date, February 9, 2015.

WILLS, Chairman

February 9, 2015

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 46 and recommend that it do pass.

WOOD, Chairman

H 46 was filed for second reading.

February 9, 2015

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration HJM 1 and HJM 2 and recommend that they do pass.

LOERTSCHER, Chairman

HJM 1 and HJM 2 were filed for second reading.

February 9, 2015

Mr. Speaker:
We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 59 and recommend that it do pass.

BARBIERI, Chairman

H 59 was filed for second reading.

February 9, 2015

Mr. Speaker:
We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration H 78 and recommend that it do pass.

HARTGEN, Chairman

H 78 was filed for second reading.

February 9, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 82 and recommend that it do pass.

WILLS, Chairman

H 82 was filed for second reading.

February 10, 2015

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 33 and recommend that it do pass.

WOOD, Chairman

H 33 was filed for second reading.

February 10, 2015

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 76 and H 85 and recommend that they do pass.

COLLINS, Chairman

H 76 and H 85 were filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 5
BY HEALTH AND WELFARE COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND RECOGNIZING AMERICAN DIABETES MONTH IN NOVEMBER AND SUPPORTING THE GOALS AND IDEALS OF AMERICAN DIABETES MONTH.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, an estimated 100,000 Idaho adults or 8.4% of the adult population live with diabetes; and

WHEREAS, an estimated 84,000 Idaho adults or 7.5% of the adult population live with prediabetes; and

WHEREAS, an estimated 1,500 mothers in Idaho, or 8% of mothers annually, live with gestational diabetes during pregnancy; and

WHEREAS, diabetes is the seventh leading cause of death in Idaho; and

WHEREAS, about one-third of Idaho adults living with diabetes do not know they have the disease; and

WHEREAS, the direct medical cost of diagnosed cases of diabetes in Idaho is estimated at more than $172 million annually; and

WHEREAS, improperly managed diabetes often leads to costly diabetes-related complications; and

WHEREAS, once identified, these diabetes-related complications have a tremendous impact and exact a substantial toll on Idaho's Medicaid program and on Idaho health insurers; and

WHEREAS, with affordable access to appropriate medications, supplies and services, patients' lives are improved by a reduced risk of diabetes-related complications, including a decreased risk of heart disease, lower-extremity amputation rates, fewer cases of blindness, reduced need for additional costly medical interventions, and fewer emergency room visits and hospitalizations; and

WHEREAS, most diabetes can be prevented or delayed if a range of risk factors is eliminated, particularly physical inactivity, unhealthy diets, tobacco use and alcohol misuse; and

WHEREAS, numerous studies demonstrate that diabetes treatments and therapies improve diabetes control and reduce the incidence of complications due to diabetes, while significantly reducing the costs to public and private health insurance programs; and

WHEREAS, with affordable access to evidence-based, community-based diabetes prevention programs, several large randomized controlled clinical trials have proven conclusively that many people with prediabetes can prevent or significantly delay the onset of type 2 diabetes; and

WHEREAS, with proper management and treatment, individuals with diabetes live healthy, productive lives; and

WHEREAS, collaboration between diabetes educators in accredited and recognized programs and the patients continues to demonstrate positive clinical quality outcomes and cost savings; and

WHEREAS, repeated Diabetes Self-Management Education encounters over time result in a dose-response effect on positive outcomes; and

WHEREAS, the Idaho Diabetes Prevention and Control Program works with the Diabetes Alliance of Idaho and partners across health care and public health to raise awareness of prediabetes, help improve the quality of care for people with diabetes, and promote diabetes prevention and self-management education; and

WHEREAS, individuals in the United States celebrate American Diabetes Month in November.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that we support the goals and ideals of American Diabetes Month, including encouraging individuals in the United States to fight diabetes through public awareness of prevention and treatment options; and enhancing diabetes education; and we recognize the importance of early detection, awareness of the symptoms, and understanding the risk factors of diabetes, including being over the age of forty-five; having a specific racial and ethnic background; being overweight; having a low level of physical activity; having high blood pressure; and having a family history of diabetes or a history of diabetes during pregnancy; and we support decreasing the prevalence of type 1, type 2, and gestational diabetes in Idaho and the United States through increased research, treatment and prevention.

BE IT FURTHER RESOLVED that people with diabetes, their families and friends and health care professionals in Idaho be urged to utilize the month of November to increase awareness and understanding of diabetes so that in the future, people with diabetes will be better able to care for their own needs and others will be better prepared to serve the needs of people with diabetes.

HCR 5 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 101, by Agricultural Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

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

HOUSE BILL NO. 98
BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO TELEHEALTH SERVICES; AMENDING TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 56, TITLE 54, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE LEGISLATIVE FINDINGS, TO DEFINE TERMS, TO PROVIDE REQUIREMENTS FOR LICENSURE AND TO DEFINE THE SCOPE OF PRACTICE FOR TELEHEALTH SERVICES, TO PROVIDE THAT A PATIENT-PROVIDER RELATIONSHIP SHALL BE ESTABLISHED UNDER CERTAIN CIRCUMSTANCES, TO CLARIFY REQUIREMENTS FOR PATIENT EVALUATION AND TREATMENT, TO PROVIDE REQUIREMENTS RELATING TO PRESCRIPTION DRUG ORDERS, TO PROVIDE THAT PATIENTS USING TELEHEALTH SERVICES MUST GIVE INFORMED CONSENT, TO PROVIDE THAT CONTINUING CARE SHALL BE MADE AVAILABLE TO PATIENTS, TO REQUIRE THAT PROVIDERS OF TELEHEALTH SERVICES SHALL HAVE ACCESS TO CERTAIN MEDICAL RESOURCES, TO REQUIRE THAT PROVIDERS KEEP CERTAIN RECORDS AND MAKE THEM AVAILABLE TO CERTAIN

PERSONS, TO PROVIDE THAT CERTAIN BOARDS MAY SUBJECT PROVIDERS OF TELEHEALTH SERVICES TO PROFESSIONAL DISCIPLINE AND TO GRANT RULEMAKING AUTHORITY TO CERTAIN BOARDS.

HOUSE BILL NO. 99
BY BUSINESS COMMITTEE
AN ACT

RELATING TO BANKING; REPEALING SECTION 26-304, IDAHO CODE, RELATING TO BANK FACILITIES POWERS; REPEALING SECTION 26-308, IDAHO CODE, RELATING TO PRIORITY FOR BANK FACILITIES; REPEALING SECTION 26-310, IDAHO CODE, RELATING TO AN INVESTIGATION FEE; REPEALING SECTION 26-508, IDAHO CODE, RELATING TO REMOVAL OF DIRECTORS, OFFICERS, OR EMPLOYEES; REPEALING SECTION 26-509, IDAHO CODE, RELATING TO ENGAGING IN UNSAFE OR UNSOUND PRACTICES; REPEALING SECTION 26-1108, IDAHO CODE, RELATING TO FAILURE TO TRANSMIT REPORTS; REPEALING SECTION 26-1117, IDAHO CODE, RELATING TO THE POWER OF THE COURT TO GRANT RELIEF; REPEALING SECTION 26-1716, IDAHO CODE, RELATING TO CEASE AND DESIST BY BANKS; REPEALING SECTION 26-2609, IDAHO CODE, RELATING TO PENALTIES; REPEALING SECTION 26-3603, IDAHO CODE, RELATING TO ADMINISTRATIVE ORDERS; REPEALING SECTION 26-3606, IDAHO CODE, RELATING TO REMOVAL OF DIRECTORS, OFFICERS AND EMPLOYEES; AMENDING SECTION 26-106, IDAHO CODE, TO ADD AND REVISE DEFINITIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 26-202, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE AUTHORIZATION NECESSARY TO DO BUSINESS; AMENDING SECTION 26-209, IDAHO CODE, TO REVISE THE TIME OF THE ANNUAL MEETING; AMENDING SECTION 26-211, IDAHO CODE, TO REVISE STOCK TRANSFER REQUIREMENTS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 26-301, IDAHO CODE, TO REVISE REQUIREMENTS FOR BRANCH BANKS; REPEALING SECTION 26-302, IDAHO CODE, RELATING TO AUTHORIZATION FOR ESTABLISHMENT OF BANK FACILITIES; AMENDING CHAPTER 3, TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 26-302, IDAHO CODE, TO PROVIDE FOR THE ESTABLISHMENT OF LOAN PRODUCTION OFFICES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 26-303, IDAHO CODE, TO REVISE PROVISIONS RELATING TO LOAN PRODUCTION OFFICES AND MOBILE AND TEMPORARY FACILITIES; AMENDING SECTION 26-305, IDAHO CODE, TO REVISE PROVISIONS RELATING TO RESPONSIBILITY OF A BANK; AMENDING SECTION 26-306, IDAHO CODE, TO REVISE PROVISIONS RELATING TO MOBILE OR TEMPORARY FACILITIES; AMENDING SECTION 26-707, IDAHO CODE, TO REVISE PROVISIONS RELATING TO REAL ESTATE HOLDINGS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 26-1104, IDAHO CODE, TO REVISE PROVISIONS RELATING TO FEES; REPEALING SECTION 26-1114, IDAHO CODE, RELATING TO REMOVAL OF DIRECTORS, OFFICERS, OR EMPLOYEES; AMENDING CHAPTER 11, TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 26-1114, IDAHO CODE, TO PROVIDE FOR THE SUSPENSION OR REMOVAL OF DIRECTORS, OFFICERS OR EMPLOYEES AND TO PROHIBIT FUTURE EMPLOYMENT IN CERTAIN CIRCUMSTANCES; REPEALING SECTION 26-1115, IDAHO CODE, RELATING TO ENGAGING IN UNSAFE OR UNSOUND PRACTICES; AMENDING CHAPTER 11, TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 26-1115, IDAHO CODE, TO PROVIDE FOR CEASE AND DESIST ORDERS AND PENALTIES; REPEALING SECTION 26-1116, IDAHO CODE, RELATING TO CIVIL ENFORCEMENT; AMENDING CHAPTER 11, TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 26-1116, IDAHO CODE, RELATING TO CIVIL ENFORCEMENT; REPEALING SECTION 26-1202, IDAHO CODE, RELATING TO ADVERTISING BY UNAUTHORIZED BANK; AMENDING CHAPTER 12, TITLE 26, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 26-1202, IDAHO CODE, TO PROVIDE FOR UNAUTHORIZED USE OF A NAME AND WAIVER BY THE DIRECTOR OF THE DEPARTMENT OF FINANCE; AMENDING SECTION 26-1219, IDAHO CODE, TO REVISE PROVISIONS RELATING TO ADVERTISING OF BRANCHES; AMENDING SECTION 26-1602, IDAHO CODE, TO REVISE PROVISIONS RELATING TO STATEMENT OF PURPOSE; AMENDING SECTION 26-1604, IDAHO CODE, TO REVISE PROVISIONS REGARDING MERGER AND BRANCHING APPROVAL; AND AMENDING SECTION 26-1605, IDAHO CODE, TO REVISE CONDITIONS WHERE THE DIRECTOR OF THE DEPARTMENT OF FINANCE SHALL NOT APPROVE THE ACQUISITION OF A BANK.

HOUSE BILL NO. 100
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT

RELATING TO THE PUBLIC EMPLOYEE RETIREMENT SYSTEM; AMENDING SECTION 59-1342, IDAHO CODE, TO REVISE PROVISIONS RELATING TO COMPUTATION OF CERTAIN SERVICE RETIREMENT ALLOWANCES AS THEY RELATE TO THE IDAHO LEGISLATURE AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 59-1346, IDAHO CODE, TO REVISE PROVISIONS RELATING TO COMPUTATION OF CERTAIN EARLY RETIREMENT ALLOWANCES AS THEY RELATE TO THE IDAHO LEGISLATURE.

HOUSE BILL NO. 101
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO CRIMINAL PROCEDURE; REPEALING SECTION 18-707, IDAHO CODE, RELATING TO REFUSING ASSISTANCE TO OFFICERS; AND REPEALING SECTION 49-230, IDAHO CODE, RELATING TO TAMPERING WITH VEHICLE.

HOUSE BILL NO. 102
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO CURFEWS; AMENDING SECTION 20-549, IDAHO CODE, TO REVISE THE PENALTY FOR A JUVENILE CURFEW VIOLATION.

HOUSE BILL NO. 103
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO FISH AND GAME; AMENDING SECTION 36-1401, IDAHO CODE, TO PROVIDE THAT CERTAIN VIOLATIONS SHALL BE AN INFRACTION; AMENDING SECTION 36-1402, IDAHO CODE, TO PROVIDE PENALTIES FOR CERTAIN INFRACTIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 36-1404, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 36-1101, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 104
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO DEBRIS; AMENDING SECTION 18-3906, IDAHO CODE, TO REVISE THE PENALTY FOR PLACING DEBRIS ON A HIGHWAY AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 18-7031, IDAHO CODE, TO REVISE THE PENALTY FOR PLACING DEBRIS ON PUBLIC OR PRIVATE PROPERTY.

HOUSE BILL NO. 105
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO FIREWORKS; AMENDING SECTION 39-2609, IDAHO CODE, TO PROVIDE PENALTIES FOR A FIREWORKS VIOLATION; AND AMENDING SECTION 39-2613, IDAHO CODE, TO PROVIDE A CODE REFERENCE.

HOUSE BILL NO. 106
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO FOOD SAFETY; AMENDING SECTION 39-1602, IDAHO CODE, TO DEFINE TERMS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-1604, IDAHO CODE, TO EXEMPT HOME KITCHEN OPERATIONS FROM LICENSING REQUIREMENTS; AND AMENDING CHAPTER 16, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1608, IDAHO CODE, TO PROVIDE THAT HOME KITCHEN OPERATIONS MAY SELL COTTAGE FOODS AT CERTAIN VENUES, TO PROVIDE THAT HOME KITCHEN OPERATIONS MAY SELL COTTAGE FOODS TO IDAHO RESIDENTS ONLINE OR BY MAIL, TO PROVIDE THAT COTTAGE FOODS SHALL BE SOLD WITH LABELS THAT INCLUDE CERTAIN INFORMATION AND TO PROVIDE THAT VIOLATIONS OF THIS SECTION SHALL BE SUBJECT TO ENFORCEMENT PROCEEDINGS.

HOUSE BILL NO. 107
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO THE IMMUNIZATION ASSESSMENT BOARD; AMENDING SECTION 1, CHAPTER 283, LAWS OF 2013, TO EXTEND THE SUNSET DATE.

HOUSE BILL NO. 108
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO PHARMACY; AMENDING SECTION 54-1704, IDAHO CODE, TO REVISE LANGUAGE RELATING TO THE PRACTICE OF PHARMACY; AMENDING SECTION 54-1732, IDAHO CODE, TO REVISE LANGUAGE RELATING TO VIOLATIONS AND PENALTIES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-1733, IDAHO CODE, TO REVISE LANGUAGE RELATING TO VALID PRESCRIPTION DRUG ORDERS; AMENDING CHAPTER 17, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-1733B, IDAHO CODE, TO PROVIDE THAT PRESCRIBERS OR PHARMACISTS MAY PRESCRIBE OPIOID ANTAGONISTS TO CERTAIN PERSONS UNDER CERTAIN CIRCUMSTANCES, TO PROVIDE THAT A PERSON ACTING IN GOOD FAITH AND EXERCISING REASONABLE CARE MAY ADMINISTER AN OPIOID ANTAGONIST TO A PERSON WHO APPEARS TO BE EXPERIENCING AN OVERDOSE, TO PROVIDE THAT PERSONS PRESCRIBING OR ADMINISTERING OPIOID ANTAGONISTS IN CERTAIN CIRCUMSTANCES SHALL NOT BE LIABLE IN CIVIL OR ADMINISTRATIVE ACTIONS OR SUBJECT TO CRIMINAL PROSECUTION, TO PROVIDE THAT THE DEPARTMENT OF HEALTH AND WELFARE AND THE OFFICE OF DRUG POLICY SHALL DEVELOP AN EDUCATION PROGRAM AND TO DEFINE A TERM; AND AMENDING SECTION 54-1734, IDAHO CODE, TO PROVIDE AN EXCEPTION TO LAWS ON PRESCRIPTION DRUG SALES AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 109
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAXATION; AMENDING SECTION 63-3022H, IDAHO CODE, TO REVISE THE DEFINITION OF THE TERM "REAL PROPERTY" FOR CAPITAL GAINS PURPOSES; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

H 98, **H 99**, **H 100**, **H 101**, **H 102**, **H 103**, **H 104**, **H 105**, **H 106**, **H 107**, **H 108**, and **H 109** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1021, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

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

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that **H 23** retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 50 - OIL AND GAS

H 50 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. Burtenshaw to open debate.

The question being, "Shall H 50 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Loertscher, Luker, Malek, McDonald, Mendive, Miller, Monks, Moyle, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 53.
NAYS – Barbieri, Chew, Dixon, Erpelding, Gannon, Harris, Jordan, Kloc, McCrostie, McMillan, Nate, Nielsen, Nye, Rubel, Rusche, Scott, Wintrow. Total – 17.
Paired Votes:
AYE – Packer NAY – Rusche
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that H 50 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 24 - PROFESSIONS, VOCATIONS, AND BUSINESSES

H 24 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. Romrell to open debate.

The question being, "Shall H 24 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Packer. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 24 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 25 - PROFESSIONS, VOCATIONS, AND BUSINESSES

H 25 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. Hixon to open debate.

The question being, "Shall H 25 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Packer. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 25 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 4 - CONTROLLED SUBSTANCES

H 4 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Chew to open debate.

Pursuant to Rule 38(3), Mr. Monks disclosed a conflict of interest regarding H 4.

The question being, "Shall H 4 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nielsen, Nye, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 62.
NAYS – Cheatham, Dixon, Harris, McMillan, Mendive, Nate, Scott. Total – 7.
Absent – Packer. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 4 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 6 - PHARMACY

H 6 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Chew to open debate.

Pursuant to Rule 38(3), Mr. Monks disclosed a conflict of interest regarding H 6.

The question being, "Shall H 6 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd,

Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – Batt, McMillan, Sims. Total – 3.
Absent – Packer. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 6 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 8 - PHARMACY BOARD

H 8 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Chew to open debate.

The question being, "Shall H 8 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Burtenshaw, Chew, Collins, Dayley, DeMordaunt, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Moyle, Nielsen, Nye, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 52.
NAYS – Barbieri, Batt, Boyle, Chaney, Cheatham, Clow, Crane, Dixon, Gestrin, Harris, McMillan, Mendive, Monks, Nate, Scott, Shepherd, Sims. Total – 17.
Absent – Packer. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 8 passed the House. Title was approved and the bill ordered transmitted to the Senate.

HCR 4 - TAXES - RULE REJECTED

HCR 4 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HCR 4 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Packer. Total – 1.
Total – 70.

Whereupon the Speaker declared HCR 4 adopted and ordered the resolution transmitted to the Senate.

H 77 - INCOME TAX

H 77 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. Thompson to open debate.

The question being, "Shall H 77 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Kloc, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Palmer, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 59.
NAYS – Chew, Gannon, Jordan, King, McCrostie, Nye, Pence, Rubel, Smith, Wintrow. Total – 10.
Absent – Packer. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 77 passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11:30 a.m., Wednesday, February 11, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:52 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

THIRTY-FIRST LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 11, 2015

House of Representatives

The House convened at 11:30 a.m., the Speaker in the Chair.

Roll call showed 69 members present.
Absent – Anderson. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Shae Davids, Page.

3RD ORDER
Approval of Journal

February 11, 2015

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

WILLS, Chairman

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

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

February 10, 2015

Mr. Speaker:
I transmit herewith enrolled **S 1013** for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled **S 1013** and, when so signed, ordered it returned to the Senate.

February 10, 2015

Mr. Speaker:
I return herewith enrolled **H 41** which has been signed by the President.

NOVAK, Secretary

Enrolled **H 41** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 10, 2015

Mr. Speaker:
I transmit herewith **S 1028** which has passed the Senate.

NOVAK, Secretary

S 1028 was filed for first reading.

February 10, 2015

Mr. Speaker:
I return herewith **H 16** which has passed the Senate.

NOVAK, Secretary

H 16 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

February 11, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HCR 5**, **H 98**, **H 99**, **H 100**, **H 101**, **H 102**, **H 103**, **H 104**, **H 105**, **H 106**, **H 107**, **H 108**, and **H 109**.

WILLS, Chairman

HCR 5, **H 98**, **H 106**, **H 107**, and **H 108** were referred to the Health and Welfare Committee.

H 99 was referred to the Business Committee.

H 100 was referred to the Commerce and Human Resources Committee.

H 101, **H 102**, and **H 104** were referred to the Judiciary, Rules, and Administration Committee.

H 103 was referred to the Resources and Conservation Committee.

H 105 was referred to the State Affairs Committee.

H 109 was referred to the Revenue and Taxation Committee.

February 11, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 27** and **H 28**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 27** and **H 28** and, when so signed, ordered them transmitted to the Senate for the signature of the President.

February 10, 2015

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration **HCR 3** and recommend that it do pass.

DEMORDAUNT, Chairman

HCR 3 was filed for second reading.

February 10, 2015

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration **H 17**, **H 52**, and **H 53** and recommend that they do pass.

PALMER, Chairman

H 17, **H 52**, and **H 53** were 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. 110
BY EDUCATION COMMITTEE
AN ACT

RELATING TO EDUCATION; AMENDING CHAPTER 16, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1630, IDAHO CODE, TO PROVIDE LEGISLATIVE INTENT, TO PROVIDE THAT THE DEPARTMENT OF EDUCATION SHALL PERFORM CERTAIN ACTIVITIES TO MOVE IDAHO TOWARD A MASTERY-BASED EDUCATION SYSTEM, TO PROVIDE FUNDING FOR MASTERY-BASED EDUCATION ACTIVITIES, TO PROVIDE REPORTING REQUIREMENTS AND TO DEFINE TERMS; AND AMENDING SECTION 33-1002, IDAHO CODE, TO PROVIDE FOR MASTERY-BASED EDUCATION IN STATE EDUCATIONAL SUPPORT FUNDS.

HOUSE BILL NO. 111
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO HIGHWAYS AND BRIDGES; TO PROVIDE LEGISLATIVE INTENT; AND AMENDING CHAPTER 8, TITLE 40, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 40-827A, IDAHO CODE, TO AUTHORIZE VOTERS IN A COUNTY TO AUTHORIZE THE COUNTY TO IMPOSE AND COLLECT CERTAIN MOTOR VEHICLE REGISTRATION FEES FOR A SPECIFIC PURPOSE, TO PROVIDE FOR SUBMITTING THE QUESTION TO THE VOTERS, TO PROVIDE FOR CONDITIONS, TO PROVIDE FOR COLLECTION AND ADMINISTRATION OF FEES, TO PROVIDE FOR USE OF MONEYS RECEIVED AND TO PROVIDE FOR CERTAIN AGREEMENTS.

HOUSE BILL NO. 112
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES; AMENDING SECTION 67-6607, IDAHO CODE, TO REVISE PROVISIONS RELATING TO NOTIFICATION OF CERTAIN CONTRIBUTIONS.

HOUSE BILL NO. 113
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO PARENT AND CHILD; AMENDING CHAPTER 10, TITLE 32, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 32-1010, IDAHO CODE, TO PROVIDE THAT PARENTAL RIGHTS ARE PROTECTED AND TO PROVIDE RELATED PROVISIONS.

HOUSE BILL NO. 114
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT

RELATING TO THE PURE SEED LAW; AMENDING SECTION 22-413, IDAHO CODE, TO PROVIDE FOR THE APPLICABILITY OF SPECIFIED LAW TO THE CULTIVATION, PRODUCTION AND PROCESSING OF SEEDS AND TO PROHIBIT REGULATION BY POLITICAL SUBDIVISIONS RELATING TO THE CULTIVATION, PRODUCTION AND PROCESSING OF SEEDS; AND AMENDING SECTION 22-414, IDAHO CODE, TO DEFINE TERMS.

H 110, H 111, H 112, H 113, and H 114 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1028, by Judiciary and Rules 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 46, by Health and Welfare Committee, was read the second time by title and filed for third reading.

HJM 1, by State Affairs Committee, was read the second time by title and filed for third reading.

HJM 2, by Resources and Conservation Committee, was read the second time by title and filed for third reading.

H 59, by Business Committee, was read the second time by title and filed for third reading.

H 78, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

H 82, by Judiciary, Rules, and Administration Committee, was read the second time by title and filed for third reading.

H 33, by Health and Welfare Committee, was read the second time by title and filed for third reading.

H 76 and H 85, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 23 - PROFESSIONS, VOCATIONS, AND BUSINESSES

H 23 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. Packer to open debate.

The question being, "Shall H 23 pass?"

Roll call resulted as follows:
AYES – Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Anderson. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 23 passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Thursday, February 12, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:44 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

THIRTY-SECOND LEGISLATIVE DAY
THURSDAY, FEBRUARY 12, 2015

House of Representatives

The House convened at 10:30 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 Kenya Heiner, Page.

3RD ORDER
Approval of Journal

February 12, 2015

Mr. Speaker:

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

WILLS, Chairman

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

At this time, the Speaker put the House at ease for the Lincoln Day Program.

LINCOLN DAY PROGRAM

Opening Remarks
Rep. Wendy Horman
*****

Lincoln Quotes

Rep. Paul Romrell
Rep. Gayle Batt
Rep. Sue Chew
Rep. Terry Gestrin
Rep. Sage Dixon
Rep. Donna Pence
Rep. James Holtzclaw
Rep. Maxine Bell
Rep. Merrill Beyeler
Rep. Paulette Jordan
Rep. Clark Kauffman
*****

Emancipation Proclamation - Jan 1, 1863
Representative Robert Anderst
Representative Rich Wills
*****

Gettysburg Address - Nov 19, 1863
Riverstone School 4th Graders
*****

Second Inaugural Address - March 4, 1865
Representative Melissa Wintrow
Representative Luke Malek
*****

"America the Beautiful"
Annika Miller, Rylie Speirs, Isabelle Robison
Borah High School Trio
*****

Closing Remarks
Rep. Wendy Horman

Prior to going at ease, the House was at the Third Order of Business.

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

Mr. Palmer asked unanimous consent that H 53 be placed on General Orders for consideration. There being no objection it was so ordered.

OFFICE OF THE GOVERNOR
Boise

February 11, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 26 and H 40

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

February 11, 2015

Mr. Speaker:

I transmit herewith S 1024 which has passed the Senate.

NOVAK, Secretary

S 1024 was filed for first reading.

5TH ORDER
Report of Standing Committees

February 12, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 110, H 111, H 112, H 113, and H 114.

WILLS, Chairman

H 110 was referred to the Education Committee.

H 111 was referred to the Transportation and Defense Committee.

H 112 and H 113 were referred to the State Affairs Committee.

H 114 was referred to the Agricultural Affairs Committee.

February 12, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 16.

WILLS, Chairman

The Speaker announced he was about to sign enrolled H 16 and, when so signed, ordered it transmitted to the Senate for the signature of the President.

February 12, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 41 to the Governor at 11:40 a.m., as of this date, February 11, 2015.

WILLS, Chairman

February 11, 2015

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 51 and report it back with amendments attached to be placed on General Orders for consideration.

RAYBOULD, Chairman

H 51 was placed on General Orders for consideration.

February 11, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 61, H 62, and H 64 and recommend that they do pass.

WILLS, Chairman

H 61, H 62, and H 64 were filed for second reading.

February 11, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration S 1021 and recommend that it do pass.

DEMORDAUNT, Chairman

S 1021 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 6
BY COMMERCE AND HUMAN RESOURCES COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE DOCKET OF THE PERSI (PUBLIC EMPLOYEE RETIREMENT SYSTEM OF IDAHO) RELATING TO PERSI CONTRIBUTION RULES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that a certain rule docket of the PERSI (Public Employee Retirement System of Idaho) relating to PERSI Contribution Rules is not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 59.01.03, PERSI (Public Employee Retirement System of Idaho), PERSI Contribution Rules, adopted as a pending rule under Docket Number 59-0103-1401, the entire rulemaking docket, be, and the same is hereby rejected and declared null, void and of no force and effect.

HOUSE CONCURRENT RESOLUTION NO. 7
BY RESOURCES AND CONSERVATION COMMITTEE

A CONCURRENT RESOLUTION

PROVIDING LEGISLATIVE FINDINGS, STATING AN INVITATION BY THE LEGISLATURE TO THE BIANNUAL OUTDOOR RETAILER SHOW, AND EXPRESSING THE IMPORTANCE OF OUTDOOR RECREATION TO THE ECONOMY OF IDAHO AND TO THE LIVES OF IDAHOANS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, Idaho's recreation industry generates $6.3 billion in consumer spending, $1.8 billion in wages and salaries, $461 million in state and local tax revenue and 77,000 direct jobs; and

WHEREAS, at least seventy-four percent of Idaho residents participate in outdoor recreation each year; and

WHEREAS, 162,000 Idahoans and 85,000 nonresidents hunt in Idaho, combining for 3.2 million days of hunting; and

WHEREAS, 238,000 Idahoans and 208,000 nonresidents fish in Idaho's waters, combining for 5.5 million days of fishing; and

WHEREAS, eighteen ski areas operate in Idaho; and

WHEREAS, more than 38,000 people participate in wildlife-related recreation in Idaho annually; and

WHEREAS, Idaho contains the largest contiguous wilderness area in the lower forty-eight states; and

WHEREAS, Idaho has 3,100 river miles, more than any other state in the lower forty-eight states; and

WHEREAS, Idaho has 32,496,000 acres of federal public lands; and

WHEREAS, an Idaho interim legislative committee recommends state officials work cooperatively and collaboratively with federal land managers to resolve public land conflicts; and

WHEREAS, that committee is not recommending litigation concerning the transfer of public lands at this time; and

WHEREAS, the State of Idaho values its public lands and the outdoor recreation opportunities those lands provide to all Americans; and

WHEREAS, Outdoor Retailer's present contract ends in 2016; and

WHEREAS, Outdoor Retailer would bring $40 million to Idaho's economy.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislature invites Outdoor Retailer to host its biannual shows in Idaho.

BE IT FURTHER RESOLVED that the outdoor recreation industry is important to the lives and livelihoods of all Idahoans.

HOUSE CONCURRENT RESOLUTION NO. 8
BY RESOURCES AND CONSERVATION COMMITTEE
A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND AUTHORIZING THE LEGISLATIVE COUNCIL TO APPOINT A COMMITTEE TO UNDERTAKE AND COMPLETE A STUDY OF NATURAL RESOURCE ISSUES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the First Regular Session of the Sixty-second Idaho Legislature adopted House Concurrent Resolution No. 31, which authorized the appointment of a committee to undertake and complete a two-year study of natural resource issues, including issues relating to water, throughout the State of Idaho; and

WHEREAS, the committee's official term expired on November 30, 2014, and numerous natural resource-related issues continue to pose concerns for the future of Idaho and the quality of life our citizens enjoy; and

WHEREAS, issues of continued concern include, but are not limited to, stabilization of the water distribution system, the status of aquifers throughout the state and wildlife.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislative Council is authorized to appoint a two-year committee to undertake and complete a study of natural resource issues of importance to the State of Idaho. The committee shall consist of ten legislators, with five from the Senate and five from the House of Representatives. The Legislative Council shall authorize the committee to receive input, advice and assistance from interested and affected parties who are not members of the Legislature.

BE IT FURTHER RESOLVED that the Legislative Council is authorized to also appoint ad hoc legislative members to serve on the committee.

BE IT FURTHER RESOLVED that the cochairmen of the committee are authorized to appoint advisors with technical expertise in the water supply arena and are expected to receive input from stakeholders in the water rights system of Idaho to attempt to stabilize the water delivery system in this state.

BE IT FURTHER RESOLVED that any advisors to the committee who are not legislative members shall not be reimbursed from legislative funds for per diem, mileage or other expenses and shall not have voting privileges regarding the committee's recommendations and proposed legislation.

BE IT FURTHER RESOLVED that the committee shall make a progress report to the Second Regular Session of the Sixty-third Idaho Legislature and shall make a report detailing its findings, recommendations and proposed legislation, if any, to the First Regular Session of the Sixty-fourth Idaho Legislature.

HCR 6, **HCR 7**, and **HCR 8** were 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. 115
BY BUSINESS COMMITTEE
AN ACT

RELATING TO THE IDAHO ELEVATOR SAFETY CODE ACT; AMENDING SECTION 39-8603, IDAHO CODE, TO DEFINE TERMS AND TO REVISE DEFINITIONS; AMENDING SECTION 39-8616, IDAHO CODE, TO PROVIDE FOR CERTAIN FEES; AMENDING CHAPTER 86, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-8624, IDAHO CODE, TO PROVIDE FOR THE POWERS AND DUTIES OF THE ADMINISTRATOR OF THE DIVISION OF BUILDING SAFETY; AMENDING CHAPTER 86, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-8625, IDAHO CODE, TO PROVIDE CERTAIN LICENSURE AND REGISTRATION REQUIREMENTS AND TO PROVIDE AN EXCEPTION; AMENDING CHAPTER 86, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-8626, IDAHO CODE, TO PROVIDE FOR AN APPLICATION FOR ELEVATOR CONTRACTOR LICENSURE AND TO PROVIDE RELATED QUALIFICATIONS; AMENDING CHAPTER 86, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-8627, IDAHO CODE, TO PROVIDE FOR AN APPLICATION FOR ELEVATOR MECHANIC LICENSURE AND TO PROVIDE RELATED QUALIFICATIONS; AMENDING CHAPTER 86, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-8628, IDAHO CODE, TO PROVIDE FOR THE ISSUANCE AND RENEWAL OF LICENSES AND TO PROVIDE CONTINUING EDUCATION REQUIREMENTS; AMENDING CHAPTER 86, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-8629, IDAHO CODE, TO PROVIDE FOR AN EMERGENCY ELEVATOR MECHANIC LICENSE AND A TEMPORARY MECHANIC LICENSE; AND AMENDING CHAPTER 86, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-8630, IDAHO CODE, TO PROVIDE ELEVATOR CONTRACTOR INSURANCE REQUIREMENTS.

HOUSE BILL NO. 116
BY BUSINESS COMMITTEE
AN ACT

RELATING TO THE BUREAU OF OCCUPATIONAL LICENSES; AMENDING SECTION 67-2602, IDAHO CODE, TO REVISE THE LIST OF AGENCIES TO WHICH THE BUREAU PROVIDES SERVICES AND TO PROVIDE THAT SUCH AGENCIES MAY ASSESS COSTS, FEES AND ATTORNEY'S FEES INCURRED IN INVESTIGATIONS AND PROSECUTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 117
BY BUSINESS COMMITTEE
AN ACT

RELATING TO OCCUPATIONAL LICENSES; REPEALING SECTION 67-2614, IDAHO CODE, RELATING TO RENEWAL AND REINSTATEMENT OF LICENSES; AND AMENDING CHAPTER 26, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2614, IDAHO CODE, TO PROVIDE THAT CERTAIN LICENSES OR REGISTRATIONS BE SUBJECT TO ANNUAL RENEWAL

AND TO SPECIFY RENEWAL AND REINSTATEMENT REQUIREMENTS.

HOUSE BILL NO. 118
BY BUSINESS COMMITTEE
AN ACT

RELATING TO UNDERGROUND FACILITIES; AMENDING SECTION 54-1009, IDAHO CODE, TO REVISE LANGUAGE RELATING TO VIOLATIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-1914, IDAHO CODE, TO REVISE LANGUAGE RELATING TO VIOLATIONS; AMENDING SECTION 54-2608, IDAHO CODE, TO REVISE LANGUAGE RELATING TO VIOLATIONS; AMENDING SECTION 54-5013A, IDAHO CODE, TO REVISE LANGUAGE RELATING TO VIOLATIONS; AMENDING SECTION 55-2201, IDAHO CODE, TO REVISE LANGUAGE RELATING TO LEGISLATIVE INTENT; AMENDING SECTION 55-2202, IDAHO CODE, TO DEFINE TERMS, TO REVISE EXISTING DEFINITIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 22, TITLE 55, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 55-2203, IDAHO CODE, TO ESTABLISH THE DAMAGE PREVENTION BOARD; AMENDING CHAPTER 22, TITLE 55, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 55-2204, IDAHO CODE, TO ESTABLISH THE DAMAGE PREVENTION BOARD FUND; AMENDING SECTION 55-2203, IDAHO CODE, TO REDESIGNATE THE SECTION, TO REVISE TERMS, TO PROVIDE THAT NOTICE SHALL BE REINITIATED IN CERTAIN CIRCUMSTANCES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 55-2204, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO REVISE TERMS; AMENDING SECTION 55-2205, IDAHO CODE, TO REDESIGNATE THE SECTION; AMENDING SECTION 55-2206, IDAHO CODE, TO REDESIGNATE THE SECTION, TO REVISE A TERM AND TO ESTABLISH REPORTING REQUIREMENTS; AMENDING SECTION 55-2207, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO REVISE TERMS RELATING TO PERMITS; AMENDING SECTION 55-2208, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 55-2209, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO ESTABLISH CERTAIN PROCEDURES AND PENALTIES; AMENDING SECTION 55-2210, IDAHO CODE, TO REDESIGNATE THE SECTION AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 67-2601A, IDAHO CODE, TO REVISE LANGUAGE RELATING TO UNDERGROUND FACILITIES DAMAGE PREVENTION AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 119
BY BUSINESS COMMITTEE
AN ACT

RELATING TO PUBLIC WORKS CONTRACTS; AMENDING SECTION 54-4511, IDAHO CODE, TO PROVIDE THAT CONSTRUCTION MANAGERS AND GENERAL CONTRACTORS SHALL PERFORM ONLY A CERTAIN AMOUNT OF WORK UNDER A CONTRACT, TO PROVIDE THAT A GUARANTEED MAXIMUM PRICE SHALL BE NEGOTIATED AND TO REQUIRE CERTAIN BONDS, TO CLARIFY THAT CERTAIN BIDS SHALL BE MADE CONSISTENT WITH AN EXISTING STATUTE, TO CLARIFY THAT CONSTRUCTION MANAGERS AND GENERAL CONTRACTORS MAY BID ONLY IF THEY MEET CERTAIN QUALIFICATIONS AND MAKE CERTAIN DISCLOSURES, TO ESTABLISH REQUIREMENTS RELATING TO CONTINGENCY RESERVES AND INCENTIVES AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 120
BY COMMERCE AND HUMAN RESOURCES COMMITTEE
AN ACT

RELATING TO THE ECONOMIC ADVISORY COUNCIL; AMENDING SECTION 67-4704, IDAHO CODE, TO REVISE PROVISIONS RELATING TO WHO MAY BE APPOINTED TO THE ECONOMIC ADVISORY COUNCIL AND TO REVISE A PROVISION RELATING TO COMPENSATION FOR MEMBERS OF THE COUNCIL.

HOUSE BILL NO. 121
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO CRIMINAL PROCEDURE; AMENDING SECTION 18-113A, IDAHO CODE, TO REMOVE A PROVISION RELATING TO THE PENALTY IMPOSED WHEN CERTAIN LANGUAGE IS USED AND TO REMOVE A CODE REFERENCE; AMENDING SECTION 18-3908, IDAHO CODE, TO REVISE TERMINOLOGY AND TO REVISE THE PENALTY FOR FLOODING A HIGHWAY; AND AMENDING SECTION 39-5507, IDAHO CODE, TO REVISE THE PENALTY FOR CERTAIN SMOKING VIOLATIONS AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 122
BY EDUCATION COMMITTEE
AN ACT

RELATING TO SCHOOL DISTRICTS; AMENDING SECTION 33-320, IDAHO CODE, TO REVISE THE NAME OF A CERTAIN PLAN AND TO REVISE PROVISIONS RELATING TO SUCH PLAN.

HOUSE BILL NO. 123
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO THE OIL AND GAS CONSERVATION COMMISSION; AMENDING SECTION 47-317, IDAHO CODE, TO PROVIDE THAT THE COMMISSION'S ACTIONS IN EXERCISING ITS DUTIES AND AUTHORITIES SHALL NOT BE CONSIDERED TO BE CONTESTED CASES AND TO PROVIDE AN EXCEPTION.

HOUSE BILL NO. 124
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO OIL AND GAS WELLS; AMENDING SECTION 47-321, IDAHO CODE, TO PROVIDE EXCEPTIONS RELATING TO THE SIZE AND SHAPE OF SPACING UNITS, TO PROVIDE FOR THE EXCLUSION OF CERTAIN FEDERAL MINERALS AND TO PROVIDE FOR THE CONSENT OF CERTAIN OPERATORS AND MINERAL INTEREST OWNERS RELATING TO THE GRANTING OF EXCEPTIONS ASSOCIATED WITH WELL DRILLING LOCATIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 125
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT
RELATING TO OIL AND GAS; AMENDING SECTION 47-318, IDAHO CODE, TO REVISE THE DEFINITION OF "GAS."

HOUSE BILL NO. 126
BY EDUCATION COMMITTEE
AN ACT
RELATING TO THE STAFF ALLOWANCE FOR SCHOOL DISTRICTS; AMENDING SECTION 33-1004, IDAHO CODE, TO PROVIDE CIRCUMSTANCES WHEN A CERTAIN NUMBER OF SUPPORT UNITS SHALL BE USED TO CALCULATE DISCRETIONARY FUNDING.

H 115, **H 116**, **H 117**, **H 118**, **H 119**, **H 120**, **H 121**, **H 122**, **H 123**, **H 124**, **H 125**, and **H 126** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1024, by State Affairs Committee, was introduced, read the first time by title, and referred to the Environment, Energy, and Technology Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

HCR 3, by Education Committee, was read the second time by title and filed for third reading.

H 17 and **H 52**, by Transportation and Defense Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 46 - HEALTH BENEFIT PLANS

H 46 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. Packer to open debate.

The question being, "Shall **H 46** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – Barbieri, Batt, DeMordaunt. Total – 3.
Absent – Crane. Total – 1.
Total – 70.

Whereupon the Speaker declared that **H 46** passed the House. Title was approved and the bill ordered transmitted to the Senate.

HJM 1 - FEDERAL REGULATIONS

HJM 1 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall **HJM 1** be adopted?"

Roll call resulted as follows:
AYES – Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Luker, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 54.
NAYS – Anderson, Chew, Erpelding, Gannon, Jordan, King, Kloc, Malek, McCrostie, Nye, Pence, Rubel, Rudolph, Rusche, Smith, Wintrow. Total – 16.
Total – 70.

Whereupon the Speaker declared **HJM 1** adopted and ordered the memorial transmitted to the Senate.

HJM 2 - CALDERA MONUMENT

HJM 2 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall **HJM 2** be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Perry, Raybould, Redman, Romrell, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 59.
NAYS – Chew, Erpelding, Gannon, Jordan, King, Kloc, McCrostie, Pence, Rubel, Rusche, Wintrow. Total – 11.
Total – 70.

Whereupon the Speaker declared **HJM 2** adopted and ordered the memorial transmitted to the Senate.

H 59 - PLUMBING

H 59 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. Hixon to open debate.

The question being, "Shall **H 59** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon,

Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Wills. Total – 1.

Total – 70.

Whereupon the Speaker declared that **H 59** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Friday, February 13, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:38 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

THIRTY-THIRD LEGISLATIVE DAY
FRIDAY, FEBRUARY 13, 2015

House of Representatives

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

Roll call showed 67 members present.
Absent – Pence, Redman, Wills. Total – 3.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Emily Luker, Page.

3RD ORDER
Approval of Journal

February 13, 2015

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

WILLS, Chairman

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

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

February 12, 2015

Mr. Speaker:
I return herewith enrolled H 27 and H 28 which have been signed by the President.

NOVAK, Secretary

Enrolled H 27 and H 28 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 12, 2015

Mr. Speaker:
I transmit herewith S 1036 which has passed the Senate.

NOVAK, Secretary

S 1036 was filed for first reading.

February 12, 2015

Mr. Speaker:
I return herewith H 21 and H 22 which have passed the Senate.

NOVAK, Secretary

H 21 and H 22 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

February 13, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HCR 6, HCR 7, HCR 8, H 115, H 116, H 117, H 118, H 119, H 120, H 121, H 122, H 123, H 124, H 125, and H 126.

WILLS, Chairman

HCR 6 and H 120 were referred to the Commerce and Human Resources Committee.

HCR 7, HCR 8, H 123, H 124, and H 125 were referred to the Resources and Conservation Committee.

H 115, H 116, H 117, H 118, and H 119 were referred to the Business Committee.

H 121 was referred to the Judiciary, Rules, and Administration Committee.

H 122 and H 126 were referred to the Education Committee.

February 12, 2015

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 39 and H 75 and recommend that they do pass.

COLLINS, Chairman

H 39 and H 75 were filed for second reading.

February 12, 2015

Mr. Speaker:
We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration H 68 and recommend that it do pass.

LUKER, Chairman

H 68 was filed for second reading.

February 13, 2015

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 69 and H 70 and recommend that they do pass.

PALMER, Chairman

H 69 and H 70 were 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. 127
BY LOCAL GOVERNMENT COMMITTEE
AN ACT
RELATING TO ANNEXATION BY CITIES; AMENDING SECTION 50-222, IDAHO CODE, TO REVISE PROVISIONS RELATING TO ANNEXATION BY CITIES AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 128
BY LOCAL GOVERNMENT COMMITTEE
AN ACT

RELATING TO THE WITHDRAWAL OF CANDIDACY; AMENDING SECTION 34-717, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE WITHDRAWAL OF CANDIDACY.

HOUSE BILL NO. 129
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO ALL-TERRAIN VEHICLES, UTILITY TYPE VEHICLES, SPECIALTY OFF-HIGHWAY VEHICLES AND MOTORBIKES; AMENDING SECTION 49-426, IDAHO CODE, TO PROVIDE AN EXCEPTION TO A PROHIBITION OF OPERATION OF CERTAIN VEHICLES AND MOTORBIKES ON CONTROLLED ACCESS HIGHWAYS, TO PROVIDE THAT THE IDAHO TRANSPORTATION BOARD MAY DESIGNATE SECTIONS OF STATE HIGHWAYS OVER WHICH SPECIFIED VEHICLES AND MOTORBIKES MAY TRAVEL, TO PROVIDE THAT SPECIFIED VEHICLES AND MOTORBIKES MAY TRAVEL UPON AND CROSS CERTAIN PORTIONS OF NON-FULL ACCESS-CONTROLLED STATE HIGHWAYS UNLESS CLOSED AND TO PROVIDE FOR THE APPLICABILITY OF SPECIFIED LAW.

HOUSE BILL NO. 130
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO LIENS; AMENDING SECTION 45-805, IDAHO CODE, TO PROVIDE FOR LABOR AND MATERIAL LIENS ON MOTOR VEHICLES AND TO PROVIDE FORMS.

HOUSE BILL NO. 131
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO MOTOR VEHICLES; AMENDING SECTION 49-117, IDAHO CODE, TO REVISE THE DEFINITION OF "PRINCIPAL PLACE OF BUSINESS."

HOUSE BILL NO. 132
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO MOTOR FUELS; AMENDING SECTION 63-2402, IDAHO CODE, TO REMOVE REFERENCE TO SPECIAL FUELS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-2424, IDAHO CODE, TO REMOVE CERTAIN FEES AND TO REVISE THE TAX ON GASEOUS SPECIAL FUELS; AND AMENDING SECTION 63-2423, IDAHO CODE, TO REMOVE REFERENCE TO A PERMIT.

H 127, **H 128**, **H 129**, **H 130**, **H 131**, and **H 132** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1036, by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 61, **H 62**, and **H 64**, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

S 1021, by Education Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 78 - EMPLOYMENT SECURITY LAW

H 78 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. King to open debate.

The question being, "Shall **H 78** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Pence, Redman, Wills. Total – 3.
Total – 70.

Whereupon the Speaker declared that **H 78** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 82 - IDAHO STATE POLICE

H 82 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. Trujillo to open debate.

The question being, "Shall **H 82** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Pence, Redman, Wills. Total – 3.
Total – 70.

Whereupon the Speaker declared that **H 82** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 33 - HEALTH AND SAFETY

H 33 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. Hixon to open debate.

The question being, "Shall H 33 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Pence, Redman, Wills. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 33 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 76 - TAX LEVIES

H 76 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. Kauffman to open debate.

The question being, "Shall H 76 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – Dixon. Total – 1.
Absent – Pence, Redman, Wills. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 76 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 85 - INCOME TAX

H 85 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. Rudolph to open debate.

The question being, "Shall H 85 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Pence, Redman, Wills. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 85 passed the House. Title was approved and the bill ordered transmitted to the Senate.

HCR 3 - EDUCATION

HCR 3 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HCR 3 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Raybould, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Youngblood, Mr. Speaker. Total – 63.
NAYS – Gibbs, Perry, Thompson, Wood. Total – 4.
Absent – Pence, Redman, Wills. Total – 3.
Total – 70.

Whereupon the Speaker declared HCR 3 adopted and ordered the resolution transmitted to the Senate.

H 17 - MOTOR VEHICLES - AUTOCYCLES

H 17 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. Palmer to open debate.

Pursuant to Rule 38(3), Ms. Sims disclosed a conflict of interest regarding H 17.

The question being, "Shall H 17 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Perry, Raybould, Romrell, Rubel,

Rudolph, Rusche, Shepherd, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 60.

NAYS – Cheatham, Dayley, McMillan, Monks, Scott, Sims, Thompson. Total – 7.

Absent – Pence, Redman, Wills. Total – 3.

Total – 70.

Whereupon the Speaker declared that **H 17** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 52 - YOUTH CHALLENGE PROGRAM

H 52 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Wintrow to open debate.

At this time, Mr. Moyle took the Chair.

The question being, "Shall **H 52** pass?"

Roll call resulted as follows:

AYES – Anderst, Andrus, Bateman, Batt, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, DeMordaunt, Erpelding, Gannon, Gestrin, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, Miller, Monks, Nielsen, Nye, Packer, Palmer, Perry, Raybould, Rubel, Rudolph, Shepherd, Smith, Troy, Trujillo, VanOrden, Wintrow, Youngblood. Total – 46.

NAYS – Anderson, Barbieri, Bell, Cheatham, Dayley, Dixon, Gibbs, Harris, McMillan, Mendive, Moyle, Nate, Romrell, Scott, Sims, Thompson, Vander Woude. Total – 17.

Absent – Malek, Pence, Redman, Rusche, Wills, Wood, Mr. Speaker. Total – 7.

Total – 70.

Whereupon the Speaker Pro Tem declared that **H 52** passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

16TH ORDER
Adjournment

Mr. Crane moved that the House adjourn until 10 a.m., Monday, February 16, 2015. Seconded by Mr. Erpelding. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 11:56 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

THIRTY-SIXTH LEGISLATIVE DAY
MONDAY, FEBRUARY 16, 2015

House of Representatives

The House convened at 10 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 Riley Ricks, Page.

3RD ORDER
Approval of Journal

February 16, 2015

Mr. Speaker:

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

WILLS, Chairman

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

At this time, the Speaker put the House at ease.

MEMORIAL PROGRAM

Opening Remarks ..... Representative Kelley Packer

Elaina Farris on Piano and Amanda Hagerman on Violin
(Great-granddaughters of Rep. Doyle C. Miner)
"Oh Beautiful For Spacious Skies"
by Samuel A. Ward, arranged by Bonnie Heidenreich

Presentation of Memorials

Melvin M. Richardson..... Representative Tom Loertscher
Ralph M. Wheeler ..... Representative Ken Andrus
Steve Antone.....Representative Maxine Bell
Samuel Eismann .....Representative Lynn Luker
Millie Flandro .....Representative Elaine Smith
Frank W. Hirschi.....Representative Marc Gibbs

Elaina Farris on Piano and Amanda Hagerman on Violin
"Come Thou Fount of Every Blessing"
lyrics by Robert Robinson and music by John Wyeth

June E. Judd..... Representative John Rusche
Maynard M. Miller ..... Representative Caroline Troy
Doyle C. Miner.....Senator Fred S. Martin
(son-in-law of Representative Doyle C. Miner)
F. Edward Osborne ..... Representative Thomas Dayley
Herman Steger .....Representative James Holtzclaw

"Here We Have Idaho"

*****

A House Memorial

WHEREAS, Representative Melvin M. Richardson has passed on since the close of Second Regular Session of the Sixty-second Idaho Legislature; and

WHEREAS, the late Representative Melvin M. Richardson served in this House, in the interest of District 32, covering the years 1989 through 1992.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-third Legislature draw public attention by this Memorial to the life and works of Melvin M. Richardson.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-third Idaho Legislature extend to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby instructed to spread this Memorial upon the Journal of the House, and to forward copies to the members of the Richardson family.

Representative Thomas F. Loertscher paid tribute to the former Representative Melvin M. Richardson.

****

A House Memorial

WHEREAS, Representative Ralph M. Wheeler has passed on since the close of Second Regular Session of the Sixty-second Idaho Legislature; and

WHEREAS, the late Representative Ralph M. Wheeler served in this House, in the interest of District 35, covering the years 1973 through 1976.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-third Legislature draw public attention by this Memorial to the life and works of Ralph M. Wheeler.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-third Idaho Legislature extend to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby instructed to spread this Memorial upon the Journal of the House, and to forward copies to the members of the Wheeler family.

Representative Ken Andrus paid tribute to the former Representative Ralph M. Wheeler.

****

A House Memorial

WHEREAS, Representative Steve Antone has passed on since the close of Second Regular Session of the Sixty-second Idaho Legislature; and

WHEREAS, the late Representative Steve Antone served in this House, in the interest of District 21 and District 24, covering the years 1969 through 1992.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-third Legislature draw public attention by this Memorial to the life and works of Steve Antone.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-third Idaho Legislature extend to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby instructed to spread this Memorial upon the Journal of the House, and to forward copies to the members of the Antone family.

Representative Maxine T. Bell paid tribute to the former Representative Steve Antone.

****

A House Memorial

WHEREAS, Representative Samuel Eismann has passed on since the close of Second Regular Session of the Sixty-second Idaho Legislature; and

WHEREAS, the late Representative Samuel Eismann served in this House, in the interest of District 11, covering the years 1967 through 1968.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-third Legislature draw public attention by this Memorial to the life and works of Samuel Eismann.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-third Idaho Legislature extend to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby instructed to spread this Memorial upon the Journal of the House, and to forward copies to the members of the Eismann family.

Representative Lynn M. Luker paid tribute to the former Representative Samuel Eismann.

****

A House Memorial

WHEREAS, Representative Millie Flandro has passed on since the close of Second Regular Session of the Sixty-second Idaho Legislature; and

WHEREAS, the late Representative Millie Flandro served in this House, in the interest of District 27 and District 33, covering the years 1991 through 1996.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-third Legislature draw public attention by this Memorial to the life and works of Millie Flandro.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-third Idaho Legislature extend to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby instructed to spread this Memorial upon the Journal of the House, and to forward copies to the members of the Flandro family.

Representative Elaine Smith paid tribute to the former Representative Millie Flandro.

****

A House Memorial

WHEREAS, Representative Frank W. Hirschi has passed on since the close of Second Regular Session of the Sixty-second Idaho Legislature; and

WHEREAS, the late Representative Frank W. Hirschi served in this House, in the interest of Bear Lake County, covering the years 1961 through 1966.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-third Legislature draw public attention by this Memorial to the life and works of Frank W. Hirschi.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-third Idaho Legislature extend to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby instructed to spread this Memorial upon the Journal of the House, and to forward copies to the members of the Hirschi family.

Representative Marc Gibbs paid tribute to the former Representative Frank W. Hirschi.

****

A House Memorial

WHEREAS, Representative June E. Judd has passed on since the close of Second Regular Session of the Sixty-second Idaho Legislature; and

WHEREAS, the late Representative June E. Judd served in this House, in the interest of District 3 and District 7, covering the years 1991 through 2000.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-third Legislature draw public attention by this Memorial to the life and works of June E. Judd.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-third Idaho Legislature extend to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby instructed to spread this Memorial upon the Journal of the House, and to forward copies to the members of the Judd family.

Representative John Rusche paid tribute to the former Representative June E. Judd.

****

A House Memorial

WHEREAS, Representative Maynard M. Miller has passed on since the close of Second Regular Session of the Sixty-second Idaho Legislature; and

WHEREAS, the late Representative Maynard M. Miller served in this House, in the interest of District 5, covering the years 1993 through 1998.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-third Legislature draw public attention by this Memorial to the life and works of Maynard M. Miller.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-third Idaho Legislature extend to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby instructed to spread this Memorial upon the Journal of the House, and to forward copies to the members of the Miller family.

Representative Caroline Troy paid tribute to the former Representative Maynard M. Miller.

****

A House Memorial

WHEREAS, Representative Doyle C. Miner has passed on since the close of Second Regular Session of the Sixty-second Idaho Legislature; and

WHEREAS, the late Representative Doyle C. Miner served in this House, in the interest of District 28, covering the years 1973 through 1980.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-third Legislature draw public attention by this Memorial to the life and works of Doyle C. Miner.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-third Idaho Legislature extend to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby instructed to spread this Memorial upon the Journal of the House, and to forward copies to the members of the Miner family.

Senator Fred S. Martin paid tribute to the former Representative Doyle C. Miner.

****

A House Memorial

WHEREAS, Representative F. Edward Osborne has passed on since the close of Second Regular Session of the Sixty-second Idaho Legislature; and

WHEREAS, the late Representative F. Edward Osborne served in this House, in the interest of District 17, covering the years 1989 through 1990.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-third Legislature draw public attention by this Memorial to the life and works of F. Edward Osborne.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-third Idaho Legislature extend to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby instructed to spread this Memorial upon the Journal of the House, and to forward copies to the members of the Osborne family.

Representative Thomas Dayley paid tribute to the former Representative F. Edward Osborne.

****

A House Memorial

WHEREAS, Representative Herman Steger has passed on since the close of Second Regular Session of the Sixty-second Idaho Legislature; and

WHEREAS, the late Representative Herman Steger served in this House, in the interest of District 18, covering the years 1987 through 1992.

NOW, THEREFORE, BE IT RESOLVED that the House of Representatives of the Sixty-third Legislature draw public attention by this Memorial to the life and works of Herman Steger.

BE IT FURTHER RESOLVED that the House of Representatives of the Sixty-third Idaho Legislature extend to the bereaved family the heartfelt sympathy of this entire body; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby instructed to spread this Memorial upon the Journal of the House, and to forward copies to the members of the Steger family.

Representative James Holtzclaw paid tribute to the former Representative Herman Steger.

****

Prior to going at ease, the House was at the Third Order of Business.

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

February 13, 2015

Mr. Speaker:

I return herewith enrolled **H 16** which has been signed by the President.

NOVAK, Secretary

Enrolled **H 16** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

5TH ORDER
Report of Standing Committees

February 16, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 127**, **H 128**, **H 129**, **H 130**, **H 131**, and **H 132**.

WILLS, Chairman

H 127 was referred to the Local Government Committee.

H 128 was referred to the State Affairs Committee.

H 129, **H 130**, **H 131**, and **H 132** were referred to the Transportation and Defense Committee.

February 16, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 21** and **H 22**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 21** and **H 22** and, when so signed, ordered them transmitted to the Senate for the signature of the President.

February 16, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 27** and **H 28** to the Governor at 11:08 a.m., as of this date, February 13, 2015.

WILLS, Chairman

February 13, 2015

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 109 and recommend that it do pass.

COLLINS, Chairman

H 109 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. 133
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAX; AMENDING SECTION 63-3022H, IDAHO CODE, TO ESTABLISH ADDITIONAL PROVISIONS RELATING TO A CAPITAL GAINS DEDUCTION.

HOUSE BILL NO. 134
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO TAXATION OF ENERGY SYSTEMS USING SOLAR ENERGY; AMENDING SECTION 63-3501, IDAHO CODE, TO REVISE DEFINITIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-3502B, IDAHO CODE, TO PROVIDE FOR THE LEVY OF TAX ON SOLAR ENERGY ELECTRICAL PRODUCTION; AMENDING SECTION 63-3503B, IDAHO CODE, TO PROVIDE FOR FILING OPERATORS' STATEMENTS AND FOR THE ALLOTMENT AND APPORTIONMENT OF TAX DUE FROM PRODUCERS OF ELECTRICITY BY MEANS OF SOLAR ENERGY BY THE STATE TAX COMMISSION; AMENDING SECTIONS 63-3504, 63-3505 AND 63-3506, IDAHO CODE, TO PROVIDE REFERENCE TO A PRODUCER OF ELECTRICITY BY MEANS OF SOLAR ENERGY; AND AMENDING SECTION 63-602JJ, IDAHO CODE, TO PROVIDE A PROPERTY TAX EXEMPTION FOR CERTAIN OPERATING PROPERTY OF PRODUCERS OF ELECTRICITY BY MEANS OF SOLAR ENERGY.

HOUSE BILL NO. 135
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO THE IDAHO PRISONER LITIGATION REFORM ACT; AMENDING TITLE 19, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 59, TITLE 19, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE APPLICABILITY, TO DEFINE TERMS, TO PROVIDE THAT THE DEPARTMENT OR SHERIFF SHALL ADOPT ADMINISTRATIVE REMEDIES, TO PROVIDE FOR CIVIL ACTIONS BY A PRISONER, TO PROVIDE LIMITATIONS FOR CIVIL ACTIONS BY A PRISONER, TO PROVIDE FOR A PRISONER SEEKING IN FORMA PAUPERIS STATUS, TO PROVIDE FOR ACTIONS WHERE THE DEFENDANT IS THE STATE OF IDAHO, TO PROVIDE FOR COURTROOM PROCEDURES FOR PRISONER LITIGATION, TO PROVIDE THAT PRISONER RECORDS ARE PROPERTY OF THE DEPARTMENT OR SHERIFF, TO AUTHORIZE AN ATTORNEY FOR A DEFENDANT OR RESPONDENT TO REVIEW PRISONER RECORDS, TO PROVIDE FOR HOW DAMAGES MAY BE AWARDED AND TO PROVIDE SEVERABILITY.

HOUSE BILL NO. 136
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO COUNTY JAILS; AMENDING SECTION 20-237A, IDAHO CODE, TO PROVIDE FUNDING FOR CERTAIN PROBATIONERS AND PAROLEES COMMITTED TO A COUNTY JAIL.

HOUSE BILL NO. 137
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO THE PUBLIC EMPLOYEE RETIREMENT SYSTEM; AMENDING SECTION 59-1303, IDAHO CODE, TO PROVIDE THAT CERTAIN DEPUTY SHERIFFS AND CITY POLICE OFFICERS WHO ACT IN A SUPERVISORY CAPACITY SHALL NOT LOSE THEIR PEACE OFFICER STATUS AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 138
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO COUNTY JAILS; REPEALING SECTION 20-609, IDAHO CODE, RELATING TO REMOVAL OF PRISONERS IN CASE OF PESTILENCE; AND REPEALING SECTION 20-626, IDAHO CODE, RELATING TO EXPENSES OF REMOVAL.

HOUSE BILL NO. 139
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO CRIMINAL PROCEDURE; REPEALING SECTION 19-303, IDAHO CODE, RELATING TO FIGHTING DUELS OUT OF THE STATE.

HOUSE BILL NO. 140
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO NO CONTACT ORDERS; AMENDING SECTION 18-920, IDAHO CODE, TO REVISE A PROVISION RELATING TO THE ISSUANCE OF A NO CONTACT ORDER, TO PROVIDE THAT THE ORDER SHALL DEFINE PROHIBITED CONDUCT, TO PROVIDE THAT THE ORDER SHALL BE SERVED ON THE DEFENDANT PRIOR TO ENFORCEMENT AND TO REVISE PROVISIONS RELATING TO WHEN A VIOLATION OF A NO CONTACT ORDER IS COMMITTED.

H 133, H 134, H 135, H 136, H 137, H 138, H 139, and H 140 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 39 and H 75, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

H 68, by Local Government Committee, was read the second time by title and filed for third reading.

H 69 and H 70, by Transportation and Defense Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 61 - JUVENILE CORRECTIONS

H 61 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. Perry to open debate.

The question being, "Shall H 61 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

Whereupon the Speaker declared that H 61 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 62 - VICTIM RESTITUTION

H 62 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. Scott to open debate.

The question being, "Shall H 62 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – Nye. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 62 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 64 - IMPRISONMENT

H 64 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. Nye to open debate.

The question being, "Shall H 64 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Malek. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 64 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bill on the Third Reading Calendar retain its place for one legislative day. There being no objection, it was so ordered.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10 a.m., Tuesday, February 17, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:38 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

THIRTY-SEVENTH LEGISLATIVE DAY
TUESDAY, FEBRUARY 17, 2015

House of Representatives

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

Roll call showed 69 members present.
Absent – Shepherd. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Phaeren Roby, Page.

3RD ORDER
Approval of Journal

February 17, 2015

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

WILLS, Chairman

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

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

February 16, 2015

Mr. Speaker:
I return herewith enrolled H 21 and H 22 which have been signed by the President.

NOVAK, Secretary

Enrolled H 21 and H 22 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 16, 2015

Mr. Speaker:
I transmit herewith SCR 103 which has passed the Senate.

NOVAK, Secretary

SCR 103 was filed for first reading.

February 16, 2015

Mr. Speaker:
I return herewith H 77 which has passed the Senate.

NOVAK, Secretary

H 77 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

February 17, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 133, H 134, H 135, H 136, H 137, H 138, H 139, and H 140.

WILLS, Chairman

H 133 was filed for second reading.

H 134 was referred to the Revenue and Taxation Committee.

H 135, H 136, H 137, H 138, H 139, and H 140 were referred to the Judiciary, Rules, and Administration Committee.

February 17, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 16 to the Governor at 11:15 a.m., as of this date, February 16, 2015.

WILLS, Chairman

February 16, 2015

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 95 and recommend that it do pass.

COLLINS, Chairman

H 95 was filed for second reading.

February 16, 2015

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 110 and S 1018 and recommend that they do pass.

DEMORDAUNT, Chairman

H 110 and S 1018 were filed for second reading.

February 16, 2015

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 96 and recommend that it do pass.

PALMER, Chairman

H 96 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

Mr. Rusche asked unanimous consent that Rule 70, regarding beverages be suspended for the balance of the remainder of session. There being no objection, it was so ordered.

HOUSE JOINT MEMORIAL NO. 3
BY STATE AFFAIRS COMMITTEE

A JOINT MEMORIAL

TO THE PRESIDENT OF THE UNITED STATES, THE UNITED STATES AMBASSADOR TO THE REPUBLIC OF TURKEY, THE AMBASSADOR OF THE REPUBLIC OF TURKEY TO THE UNITED STATES, TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED

STATES IN CONGRESS ASSEMBLED AND TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the First Regular Session of the Sixty-third Idaho Legislature, do hereby respectfully represent that:

WHEREAS, The Orthodox Christian Church, in existence for nearly 2,000 years, numbers approximately 300 million members worldwide with more than two million members in the United States; and

WHEREAS, since 1453, the continuing presence of the Ecumenical Patriarchate in Turkey has been a living testament to the religious coexistence of Christians and Muslims; and

WHEREAS, this religious coexistence is in doubt because the Ecumenical Patriarchate is considered a minority religion by the Turkish government; and

WHEREAS, there were millions of Orthodox Christians living in Turkey at the turn of the 20th century and there remain fewer than 3,000 of the Ecumenical Patriarch's flock in Turkey today; and

WHEREAS, Orthodox Christians in Idaho and throughout the United States stand to lose their spiritual leader; and

WHEREAS, where there have been difficulties in the past with the relationship of the Orthodox Christian Church and the Turkish government, certain recent actions by the Turkish government suggest an interest in improving its relationship with and treatment of the Orthodox Christian Church, which actions are acknowledged and welcomed; and

WHEREAS, the people of Idaho desire to encourage the continued dialogue and communication of the leadership of the Turkish government and the Orthodox Christian Church, as demonstrated by recent high-level meetings between Turkish officials and the Ecumenical Patriarchate.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that we urge the government of Turkey to: uphold and safeguard religious and human rights of all its citizens without compromise; grant the Ecumenical Patriarch appropriate international recognition, ecclesiastical succession, and the right to train clergy of all nationalities; and respect the property rights and human rights of the Ecumenical Patriarchate and all religious and faith traditions.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the President of the United States, the United States Ambassador to the Republic of Turkey, the Ambassador of the Republic of Turkey to the United States, to the President of the Senate and the Speaker of the House of Representatives of Congress and the congressional delegation representing the State of Idaho in the Congress of the United States.

HOUSE JOINT MEMORIAL NO. 4
BY STATE AFFAIRS COMMITTEE

A JOINT MEMORIAL

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED AND TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the First Regular Session of the Sixty-third Idaho Legislature, do hereby respectfully represent that:

WHEREAS, the opening words to the Constitution of the United States, "We the People," are by deliberate design and with intent to define the governing authority of our United States and the states within our republic and the authority that resides with the people; and

WHEREAS, the people of the State of Idaho on November 7, 2006, cast their votes on a proposal referred by the Idaho Legislature to amend the Constitution of the State of Idaho to define marriage, and the amendment passed with a wide majority; and

WHEREAS, in 1888, the Supreme Court of the United States stated that marriage is "an institution, in the maintenance of which in its purity the public is deeply interested, for it is the foundation of the family and of society, without which there would be neither civilization nor progress"; and

WHEREAS, in 1942, the Supreme Court of the United States stated that marriage is "fundamental to the very existence and survival of the race"; and

WHEREAS, Luther Martin, framer of the Constitution of the United States and Attorney General of Maryland, stated, "A knowledge of Mankind, and of Legislative affairs cannot be presumed to belong in a higher degree to the Judges than to the Legislature"; and

WHEREAS, the United States Court of Appeals for the Sixth Circuit recognizes that the Constitution of the United States does not demand that a redefinition of marriage be forced upon the states, stating, "What we are left with is this: By creating a status (marriage) and by subsidizing it (e.g., with tax-filing privileges and deductions), the States created an incentive for two people who procreate together to stay together for purposes of rearing offspring. That does not convict the States of irrationality, only of awareness of the biological reality that couples of the same sex do not have children in the same way as couples of opposite sexes and that couples of the same sex do not run the risk of unintended offspring. That explanation, still relevant today, suffices to allow the States to retain authority over an issue they have regulated from the beginning."

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that we call upon the United States Congress to bring clarity to the principle that the role of the United States judiciary is to interpret as close to original intent as possible and rule on compliance with the original intent of the Constitution by the executive and legislative branches and the principle that judges of the United States judiciary should keep their oath of office to uphold the law and not make or change the law.

BE IT FURTHER RESOLVED that a judge of the United States judiciary who disregards his oath of office to uphold the Constitution should be impeached by Congress.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the President of the Senate and the Speaker of the House of Representatives of Congress, and to the congressional delegation representing the State of Idaho in the Congress of the United States.

HJM 3 and **HJM 4** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 103, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

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

5TH ORDER
Report of Standing Committees

February 17, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 77**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 77** and, when so signed, ordered it transmitted to the Senate for the signature of the President.

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. 141
BY LOCAL GOVERNMENT COMMITTEE
AN ACT

RELATING TO DELINQUENT PROPERTY TAXES; AMENDING SECTION 63-907, IDAHO CODE, TO PROVIDE THAT WITHIN THIRTY CALENDAR DAYS OF A PROPERTY TAX BECOMING DELINQUENT, THE COUNTY MUST SEND NOTIFICATION TO THE OWNER OF THE PROPERTY AND, IF NOTIFICATION IS NOT SENT, THE COUNTY MAY NOT ASSESS PENALTIES AND INTEREST TO THE PROPERTY.

HOUSE BILL NO. 142
BY LOCAL GOVERNMENT COMMITTEE
AN ACT

RELATING TO PLANNING AND ZONING COMMISSIONS; AMENDING SECTION 67-6504, IDAHO CODE, TO ALLOW A COUNTY TO APPOINT PLANNING AND ZONING COMMISSION MEMBERS FROM WITHIN A CITY'S AREA OF IMPACT OR WITHIN A CITY WHEN APPLICANTS ARE UNABLE TO BE FOUND OUTSIDE THE BOUNDARIES OF A CITY'S AREA OF IMPACT AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 143
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO THE EMPLOYMENT SECURITY LAW; AMENDING SECTION 72-1316A, IDAHO CODE, TO PROVIDE AN ADDITIONAL CIRCUMSTANCE FOR EXEMPT EMPLOYMENT UNDER THE STATE'S EMPLOYMENT SECURITY LAW.

HOUSE BILL NO. 144
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO TRANSPORTATION; TO PROVIDE A SHORT TITLE; AMENDING SECTION 40-701, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE APPORTIONMENT OF THE HIGHWAY DISTRIBUTION ACCOUNT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 41-4909, IDAHO CODE, TO REVISE TRANSFER FEE PROVISIONS RELATING TO CERTAIN REVENUE RECEIVED BY THE PETROLEUM CLEAN WATER TRUST FUND AND TO REMOVE PROVISIONS RELATING TO CERTAIN CERTIFICATION BY THE DIRECTOR OF THE DEPARTMENT OF INSURANCE TO THE IDAHO STATE TAX COMMISSION RELATING TO BALANCES IN THE FUND AND RELATING TO THE SUSPENSION AND REINITIATION OF TRANSFER FEES UPON CERTAIN CONDITIONS; AMENDING SECTION 41-4910, IDAHO CODE, TO PROVIDE FOR THE DISTRIBUTION OF CERTAIN TRANSFER FEES AND INTEREST ACCRUING TO THE PETROLEUM CLEAN WATER TRUST FUND, TO PROVIDE FOR CERTAIN CERTIFICATION BY THE DIRECTOR OF THE DEPARTMENT OF INSURANCE TO THE IDAHO STATE TAX COMMISSION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 49-106, IDAHO CODE, TO DEFINE A TERM AND TO REVISE A DEFINITION; AMENDING SECTION 49-109, IDAHO CODE, TO REVISE A DEFINITION AND TO DEFINE A TERM; AMENDING SECTION 49-122, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 49-402, IDAHO CODE, TO REVISE REGISTRATION FEES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 49-402A, IDAHO CODE, TO REVISE REGISTRATION FEES; AMENDING SECTION 49-432, IDAHO CODE, TO REVISE CERTAIN PERMIT FEES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 49-434, IDAHO CODE, TO REVISE REGISTRATION FEES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-457, IDAHO CODE, TO PROVIDE FOR AN ELECTRIC VEHICLE FEE, TO PROVIDE FOR A HYBRID VEHICLE FEE AND TO PROVIDE FOR DEPOSIT OF FEES; AMENDING SECTION 49-1004, IDAHO CODE, TO REVISE PERMIT FEES; AMENDING SECTION 63-2401, IDAHO CODE, TO DEFINE A TERM; AMENDING SECTION 63-2402, IDAHO CODE, TO REVISE PROVISIONS RELATING TO TAX ON MOTOR FUEL, TO PROVIDE AN ADDITIONAL TAX FOR FUEL SUITABLE FOR USE IN DIESEL ENGINES, TO PROVIDE FOR INCREASES TO TAX ON MOTOR FUEL, TO PROVIDE FOR THE SUSPENSION OF INCREASES TO TAX ON MOTOR FUEL UPON CERTAIN CONDITIONS, TO REVISE A CODE REFERENCE AND TO REMOVE CERTAIN EXEMPTIONS FROM MOTOR FUELS TAX AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-2412, IDAHO CODE, TO PROVIDE A LIMITATION ON THE DISTRIBUTION OF TAX REVENUES FROM TAX ON GASOLINE AND AIRCRAFT ENGINE FUEL AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-2418, IDAHO CODE, TO REMOVE A CODE REFERENCE; AMENDING SECTION 63-2423, IDAHO CODE, TO REMOVE A REFUND PROVISION RELATING TO TAXES PAID ON CERTAIN GASEOUS FUELS; AMENDING SECTION 63-2424, IDAHO CODE, TO REVISE PROVISIONS RELATING TO FEES ASSOCIATED WITH GASEOUS FUELS AND TO PROVIDE METHODS OF CONVERTING MEASUREMENTS OF GASEOUS SPECIAL FUELS TO THE EQUIVALENT OF GALLONS FOR THE PURPOSE OF APPLYING TAX RATES AND SELLING THE FUEL; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3622VV, IDAHO CODE, TO PROVIDE AN EXEMPTION FROM SPECIFIED TAX FOR SALES OF CERTAIN MATERIALS TO A CONTRACTOR OR MATERIALS USED BY A CONTRACTOR, TO PROVIDE CONDITIONS, TO PROVIDE FOR THE NONAPPLICABILITY OF THE EXEMPTION UNDER CERTAIN CONDITIONS AND TO DEFINE TERMS;

AMENDING SECTION 63-3638, IDAHO CODE, TO REVISE SALES TAX DISTRIBUTION PROVISIONS; AMENDING CHAPTER 29, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2914A, IDAHO CODE, TO PROVIDE FOR THE DYED FUEL ENFORCEMENT PILOT PROGRAM, TO PROVIDE FOR THE USE OF CERTAIN MONEYS IN THE IDAHO LAW ENFORCEMENT FUND FOR THE PROGRAM, TO AUTHORIZE ENFORCEMENT OF THE STATE'S DYED FUEL LAWS BY THE DIRECTOR OF THE IDAHO STATE POLICE AND TO AUTHORIZE RULEMAKING; AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 145
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO THE SALES AND USE TAX; AMENDING SECTION 63-3622R, IDAHO CODE, TO IMPOSE A SALES AND USE TAX EXEMPTION FOR SALES OF MOTOR VEHICLES, TRAILERS, VESSELS, ALL-TERRAIN VEHICLES, MOTORCYCLES INTENDED FOR OFF-ROAD USE AND SNOWMOBILES TO NONRESIDENTS FROM STATES NOT IMPOSING A SALES AND USE TAX, FOR USE OUTSIDE OF THIS STATE EVEN THOUGH DELIVERY BE MADE WITHIN THIS STATE UNDER CERTAIN CONDITIONS AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 63-3638, IDAHO CODE, TO PROVIDE FOR REMITTANCE OF A CERTAIN AMOUNT OF SALES TAX MONEYS TO THE STATE HIGHWAY ACCOUNT AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 146
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO TAXATION OF MOTOR FUELS; REPEALING SECTION 63-2410, IDAHO CODE, RELATING TO A REFUND OF GASOLINE TAX PROCEDURE; AMENDING SECTION 63-2408, IDAHO CODE, TO REMOVE OBSOLETE REFERENCES; AND AMENDING SECTION 63-2423, IDAHO CODE, TO REMOVE OBSOLETE REFERENCES AND TO PROVIDE A PROCEDURE FOR REFUNDS.

HOUSE BILL NO. 147
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO MOTOR VEHICLES; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-402E, IDAHO CODE, TO PROVIDE FOR RENTAL FLEET REGISTRATION, TO DEFINE A TERM, TO PROVIDE FOR ALTERNATIVE SPECIAL REGISTRATION CARDS AND RENTAL CAR STICKERS, TO PROVIDE FOR THE PERIOD OF VALIDITY, TO PROVIDE A CONDITION, TO SPECIFY ANNUAL REGISTRATION RENEWAL REQUIREMENTS, TO PROVIDE FOR CANCELLATION UPON FAILURE TO RENEW AND TO PROVIDE FOR THE COLLECTION AND DEPOSIT OF CERTAIN FEES.

HOUSE BILL NO. 148
BY AGRICULTURAL AFFAIRS COMMITTEE
AN ACT

RELATING TO THE IDAHO CHERRY COMMISSION; AMENDING SECTION 22-3701, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 22-3703, IDAHO CODE, TO REMOVE CERTAIN DEFINITIONS AND TO MAKE A TECHNICAL CORRECTION; REPEALING SECTION 22-3704, IDAHO CODE, RELATING TO COMMISSION MEMBERS; AMENDING CHAPTER 37, TITLE 22, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 22-3704, IDAHO CODE, TO PROVIDE FOR COMMISSION MEMBERS, TO PROVIDE FOR TERMS, TO PROVIDE FOR MEETINGS FOR THE SELECTION OF COMMISSION NOMINEES, TO PROVIDE FOR NOTICE OF MEETINGS AND TO PROVIDE FOR VACANCIES; AMENDING SECTION 22-3705, IDAHO CODE, TO REVISE AND TO PROVIDE FOR POWERS AND DUTIES AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.

H 141, **H 142**, **H 143**, **H 144**, **H 145**, **H 146**, **H 147**, and **H 148** 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 109, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

******

At this time, the Speaker introduced The Honorable James E. Risch, and The Honorable Mike Crapo, United States Senators who spoke briefly to the members of the House.

******

Mr. Palmer asked unanimous consent that **H 69** be returned to the Transportation and Defense Committee. There being no objection, it was so ordered.

S 1021 - PUBLIC CHARTER SCHOOLS

S 1021 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. Clow to open debate.

The question being, "Shall **S 1021** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.

NAYS – None.

Absent – Loertscher, Shepherd. Total – 2.

Total – 70.

Whereupon the Speaker declared that S 1021 passed the House. Title was approved and the bill ordered returned to the Senate.

H 39 - SALES TAX - PRODUCTION EXEMPTION

H 39 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. Chaney to open debate.

The question being, "Shall H 39 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 62.
NAYS – Bell, Gibbs, Jordan, Miller, Rubel, Rusche. Total – 6.
Absent – Loertscher, Shepherd. Total – 2.
Total – 70.

Whereupon the Speaker declared that H 39 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 75 - SALES TAX

H 75 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. Thompson to open debate.

The question being, "Shall H 75 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Perry, Raybould, Redman, Romrell, Rudolph, Scott, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 57.
NAYS – Chew, Gannon, Jordan, King, Kloc, McCrostie, Miller, Pence, Rubel, Rusche, Smith, Wintrow. Total – 12.
Absent – Shepherd. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 75 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 68 - PRINTING

H 68 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. Cheatham to open debate.

The question being, "Shall H 68 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – Batt. Total – 1.
Absent – Shepherd. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 68 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 70 - MOTOR VEHICLES - TIRE LOAD

H 70 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. Youngblood to open debate.

The question being, "Shall H 70 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Shepherd. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 70 passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

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

February 17, 2015

Mr. Speaker:
I return herewith enrolled H 77 which has been signed by the President.

NOVAK, Secretary

Enrolled H 77 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Wednesday, February 18, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:05 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

THIRTY-EIGHTH LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 18, 2015

House of Representatives

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

Roll call showed 68 members present.
Absent – Rusche, Shepherd. Total – 2.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Phaeren Roby, Page.

3RD ORDER
Approval of Journal

February 18, 2015

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

WILLS, Chairman

Mr. Wills 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

February 17, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 41

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

February 17, 2015

Mr. Speaker:
I transmit herewith **SCR 104**, **S 1037**, **S 1020**, **S 1031**, **S 1042**, **S 1043**, and **S 1011** which have passed the Senate.

NOVAK, Secretary

SCR 104, **S 1037**, **S 1020**, **S 1031**, **S 1042**, **S 1043**, and **S 1011** were filed for first reading.

5TH ORDER
Report of Standing Committees

February 18, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HJM 3**, **HJM 4**, **H 141**, **H 142**, **H 143**, **H 144**, **H 145**, **H 146**, **H 147**, and **H 148**.

WILLS, Chairman

HJM 3 and **HJM 4** were referred to the State Affairs Committee.

H 141 and **H 142** were referred to the Local Government Committee.

H 143, **H 144**, **H 145**, **H 146**, and **H 147** were referred to the Transportation and Defense Committee.

H 148 was referred to the Agricultural Affairs Committee.

February 18, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 21** and **H 22** to the Governor at 10:10 a.m., as of this date, February 17, 2015.

WILLS, Chairman

February 18, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 77** to the Governor at 11:10 a.m., as of this date, February 17, 2015.

WILLS, Chairman

February 17, 2015

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 122** and recommend that it do pass.

DEMORDAUNT, Chairman

H 122 was filed for second reading.

February 17, 2015

Mr. Speaker:
We, your COMMITTEE ON BUSINESS, report that we have had under consideration **H 30** and **H 81** and recommend that they do pass.

BARBIERI, Chairman

H 30 and **H 81** were filed for second reading.

February 17, 2015

Mr. Speaker:
We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration **H 100**, **H 120**, and **HCR 6** and recommend that they do pass.

HARTGEN, Chairman

H 100, **H 120**, and **HCR 6** were filed for second reading.

February 17, 2015

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 94, HCR 7, and HCR 8 and recommend that they do pass.

RAYBOULD, Chairman

H 94, HCR 7, and HCR 8 were filed for second reading.

February 18, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 90 and H 91 and recommend that they do pass.

LOERTSCHER, Chairman

H 90 and H 91 were filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 9
BY HEALTH AND WELFARE COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND PROCLAIMING THE MONTH OF MARCH 2015 AS SOCIAL WORK RECOGNITION MONTH AND CALLING UPON ALL CITIZENS TO JOIN WITH THE NATIONAL ASSOCIATION OF SOCIAL WORKERS IN CELEBRATION AND SUPPORT OF THE SOCIAL WORK PROFESSION.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the primary mission of the social work profession is to enhance human well-being and help meet the basic needs of all people, especially the most vulnerable in society; and

WHEREAS, social work pioneers helped lead America's struggle for a better life for all citizens; and

WHEREAS, social workers attempt to reduce poverty and trauma that can create lifelong social and economic disadvantages; and

WHEREAS, social workers support all families in every community; and

WHEREAS, social workers help people in every stage of life function better in their environments, improve their relationships with others and solve personal and family problems; and

WHEREAS, social workers strive for a safe environment and the best educational possibilities available for all children; and

WHEREAS, dignity and caregiving for older adults help define a nation's character; and

WHEREAS, veterans and their families need community support to ensure successful transitions after service; and

WHEREAS, access to mental health treatment and health care services saves millions of lives; and

WHEREAS, social workers believe in prosperity and opportunity for everyone; and

WHEREAS, social work research and advocacy identify community needs; and

WHEREAS, social workers celebrate the courage, hope and strength of the human spirit throughout their careers.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that in recognition of the numerous contributions made by America's 600,000 social workers and the almost 4,000 licensed social workers in Idaho, we proclaim the month of March 2015 as Social Work Recognition Month in Idaho and call upon all citizens of Idaho to join with the National Association of Social Workers in celebration and support of the social work profession and National Social Work Month.

HOUSE JOINT MEMORIAL NO. 5
BY RESOURCES AND CONSERVATION COMMITTEE

A JOINT MEMORIAL

TO THE PRESIDENT OF THE UNITED STATES, THE SECRETARY OF THE INTERIOR, THE SECRETARY OF AGRICULTURE, THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED, AND TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the First Regular Session of the Sixty-third Idaho Legislature, do hereby respectfully represent that:

WHEREAS, the Boulder-White Clouds area of Central Idaho has been suggested as a potential national monument that could be established under the provisions of the Antiquities Act of 1906; and

WHEREAS, the current multiple use and private land protection policies governing the management of this area generally have served the interests of local residents; and

WHEREAS, cattle ranching and agriculture, the main economic drivers in Central Idaho, will be substantially impacted by any land management decisions regarding this landscape. Agriculture is the single biggest economic contributor to the state. Idaho's farms and ranches represent 11.7 million acres in rural Idaho and the sales of farm and ranch products contribute nearly $7.6 billion to Idaho's economy. Ranching and farming play a substantial role in the state's heritage and identity and should be preserved; and

WHEREAS, the 2006 Idaho Roadless Rule has proven to be a model for coordination among groups and individuals to resolve issues surrounding the management of 9.3 million acres of undeveloped national forestlands, providing protection for unique and sensitive areas, while simultaneously allowing for limited road construction, vegetation management and minerals development; and

WHEREAS, there has been no local collaborative process coordinated by the administration in association with the designation; and

WHEREAS, Custer County is the place most impacted by the creation of the Boulder-White Clouds National Monument and the people of Custer County were given the opportunity to vote for or against the creation of the national monument. Sixty-five percent of registered voters came to the polls in the 2014 midterm election, and of those ninety-five percent voted against the creation of a national monument solely by exercising the authority of the Antiquities Act of 1906, in part, because it precludes the collaborative process, and there has been no assurance from the administration that a collaborative process would be exercised; and

WHEREAS, a national monument designation would impact local wildlife management as well as hunting, fishing and other

recreational opportunities in Central Idaho, a place where Idaho residents, families and visitors can enjoy these Idaho traditions.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that it is understood that the President of the United States has full authority under the Antiquities Act of 1906 to designate the Boulder-White Clouds as a national monument. However, there should be a collaborative effort to secure local and state support prior to the exercise of that presidential authority. Any effort to reach a decision regarding lands of Idaho administered by federal agencies should be made with local collaboration rather than by unilateral administrative processes that exclude the citizens of Idaho.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the President of the United States, the Secretary of the Interior, the Secretary of Agriculture, the President of the Senate and the Speaker of the House of Representatives of Congress, and to the congressional delegation representing the State of Idaho in the Congress of the United States.

HOUSE CONCURRENT RESOLUTION NO. 10
BY RESOURCES AND CONSERVATION COMMITTEE
A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE DOCKET OF THE DEPARTMENT OF WATER RESOURCES RELATING TO RULES FOR CONJUNCTIVE MANAGEMENT OF SURFACE AND GROUND WATER RESOURCES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that a certain rule docket of the Department of Water Resources relating to Rules for Conjunctive Management of Surface and Ground Water Resources is not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 37.03.11, Department of Water Resources, Rules for Conjunctive Management of Surface and Ground Water Resources, adopted as a pending rule under Docket Number 37-0311-1101, the entire rulemaking docket, be, and the same is hereby rejected and declared null, void and of no force and effect.

HCR 9, **HJM 5**, and **HCR 10** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 104, by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

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

House of Representatives
State of Idaho

February 16, 2015

Representative Richard Wills, Chairman
Judiciary, Rules, and Administration Committee

Dear Chairman Wills:

I hereby designate the Judiciary, Rules, and Administration Committee a privileged committee on Tuesday, February 17, 2015, for the purpose of introducing

RS 23473C1 (H 164)
RS 23528C2 (H 159)
RS 23608 (H 162)
RS 23610 (H 158)
RS 23617 (H 157)
RS 23619 (H 161)
RS 23620 (H 165)
RS 23626 (H 163)
RS 23628 (H 160)

Sincerely,
/s/ Scott Bedke
Speaker of the House

House of Representatives
State of Idaho

February 16, 2015

Representative Dell Raybould, Chairman
Resources and Conservation Committee

Dear Chairman Raybould:

I hereby designate the Resources and Conservation Committee a privileged committee on Tuesday, February 17, 2015, for the purpose of introducing

RS 23517 (HJM 5)
RS 23526 (H 166)
RS 23634 (HCR 10)

Sincerely,
/s/ Scott Bedke
Speaker of the House

HOUSE BILL NO. 149
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO CONTACT LENSES; AMENDING SECTION 54-1525, IDAHO CODE, TO PROHIBIT CERTAIN ACTS BY MANUFACTURERS AND DISTRIBUTORS OF CONTACT LENSES AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 150
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO MEDICAL LICENSURE; AMENDING CHAPTER 18, TITLE 54, IDAHO CODE, BY THE

ADDITION OF NEW SECTIONS 54-1842 THROUGH 54-1866, IDAHO CODE, TO ENACT THE INTERSTATE MEDICAL LICENSURE COMPACT, TO STATE THE PURPOSE OF THE COMPACT, TO DEFINE TERMS, TO PROVIDE LICENSURE ELIGIBILITY STANDARDS FOR PHYSICIANS, TO ESTABLISH HOW THE STATE OF PRINCIPAL LICENSE SHALL BE DESIGNATED, TO ESTABLISH LICENSURE PROCEDURES UNDER THE COMPACT, TO ESTABLISH LICENSING FEES, TO ESTABLISH LICENSE RENEWAL PROCEDURES, TO ESTABLISH A COORDINATED INFORMATION SYSTEM, TO ESTABLISH INVESTIGATION PROCEDURES, TO ESTABLISH DISCIPLINARY PROCEDURES, TO ESTABLISH A COMMISSION, TO ESTABLISH POWERS AND DUTIES OF THE COMMISSION, TO ESTABLISH THE FINANCE POWERS OF THE COMMISSION, TO ESTABLISH THE ORGANIZATION AND OPERATION OF THE COMMISSION, TO ESTABLISH THE RULEMAKING FUNCTIONS OF THE COMMISSION, TO PROVIDE FOR OVERSIGHT OF THE COMPACT, TO PROVIDE FOR ENFORCEMENT OF THE COMPACT, TO ESTABLISH DEFAULT PROCEDURES, TO PROVIDE FOR DISPUTE RESOLUTION, TO PROVIDE THAT ANY STATE IS ELIGIBLE TO BECOME A MEMBER STATE AND TO PROVIDE AN EFFECTIVE DATE AND AMENDMENT PROCEDURES, TO ESTABLISH HOW TO WITHDRAW FROM THE COMPACT, TO ESTABLISH HOW THE COMPACT COULD BE DISSOLVED, TO PROVIDE SEVERABILITY AND TO ESTABLISH HOW THE COMPACT SHOULD BE CONSTRUED, AND TO ESTABLISH THE COMPACT'S RELATIONSHIP WITH OTHER LAWS.

HOUSE BILL NO. 151
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO HEALTH INSURANCE; AMENDING SECTION 41-6105, IDAHO CODE, TO PROVIDE THAT CERTAIN INFORMATION ABOUT HEALTH BENEFIT PLANS BE MADE AVAILABLE TO USERS OF THE HEALTH INSURANCE EXCHANGE AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 152
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO LICENSURE OF SIGN LANGUAGE INTERPRETERS; PROVIDING LEGISLATIVE INTENT; AMENDING TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 56, TITLE 54, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO DEFINE TERMS, TO PROVIDE A SCOPE OF PRACTICE FOR SIGN LANGUAGE INTERPRETERS, TO PROVIDE EXEMPTIONS FOR LICENSURE, TO REQUIRE A LICENSE TO PRACTICE AS A SIGN LANGUAGE INTERPRETER, TO ESTABLISH THE SIGN LANGUAGE INTERPRETER LICENSING BOARD, TO PROVIDE FOR POWERS OF THE BOARD, TO SPECIFY REQUIREMENTS FOR LICENSURE, TO PROVIDE FOR ENDORSEMENT LICENSURE, TO PROVIDE FOR A PROVISIONAL LICENSE, TO PROVIDE FOR LICENSE RENEWAL, TO ESTABLISH FEES FOR LICENSURE, TO PROVIDE FOR DENIAL OF A LICENSE AND DISCIPLINE, TO PROVIDE CONFIDENTIAL COMMUNICATIONS BY LICENSEES AND TO PROHIBIT CERTAIN ACTS.

HOUSE BILL NO. 153
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO EMERGENCY MEDICAL SERVICES; AMENDING SECTION 31-3908, IDAHO CODE, TO DEFINE A TERM; AMENDING SECTION 31-3909, IDAHO CODE, TO REVISE LANGUAGE RELATING TO IMMUNITY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 56-1012, IDAHO CODE, TO DEFINE TERMS; AMENDING SECTION 56-1013, IDAHO CODE, TO AUTHORIZE THE PROVISION OF COMMUNITY HEALTH EMERGENCY MEDICAL SERVICES BY CERTAIN PERSONNEL; AMENDING SECTION 56-1014, IDAHO CODE, TO ESTABLISH IMMUNITY FOR PROVIDERS OF COMMUNITY HEALTH EMERGENCY MEDICAL SERVICES; AND PROVIDING LEGISLATIVE INTENT.

HOUSE BILL NO. 154
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO ABORTION; TO PROVIDE A SHORT TITLE; AMENDING CHAPTER 6, TITLE 18, IDAHO CODE, BY THE ADDITION OF NEW SECTIONS 18-617 THROUGH 18-621, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE REQUIREMENTS FOR CHEMICAL ABORTION, TO PROVIDE REQUIREMENTS FOR ADMINISTERING CERTAIN DRUGS IN ABORTIONS, TO PROVIDE A CIVIL CAUSE OF ACTION, TO PROVIDE CONDITIONS FOR ANONYMITY OF THE FEMALE, TO PROVIDE FOR CONSTRUCTION AND TO PROVIDE SEVERABILITY.

HOUSE BILL NO. 155
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO VIOLATIONS OF THE OPEN MEETING LAW; AMENDING SECTION 67-2347, IDAHO CODE, TO INCREASE MONETARY CIVIL PENALTIES FOR VIOLATIONS OF THE OPEN MEETING LAW AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 156
BY LOCAL GOVERNMENT COMMITTEE
AN ACT

RELATING TO PURCHASE OF PROPERTY BY A COUNTY; AMENDING SECTION 63-1108, IDAHO CODE, TO PROVIDE THAT THE COUNTY TAX COLLECTOR MAY BID ON PROPERTY FOR SALE IF IT IS DEEMED IN THE BEST INTEREST OF THE COUNTY, TO PROVIDE THAT THE TAX COLLECTOR SHALL DISPOSE OF THE PURCHASED PROPERTY BY SALE IN THE SAME MANNER AS OTHER PERSONAL PROPERTY BELONGING TO THE COUNTY AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 157
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO THE IDAHO STATE POLICE; AMENDING SECTION 67-2901, IDAHO CODE, TO AUTHORIZE THE IDAHO STATE POLICE TO CONTRACT WITH PRIVATE ENTITIES UNDER CERTAIN CONDITIONS WHEN NECESSARY FOR PUBLIC SAFETY AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 158
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

AN ACT

RELATING TO BAIL; AMENDING SECTION 19-2903, IDAHO CODE, TO PROVIDE FOR HOW BAIL ON A BENCH WARRANT SHALL BE DETERMINED WHEN A DEFENDANT FAILS TO APPEAR BEFORE THE COURT; AMENDING SECTION 19-2915, IDAHO CODE, TO PROVIDE FOR THE SETTING OF BAIL WHEN A DEFENDANT FAILS TO APPEAR BEFORE THE COURT UNDER CERTAIN CONDITIONS.

HOUSE BILL NO. 159
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

AN ACT

RELATING TO TOBACCO; AMENDING SECTION 39-5703, IDAHO CODE, TO REVISE A PROVISION RELATING TO SELLING OR DISTRIBUTING TOBACCO PRODUCTS, TO PROVIDE THAT CERTAIN TOBACCO VIOLATIONS BY A MINOR SHALL BE AN INFRACTION AND TO REVISE PENALTIES.

HOUSE BILL NO. 160
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

AN ACT

RELATING TO DEBRIS; AMENDING SECTION 18-3906, IDAHO CODE, AS AMENDED IN SECTION 1 OF HOUSE BILL NO. 104, AS ENACTED BY THE FIRST REGULAR SESSION OF THE SIXTY-THIRD IDAHO LEGISLATURE, TO PROVIDE THAT WILLFULLY PLACING DEBRIS ON A HIGHWAY UNDER CERTAIN CONDITIONS SHALL BE A MISDEMEANOR AND TO PROVIDE A PENALTY.

HOUSE BILL NO. 161
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

AN ACT

RELATING TO FISH AND GAME; AMENDING SECTION 36-1401, IDAHO CODE, TO PROVIDE THAT CERTAIN VIOLATIONS SHALL BE AN INFRACTION; AMENDING SECTION 36-1402, IDAHO CODE, TO PROVIDE PENALTIES FOR CERTAIN INFRACTIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 36-1404, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 36-1101, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 162
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

AN ACT

RELATING TO JURY SELECTION AND SERVICE; AMENDING SECTION 2-215, IDAHO CODE, TO ESTABLISH ADDITIONAL PROVISIONS RELATING TO JUROR COMPENSATION; AMENDING SECTION 2-220, IDAHO CODE, TO ESTABLISH AN ADDITIONAL POWER OF THE SUPREME COURT TO MAKE RULES CONCERNING JURIES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 2, TITLE 2, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 2-222, IDAHO CODE, TO ESTABLISH THE LENGTHY TRIAL JUROR COMPENSATION FUND, TO PROVIDE FOR MONEYS IN THE FUND, TO PROVIDE THAT THE IDAHO SUPREME COURT SHALL ADMINISTER THE FUND, TO SPECIFY HOW MONEYS IN THE FUND ARE TO BE EXPENDED AND TO PROVIDE FOR AN APPLICATION FOR REIMBURSEMENT PROCESS; AMENDING SECTION 31-3201A, IDAHO CODE, TO INCREASE CERTAIN FEES AND TO PROVIDE FOR THE DEPOSIT OF CERTAIN FEES; AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 163
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

AN ACT

RELATING TO THE IDAHO CRIMINAL JUSTICE SYSTEM; AMENDING SECTION 21, CHAPTER 150, LAWS OF 2014, TO REVISE EFFECTIVE DATES; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 164
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE

AN ACT

RELATING TO THE SEXUAL AND VIOLENT OFFENDER REGISTRY; AMENDING THE HEADING FOR CHAPTER 83, TITLE 18, IDAHO CODE, TO PROVIDE FOR VIOLENT OFFENDERS; AMENDING SECTIONS 18-8301 AND 18-8302, IDAHO CODE, TO PROVIDE FOR VIOLENT OFFENDERS; AMENDING SECTION 18-8303, IDAHO CODE, TO REVISE DEFINITIONS; AMENDING SECTION 18-8304, IDAHO CODE, TO PROVIDE FOR CERTAIN VIOLENT OFFENSES AND CONDITIONS THAT REQUIRE REGISTRATION, TO PROVIDE CONDITIONS FOR REGISTRATION FOR JUVENILE VIOLENT OFFENDERS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 18-8305, IDAHO CODE, TO PROVIDE FOR VIOLENT OFFENDERS; AMENDING SECTION 18-8306, IDAHO CODE, TO PROVIDE FOR VIOLENT OFFENDERS; AMENDING SECTION 18-8307, IDAHO CODE, TO PROVIDE FOR VIOLENT OFFENDERS AND TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 18-8309, IDAHO CODE, TO PROVIDE FOR VIOLENT OFFENDERS; AMENDING SECTION 18-8310, IDAHO CODE, TO PROVIDE FOR VIOLENT OFFENDERS AND TO CLARIFY THAT CERTAIN TREATMENT IS ONLY FOR SEXUAL OFFENDERS; AMENDING SECTION 18-8312, IDAHO CODE, TO PROVIDE FOR VIOLENT OFFENDERS AND TO RENAME THE BOARD; AMENDING SECTION 18-8314, IDAHO CODE, TO PROVIDE FOR VIOLENT OFFENDERS; AMENDING SECTION 18-8316, IDAHO CODE, TO CLARIFY THAT A CERTAIN EVALUATION IS ONLY FOR SEXUAL OFFENDERS, TO PROVIDE A CORRECT CODE REFERENCE AND TO PROVIDE FOR VIOLENT OFFENDERS; AMENDING SECTIONS 18-8323, 18-8324 AND 18-8325,IDAHO CODE, TO PROVIDE FOR VIOLENT OFFENDERS; AMENDING SECTION 18-8327, IDAHO CODE, TO CLARIFY LANGUAGE RELATING TO REGISTRATION OF SEXUAL OFFENDERS; AMENDING SECTION 18-8328, IDAHO CODE, TO CLARIFY LANGUAGE RELATING TO ADULT AND JUVENILE SEXUAL OFFENDERS; AMENDING SECTION 18-8329, IDAHO CODE, TO CLARIFY LANGUAGE RELATING TO REGISTRATION OF SEXUAL OFFENDERS

AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 18-8331, IDAHO CODE, TO CLARIFY THAT CERTAIN PROHIBITIONS ARE ONLY FOR SEXUAL OFFENDERS; AMENDING SECTION 18-8403, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AND AMENDING SECTION 7-805, IDAHO CODE, TO PROVIDE FOR VIOLENT OFFENDERS.

HOUSE BILL NO. 165
BY JUDICIARY, RULES, AND ADMINISTRATION COMMITTEE
AN ACT

RELATING TO CONCEALED WEAPONS; AMENDING SECTION 18-3302, IDAHO CODE, TO REVISE THE FEE FOR ORIGINAL ISSUANCE OF A CONCEALED WEAPONS LICENSE AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 166
BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT

RELATING TO IRRIGATION DISTRICTS; AMENDING SECTION 43-322, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE INCURSION OF DEBT BY A DISTRICT AND TO REVISE THE MAXIMUM TERM OF INDEBTEDNESS; AND AMENDING CHAPTER 3, TITLE 43, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 43-322A, IDAHO CODE, TO PROVIDE FOR RESOLUTIONS FOR THE DEVELOPMENT AND OPERATION OF MITIGATION PLANS AND RECHARGE PROJECTS, TO PROVIDE THAT THE AMOUNT OF OBLIGATION OR CONTRACT INDEBTEDNESS PROPOSED TO BE ISSUED BE SET FORTH, TO PROVIDE THAT THE CONTRACT INDEBTEDNESS IN A PROPOSED RESOLUTION BE SUBMITTED TO A VOTE IF CERTAIN CONDITIONS ARE MET, TO PROVIDE FOR ELECTIONS, TO PROVIDE FOR THE CONTENT OF RESOLUTIONS, TO PROVIDE CRITERIA WHEREBY THE DISTRICT SHALL BE AUTHORIZED TO INCUR INDEBTEDNESS OR OBLIGATIONS OR ENTER INTO CERTAIN CONTRACTS, TO PROVIDE THAT CERTAIN ACTION SHALL BE SUBJECT TO JUDICIAL EXAMINATION, TO PROVIDE THAT SUBMISSION OF THE PROPOSITION OF INCURRING OBLIGATION OR OTHER INDEBTEDNESS AT AN ELECTION SHALL NOT PREVENT SUBMISSION OF THE SAME OR OTHER PROPOSITIONS AT SUBSEQUENT ELECTIONS, TO PROVIDE FOR PETITIONS FOR JUDICIAL EXAMINATION, TO PROVIDE FOR CONTENT OF PETITION, TO PROVIDE THAT OTHER DISTRICTS MAY JOIN IN THE FILING OF PETITIONS, TO PROVIDE FOR JURISDICTION OF THE COURT, TO PROVIDE FOR JUDICIAL EXAMINATION AND DETERMINATION OF SPECIFIED MATTERS, TO PROVIDE FOR NOTICE, TO PROVIDE FOR ANSWERS TO PETITIONS, TO PROVIDE FOR THE AFFECT OF FAILING TO APPEAR, TO PROVIDE FOR ACTION BY THE COURT, TO PROVIDE FOR COSTS, TO PROVIDE FOR REVIEW OF JUDGMENTS AND TO PROVIDE THAT THE COURT SHALL DISREGARD ANY ERROR, IRREGULARITY OR OMISSION WHICH DOES NOT AFFECT THE SUBSTANTIAL RIGHTS OF PARTIES; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 167
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO LABOR; AMENDING SECTION 67-2345, IDAHO CODE, TO REMOVE PROVISIONS RELATING TO LABOR NEGOTIATIONS CONDUCTED IN EXECUTIVE SESSION AND TO PROVIDE THAT CONSIDERATION OF CERTAIN LABOR CONTRACT OFFERS MAY BE HELD IN EXECUTIVE SESSION; AMENDING CHAPTER 23, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2345A, IDAHO CODE, TO ESTABLISH PROVISIONS RELATING TO NEGOTIATIONS IN OPEN SESSION, TO PROVIDE THAT AN EXECUTIVE SESSION MAY BE HELD FOR CERTAIN SPECIFIC PURPOSES, TO PROVIDE THAT CERTAIN DOCUMENTS EXCHANGED BETWEEN PARTIES SHALL BE SUBJECT TO PUBLIC WRITINGS DISCLOSURE LAWS, TO PROVIDE FOR NOTICE AND TO PROVIDE THAT PUBLIC TESTIMONY SHALL BE POSTED AS AN AGENDA ITEM; REPEALING SECTION 33-1273A, IDAHO CODE, RELATING TO NEGOTIATIONS IN OPEN SESSION; AND PROVIDING A SUNSET DATE.

H 149, **H 150**, **H 151**, **H 152**, **H 153**, **H 154**, **H 155**, **H 156**, **H 157**, **H 158**, **H 159**, **H 160**, **H 161**, **H 162**, **H 163**, **H 164**, **H 165**, **H 166**, and **H 167** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1037, **S 1042**, and **S 1043**, by Health and Welfare Committee, were introduced, read the first time by title, and referred to the Health and Welfare Committee.

S 1020 and **S 1031**, by Resources and Environment Committee, were introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1011, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 133 and **H 95**, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

H 110, by Education Committee, was read the second time by title and filed for third reading.

S 1018, by Education Committee, was read the second time by title and filed for third reading.

H 96, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that the bill on the Third Reading Calendar retain its place for one legislative day. There being no objection, it was so ordered.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Thursday, February 19, 2015. Seconded by Mr. Erpelding. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:25 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

THIRTY-NINTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 19, 2015

House of Representatives

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

Roll call showed 69 members present.
Absent – Shepherd. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Julia Staley, Page.

3RD ORDER
Approval of Journal

February 19, 2015

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

WILLS, Chairman

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

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

February 18, 2015

Mr. Speaker:
I transmit herewith SJM 101, S 1045, S 1026, S 1027, and S 1029 which have passed the Senate.

NOVAK, Secretary

SJM 101, S 1045, S 1026, S 1027, and S 1029 were filed for first reading.

February 18, 2015

Mr. Speaker:
I return herewith H 20, H 10, H 11, H 12, and H 37 which have passed the Senate.

NOVAK, Secretary

H 20, H 10, H 11, H 12, and H 37 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

February 19, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HCR 9, HJM 5, HCR 10, H 149, H 150, H 151, H 152, H 153, H 154, H 155, H 156, H 157, H 158, H 159, H 160, H 161, H 162, H 163, H 164, H 165, H 166, and H 167.

WILLS, Chairman

HCR 9 and HCR 10 were filed for second reading.

HJM 5, H 161, and H 166 were referred to the Resources and Conservation Committee.

H 149, H 150, H 151, H 152, and H 153 were referred to the Health and Welfare Committee.

H 154, H 155, and H 167 were referred to the State Affairs Committee.

H 156 was referred to the Local Government Committee.

H 157, H 158, H 159, H 160, H 162, H 163, and H 164 were referred to the Judiciary, Rules, and Administration Committee.

H 165 was ordered held at the Desk.

February 18, 2015

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 72, H 107, H 108, and HCR 5 and recommend that they do pass.

WOOD, Chairman

H 72, H 107, H 108, and HCR 5 were filed for second reading.

February 18, 2015

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 98 and report it back with amendments attached to be placed on General Orders for consideration.

WOOD, Chairman

H 98 was placed on General Orders for consideration.

February 18, 2015

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 131 and S 1028 and recommend that they do pass.

PALMER, Chairman

H 131 and S 1028 were filed for second reading.

February 19, 2015

Mr. Speaker:
We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration H 114 and recommend that it do pass.

ANDRUS, Chairman

H 114 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

SJM 101, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

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

HOUSE BILL NO. 168
BY APPROPRIATIONS COMMITTEE
AN ACT

PROVIDING LEGISLATIVE INTENT TO MAINTAIN BROADBAND SERVICES TO IDAHO PUBLIC SCHOOLS; APPROPRIATING ADDITIONAL MONEYS IN FISCAL YEAR 2015 TO THE SUPERINTENDENT OF PUBLIC INSTRUCTION; PROVIDING LEGISLATIVE INTENT REGARDING THE USE OF FUNDS; AUTHORIZING PROCUREMENT FLEXIBILITY FOR SCHOOL DISTRICTS; REQUIRING REPORTING BY THE SUPERINTENDENT OF PUBLIC INSTRUCTION; REDUCING THE FISCAL YEAR 2015 APPROPRIATION TO THE DEPARTMENT OF ADMINISTRATION PROVIDED IN SECTION 1, CHAPTER 227, LAWS OF 2014; REDUCING THE FISCAL YEAR 2015 APPROPRIATION TO THE DEPARTMENT OF ADMINISTRATION PROVIDED IN SECTION 1, CHAPTER 229, LAWS OF 2014; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 169
BY EDUCATION COMMITTEE
AN ACT

RELATING TO EDUCATION; REPEALING SECTION 33-1275, IDAHO CODE, AS ENACTED BY SECTION 2, CHAPTER 329, LAWS OF 2013, RELATING TO FACT-FINDERS, APPOINTMENT AND HEARINGS; AND AMENDING SECTION 1, CHAPTER 143, LAWS OF 2014, TO REMOVE A SUNSET DATE AND TO REMOVE AN EFFECTIVE DATE.

HOUSE BILL NO. 170
BY EDUCATION COMMITTEE
AN ACT

RELATING TO PAY FOR SUCCESS CONTRACTING; AMENDING CHAPTER 1, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-125B, IDAHO CODE, TO PROVIDE THAT THE STATE DEPARTMENT OF EDUCATION MAY ENTER INTO PAY FOR SUCCESS CONTRACTS, TO PROVIDE CONTRACT REQUIREMENTS, TO PROVIDE FOR AN EXTERNAL EVALUATOR, TO PROVIDE FOR INVESTOR MONEYS, TO PROVIDE FOR A THIRD PARTY ADMINISTRATOR, TO ESTABLISH AN OVERSIGHT COMMITTEE, TO PROVIDE REPORTING REQUIREMENTS AND TO DEFINE TERMS.

H 168, **H 169**, and **H 170** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1045, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Local Government Committee.

S 1026, **S 1027**, and **S 1029**, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

Mr. Hartgen asked unanimous consent that **H 120** be returned to the Commerce and Human Resources Committee. There being no objection, it was so ordered.

H 122, by Education Committee, was read the second time by title and filed for third reading.

H 30, by Judiciary, Rules, and Administration Committee, was read the second time by title and filed for third reading.

H 81, by Business Committee, was read the second time by title and filed for third reading.

H 100 and **HCR 6**, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

H 94, **HCR 7**, and **HCR 8**, by Resources and Conservation Committee, were read the second time by title and filed for third reading.

H 90 and **H 91**, by State Affairs Committee, were read the second time by title and filed for third reading.

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

5TH ORDER
Report of Standing Committees

February 19, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 168**.

WILLS, Chairman

H 168 was ordered held at the Desk.

7TH ORDER
Motions, Memorials, and Resolutions

H 168 - APPROPRIATIONS - SUPERINTENDENT OF PUBLIC INSTRUCTION AND DEPARTMENT OF ADMINISTRATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 168** 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 168** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Shepherd. Total – 1.

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 168** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 168 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – Gannon. Total – 1.
Absent – Shepherd. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 168 passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 109 - INCOME TAX

H 109 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. Erpelding to open debate.

The question being, "Shall H 109 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – Kauffman, Shepherd. Total – 2.
Total – 70.

Whereupon the Speaker declared that H 109 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 133 - INCOME TAX

H 133 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. Trujillo to open debate.

The question being, "Shall H 133 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Kloc, Loertscher, Malek, McDonald, McMillan, Mendive, Nate, Nielsen, Nye, Palmer, Pence, Perry, Raybould, Redman, Rubel, Rudolph, Scott, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 54.
NAYS – Barbieri, Chew, Gestrin, Harris, Jordan, King, Luker, McCrostie, Miller, Monks, Packer, Romrell, Rusche, Smith. Total – 14.
Absent – Moyle, Shepherd. Total – 2.
Total – 70.

Whereupon the Speaker declared that H 133 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 95 - SALES TAX

H 95 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. Chaney to open debate.

The question being, "Shall H 95 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Barbieri, Bateman, Batt, Boyle, Chaney, Cheatham, Collins, Crane, Dayley, Dixon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Kauffman, Loertscher, Luker, Malek, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Raybould, Redman, Rudolph, Scott, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Youngblood, Mr. Speaker. Total – 43.
NAYS – Andrus, Bell, Beyeler, Burtenshaw, Chew, Clow, DeMordaunt, Erpelding, Gannon, Gibbs, Horman, Jordan, Kerby, King, Kloc, McCrostie, McDonald, Miller, Pence, Perry, Romrell, Rubel, Rusche, Smith, Wintrow, Wood. Total – 26.
Absent – Shepherd. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 95 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Friday, February 20, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:11 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FORTIETH LEGISLATIVE DAY
FRIDAY, FEBRUARY 20, 2015

House of Representatives

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

Roll call showed 66 members present.
Absent – Barbieri, Beyeler, Burtenshaw, Shepherd. Total – 4.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Nicholas Wills, Page.

3RD ORDER
Approval of Journal

February 20, 2015

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.

WILLS, Chairman

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

*****

At this time, the Speaker put the House at ease for the House Page program.

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

OFFICE OF THE GOVERNOR
Boise

February 19, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 16, H 27, and H 28

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

February 19, 2015

Mr. Speaker:
I transmit herewith enrolled S 1021 for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled S 1021 and, when so signed, ordered it returned to the Senate.

February 19, 2015

Mr. Speaker:
I return herewith HCR 2 and H 13 which have passed the Senate.

NOVAK, Secretary

HCR 2 and H 13 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

February 20, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 169 and H 170.

WILLS, Chairman

H 169 and H 170 were referred to the Education Committee.

February 20, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 20, H 10, H 11, H 12, and H 37.

WILLS, Chairman

The Speaker announced he was about to sign enrolled H 20, H 10, H 11, H 12, and H 37 and, when so signed, ordered them transmitted to the Senate for the signature of the President.

February 19, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 101, H 102, H 121, H 138, and H 139 and recommend that they do pass.

WILLS, Chairman

H 101, H 102, H 121, H 138, and H 139 were filed for second reading.

February 19, 2015

Mr. Speaker:
We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 92 and recommend that it do pass.

BARBIERI, Chairman

H 92 was filed for second reading.

February 20, 2015

Mr. Speaker:
We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 123, H 124, and H 125 and recommend that they do pass.

RAYBOULD, Chairman

H 123, H 124, and H 125 were filed for second reading.

February 20, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 112, H 113, H 128, and SCR 101 and recommend that they do pass.

LOERTSCHER, Chairman

H 112, H 113, H 128, and SCR 101 were filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 11
BY HEALTH AND WELFARE COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE DOCKET OF THE OFFICE OF THE GOVERNOR RELATING TO THE IDAHO COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that a certain rule docket of the Office of the Governor relating to the Idaho Commission for the Blind and Visually Impaired is not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 15.02.02, Office of the Governor, Rules Governing the Idaho Commission for the Blind and Visually Impaired, adopted as a pending rule under Docket Number 15-0202-1401, the entire rulemaking docket, be, and the same is hereby rejected and declared null, void and of no force and effect.

HOUSE CONCURRENT RESOLUTION NO. 12
BY HEALTH AND WELFARE COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND AUTHORIZING THE LEGISLATIVE COUNCIL TO APPOINT A COMMITTEE TO CONTINUE TO UNDERTAKE AND COMPLETE A STUDY OF ENDOWMENT ASSET ISSUES OF IMPORTANCE TO THE STATE OF IDAHO AND TO MONITOR IMPLEMENTATION OF THE RECOMMENDATIONS OF THE CALLAN REPORT.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, an Endowment Asset Issues Interim Committee was appointed during the Second Regular Session of the Sixty-second Idaho Legislature to study issues related to action by the Idaho Board of Land Commissioners, the Idaho Department of Lands and the Endowment Fund Investment Board affecting the State of Idaho; and

WHEREAS, issues related to endowment assets continue to arise and pose challenges, opportunities and concerns for the future of Idaho and its citizens' quality of life; and

WHEREAS, Callan Associates was retained by the Land Board in May of 2014 to review the findings and recommendations of the Land Board's subcommittee on endowment governance, to identify any governance shortcomings and make recommendations for improvements, to look at policies and procedures and to conduct an asset allocation study that combined land assets with financial assets; and

WHEREAS, on November 14, 2014, representatives of Callan Associates appeared before the Endowment Asset Issues Interim Committee and reported their findings and recommendations as reflected in its report dated November 7, 2014; and

WHEREAS, the interim committee voted to endorse the Callan Report, findings and recommendations; and

WHEREAS, full implementation of the recommendations in the Callan Report will require action by the Land Board, the Endowment Fund Investment Board, the Idaho Department of Lands and the Legislature over an extended period of years; and

WHEREAS, the interim committee also voted unanimously to request that the Legislative Council appoint another Endowment Asset Issues Interim Committee to continue the work of the interim committee and to monitor implementation of the recommendations of the Callan Report.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislative Council is authorized to appoint a two-year interim committee to continue to undertake and complete a study of endowment asset issues of importance to the State of Idaho and to monitor implementation of the recommendations of the Callan Report of November 7, 2014. The committee will consist of ten legislators, with five from the House of Representatives and five from the Senate, with no less than one legislator from each of the House and Senate minority caucuses. The Legislative Council shall authorize the committee to receive input, advice and assistance from interested and affected parties who are not members of the Legislature.

BE IT FURTHER RESOLVED that the Legislative Council is authorized to also appoint ad hoc legislative members to serve on the committee.

BE IT FURTHER RESOLVED that the cochairmen of the committee are authorized to appoint advisors with technical expertise in the governance, management, operation, disposal, preservation and financial performance of endowment assets.

BE IT FURTHER RESOLVED that any advisors to the committee who are not legislative members shall not be reimbursed from legislative funds for per diem, mileage or other expenses and shall not have voting privileges regarding the committee's recommendations and proposed legislation, if any, to the Second Regular Session of the Sixty-third Idaho Legislature.

HCR 11 and HCR 12 were 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. 171
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO INSURANCE; AMENDING CHAPTER 25, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-2517, IDAHO CODE, TO DEFINE TERMS, TO REQUIRE TRANSPORTATION NETWORK COMPANIES AND DRIVERS TO MAINTAIN INSURANCE, TO PROVIDE THAT TRANSPORTATION NETWORK COMPANY INSURANCE SHALL BE IN FORCE AT

CERTAIN TIMES, TO REQUIRE THAT TRANSPORTATION NETWORK COMPANY INSURANCE POLICIES SHALL PROVIDE CERTAIN COVERAGE, TO PROVIDE THAT TRANSPORTATION NETWORK COMPANY INSURANCE MAY PROVIDE ADDITIONAL COVERAGE, TO PROVIDE THAT INSURERS HAVE A DUTY TO DEFEND AND INDEMNIFY, TO PROVIDE THAT TRANSPORTATION NETWORK COMPANY INSURANCE COVERAGE DOES NOT DEPEND ON CLAIM DENIAL BY ANOTHER INSURER, TO CLARIFY THAT A PRIVATE PASSENGER'S INSURANCE COMPANY IS NOT REQUIRED TO PROVIDE COVERAGE IN CERTAIN CIRCUMSTANCES, TO ESTABLISH THE CIRCUMSTANCES UNDER WHICH PERSONAL INSURANCE POLICIES APPLY DURING A TRANSPORTATION NETWORK COMPANY DRIVER'S COMMERCIAL USE PERIOD, TO PROVIDE THAT TRANSPORTATION NETWORK COMPANIES SHALL COOPERATE DURING ACCIDENT OR CLAIMS INVESTIGATIONS, TO PROVIDE THAT THE DEPARTMENT OF INSURANCE SHALL ADOPT A CERTIFICATE OF INSURANCE FORM FOR TRANSPORTATION NETWORK COMPANY INSURANCE, TO REQUIRE DRIVERS FOR TRANSPORTATION NETWORK COMPANIES TO CARRY PROOF OF INSURANCE AND PROVIDE INSURANCE INFORMATION IN THE EVENT OF AN ACCIDENT, TO PROVIDE THAT TRANSPORTATION NETWORK COMPANIES SHALL DISCLOSE CERTAIN INFORMATION IN WRITING TO THEIR DRIVERS AND TO CLARIFY THAT THE AUTHORITY OF POLITICAL SUBDIVISIONS TO REGULATE TRANSPORTATION NETWORK COMPANIES AND DRIVERS IS NOT LIMITED.

HOUSE BILL NO. 172
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO THE IDAHO REIMBURSEMENT INCENTIVE ACT; AMENDING SECTION 67-4738, IDAHO CODE, TO REVISE THE DEFINITION OF "NEW JOBS" AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-4739, IDAHO CODE, TO REVISE APPLICATION REQUIREMENTS; AMENDING SECTION 67-4740, IDAHO CODE, TO REVISE THE AGREEMENT WITH THE APPLICANT AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 67-4741, IDAHO CODE, TO REVISE APPLICANT REPORTING REQUIREMENTS AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 173
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO PROPERTY TAXATION; AMENDING SECTION 63-301A, IDAHO CODE, TO SPECIFY THE USE OF A CERTAIN PERCENT OF THE NEW CONSTRUCTION ROLL AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-811, IDAHO CODE, TO PROVIDE FOR DISTRIBUTION OF CERTAIN MONEYS TO PUBLIC SCHOOLS AND TO PROVIDE POWERS TO COUNTIES; AMENDING SECTION 63-811, IDAHO CODE, AS ADDED BY SECTION 14, CHAPTER 339, LAWS OF 2012, TO PROVIDE FOR DISTRIBUTION OF CERTAIN MONEYS TO PUBLIC SCHOOLS AND TO PROVIDE POWERS TO COUNTIES; AMENDING SECTION 63-812, IDAHO CODE, TO REVISE PROVISIONS RELATING TO ACCOUNTING AND COLLECTION OF PROPERTY TAXES; AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 174
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO THE IDAHO CODE; AMENDING SECTION 73-210, IDAHO CODE, TO PROVIDE THAT THE IDAHO CODE IS IN THE PUBLIC DOMAIN AND TO PROVIDE THAT NO COPYRIGHT MAY BE CLAIMED BY THE STATE OF IDAHO OR ANY OTHER ENTITY; REPEALING SECTION 9-352, IDAHO CODE, RELATING TO THE IDAHO CODE BEING THE PROPERTY OF THE STATE OF IDAHO; AND AMENDING SECTIONS 9-349 AND 65-301, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE.

HOUSE BILL NO. 175
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO PHARMACY; AMENDING CHAPTER 17, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-1769, IDAHO CODE, TO REQUIRE CERTAIN COMMUNICATION ABOUT BIOSIMILAR MEDICATIONS; AND PROVIDING A SUNSET DATE.

HOUSE BILL NO. 176
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO HEALTH INSURANCE; AMENDING CHAPTER 18, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1852, IDAHO CODE, TO AUTHORIZE MEDICATION SYNCHRONIZATION AND DISPENSING FEE STANDARDIZATION AND TO PROVIDE APPLICABILITY.

HOUSE BILL NO. 177
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO MINORS; AMENDING SECTION 18-1523, IDAHO CODE, TO PROHIBIT THE USE OF TANNING DEVICES ON MINORS EXCEPT UNDER CERTAIN CIRCUMSTANCES.

HOUSE BILL NO. 178
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO HEALTH CARE; AMENDING SECTION 39-5905, IDAHO CODE, TO REVISE THE MAXIMUM AMOUNT OF EDUCATIONAL DEBT REPAYMENTS FOR RURAL PHYSICIANS AND TO PROVIDE THAT THE REVIEW BOARD SHALL MAKE A CERTAIN CONSIDERATION BEFORE GRANTING AWARDS.

HOUSE BILL NO. 179
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO HOSPITALS; AMENDING CHAPTER 13, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1346B, IDAHO CODE, TO PROVIDE INVESTMENT LIMITATIONS FOR HOSPITAL DISTRICT TREASURERS; AND AMENDING SECTION 31-3608, IDAHO CODE, TO PROVIDE INVESTMENT LIMITATIONS FOR COUNTY HOSPITAL BOARD TREASURERS.

HOUSE BILL NO. 180
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO HEALTH INSURANCE; PROVIDING LEGISLATIVE INTENT; AMENDING CHAPTER 61, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-6110, IDAHO CODE, TO PROVIDE A MECHANISM TO OBTAIN INSURANCE STATUS INFORMATION; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 181
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO THE NATUROPATHIC MEDICAL PHYSICIANS LICENSING ACT; AMENDING TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 56, TITLE 54, IDAHO CODE, TO ESTABLISH THE NATUROPATHIC MEDICAL PHYSICIANS LICENSING ACT, TO PROVIDE LEGISLATIVE PURPOSE AND INTENT, TO DEFINE TERMS, TO PROVIDE THE SCOPE OF PRACTICE OF NATUROPATHIC PHYSICIANS, TO PROVIDE EXEMPTIONS FOR LICENSURE, TO REQUIRE A NATUROPATHIC PHYSICIAN LICENSE, TO ESTABLISH THE BOARD OF NATUROPATHIC PHYSICIANS, TO ESTABLISH POWERS AND DUTIES OF THE BOARD, TO ESTABLISH QUALIFICATIONS FOR LICENSURE, TO PROVIDE LICENSURE STANDARDS AND ENDORSEMENT STANDARDS, TO PROVIDE FOR LICENSE RENEWAL, TO ESTABLISH FEES, TO ESTABLISH DENIAL OF LICENSE AND DISCIPLINARY PROCEEDINGS, TO PROVIDE DISCLOSURE REQUIREMENTS, TO PROHIBIT CERTAIN ACTS, TO PROVIDE A PREEMPTION OF LOCAL REGULATIONS AND TO PROVIDE SEVERABILITY; AMENDING SECTION 67-2601, IDAHO CODE, TO ESTABLISH THE BOARD OF NATUROPATHIC PHYSICIANS IN THE DEPARTMENT OF SELF-GOVERNING AGENCIES AND TO MAKE A TECHNICAL CORRECTION; PROVIDING REPORTING REQUIREMENTS; PROVIDING AN EFFECTIVE DATE; AND PROVIDING A SUNSET DATE.

H 171, **H 172**, **H 173**, **H 174**, **H 175**, **H 176**, **H 177**, **H 178**, **H 179**, **H 180**, and **H 181** 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

HCR 9, by Health and Welfare Committee, was read the second time by title and filed for third reading.

HCR 10, by Resources and Conservation Committee, was read the second time by title and filed for third reading.

H 72, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

H 107, **H 108**, and **HCR 5**, by Health and Welfare Committee, were read the second time by title and filed for third reading.

H 131, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

S 1028, by Judiciary and Rules Committee, was read the second time by title and filed for third reading.

H 114, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 110 - EDUCATION

H 110 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. Harris to open debate.

The question being, "Shall **H 110** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Boyle, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – None.
Absent – Barbieri, Beyeler, Burtenshaw, Nielsen, Shepherd. Total – 5.
Total – 70.

Whereupon the Speaker declared that **H 110** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that **S 1018** retain its place on the Third Reading Calendar until Monday, February 23, 2015. There being no objection, it was so ordered.

H 96 - DRIVER'S LICENSES AND IDENTIFICATION CARDS

H 96 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. Palmer to open debate.

The question being, "Shall **H 96** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Boyle, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – None.

Absent – Barbieri, Beyeler, Burtenshaw, Nielsen, Shepherd. Total – 5.
Total – 70.

Whereupon the Speaker declared that **H 96** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 122 - SCHOOL DISTRICTS - STRATEGIC PLAN

H 122 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. Kloc to open debate.

The question being, "Shall **H 122** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Boyle, Chew, Clow, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, Miller, Nye, Pence, Perry, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 41.
NAYS – Batt, Chaney, Cheatham, Collins, Crane, Dayley, Dixon, Harris, Loertscher, Luker, McMillan, Mendive, Monks, Moyle, Nate, Packer, Palmer, Raybould, Redman, Scott, Sims, Troy, Trujillo, Vander Woude. Total – 24.
Absent – Barbieri, Beyeler, Burtenshaw, Nielsen, Shepherd. Total – 5.
Total – 70.

Whereupon the Speaker declared that **H 122** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 30 - PROFESSIONS, VOCATIONS, AND BUSINESSES

H 30 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. Dixon to open debate.

The question being, "Shall **H 30** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Boyle, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – None.
Absent – Barbieri, Beyeler, Burtenshaw, Nielsen, Shepherd. Total – 5.
Total – 70.

Whereupon the Speaker declared that **H 30** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, February 23, 2015. There being no objection, it was so ordered.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Monday, February 23, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:04 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FORTY-THIRD LEGISLATIVE DAY
MONDAY, FEBRUARY 23, 2015

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 Marilyn Clements, Page.

3RD ORDER
Approval of Journal

February 23, 2015

Mr. Speaker:

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

WILLS, Chairman

Mr. Wills 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

February 23, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 21, H 22, and H 77

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

February 20, 2015

Mr. Speaker:

I transmit herewith S 1079 and S 1081 which have passed the Senate.

NOVAK, Secretary

S 1079 and S 1081 were filed for first reading.

5TH ORDER
Report of Standing Committees

February 23, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HCR 11, HCR 12, H 171, H 172, H 173, H 174, H 175, H 176, H 177, H 178, H 179, H 180, and H 181.

WILLS, Chairman

HCR 11 was filed for second reading.

HCR 12 was referred to the Resources and Conservation Committee.

H 171 was referred to the State Affairs Committee.

H 172 and H 173 were referred to the Revenue and Taxation Committee.

H 174 was referred to the Judiciary, Rules, and Administration Committee.

H 175, H 176, H 177, H 178, H 179, H 180, and H 181 were referred to the Health and Welfare Committee.

February 23, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HCR 2 and H 13.

WILLS, Chairman

The Speaker announced he was about to sign enrolled HCR 2 and H 13 and, when so signed, ordered them transmitted to the Senate for the signature of the President.

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

S 1079 and S 1081, by Commerce and Human Resources Committee, were introduced, read the first time by title, and referred to the Commerce and Human Resources Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 101, H 102, H 121, H 138, and H 139, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

H 92, by Business Committee, was read the second time by title and filed for third reading.

H 123, H 124, and H 125, by Resources and Conservation Committee, were read the second time by title and filed for third reading.

H 112 and H 113, by State Affairs Committee, were read the second time by title and filed for third reading.

H 128, by Local Government Committee, was read the second time by title and filed for third reading.

SCR 101, by Agricultural Affairs Committee, was 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

Mr. Moyle moved that the following persons be approved as attaches to serve the House of Representatives for and during the First Regular Session of the Sixty-third Idaho Legislature. Seconded by Mr. Rusche.

Pages:

Marilyn Clements	Olivia DeMordaunt
Erin Feeley	Quentin Frederick
Nathan Johnston	Preston Moyle
Janel Prigge	Samantha Ruggles
Alexa Snooks	

Whereupon the Speaker declared the motion carried by voice vote and administered the oath of office to the above named attaches.

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

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

February 23, 2015

Mr. Speaker:
I return herewith H 168 which has passed the Senate.
NOVAK, Secretary

H 168 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

February 23, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 168.
WILLS, Chairman

The Speaker announced he was about to sign enrolled H 168 and, when so signed, ordered it transmitted to the Senate for the signature of the President.

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

11TH ORDER
Third Reading of Bills and Joint Resolutions

S 1018 - EDUCATION

S 1018 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Boyle to open debate.

The question being, "Shall S 1018 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – Luker. Total – 1.
Absent – Moyle. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1018 passed the House. Title was approved and the bill ordered returned to the Senate.

H 81 - GEOLOGISTS

H 81 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Troy to open debate.

The question being, "Shall H 81 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – McMillan. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 81 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that H 100, H 90, and H 91 be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

HCR 6 - PERSI - RULE REJECTION

HCR 6 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HCR 6 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc,

Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared **HCR 6** adopted and ordered the resolution transmitted to the Senate.

H 94 - TRESPASS

H 94 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. Nate to open debate.

The question being, "Shall **H 94** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 60.

NAYS – Chew, DeMordaunt, Gannon, Jordan, King, Kloc, Luker, McCrostie, Rubel, Wintrow. Total – 10.

Total – 70.

Whereupon the Speaker declared that **H 94** passed the House. Title was approved and the bill ordered transmitted to the Senate.

HCR 7 - OUTDOOR RETAILER SHOW

HCR 7 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall **HCR 7** be adopted?"

Whereupon the Speaker declared **HCR 7** adopted by voice vote and ordered the resolution transmitted to the Senate.

Mr. Moyle 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 returned to the Fourth Order of Business.

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

February 23, 2015

Mr. Speaker:

I return herewith enrolled **H 168** which has been signed by the President.

NOVAK, Secretary

Enrolled **H 168** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Tuesday, February 24, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:22 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FORTY-FOURTH LEGISLATIVE DAY
TUESDAY, FEBRUARY 24, 2015

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 67 members present.
Absent – Gibbs, Jordan, Kauffman. Total – 3.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Olivia DeMordaunt, Page.

3RD ORDER
Approval of Journal

February 24, 2015

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

WILLS, Chairman

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

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

February 23, 2015

Mr. Speaker:
I return herewith enrolled H 20, H 10, H 11, H 12, and H 37 which have been signed by the President.

NOVAK, Secretary

Enrolled H 20, H 10, H 11, H 12, and H 37 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 23, 2015

Mr. Speaker:
I transmit herewith S 1044 which has passed the Senate.

NOVAK, Secretary

S 1044 was filed for first reading.

5TH ORDER
Report of Standing Committees

February 24, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 168 to the Governor at 1:10 p.m., as of this date, February 23, 2015.

WILLS, Chairman

February 23, 2015

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 170 and recommend that it do pass.

DEMORDAUNT, Chairman

H 170 was filed for second reading.

February 23, 2015

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 154 and recommend that it do pass.

LOERTSCHER, Chairman

H 154 was filed for second reading.

February 23, 2015

Mr. Speaker:
We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration H 120 and report it back with amendments attached to be placed on General Orders for consideration.

HARTGEN, Chairman

H 120 was placed on General Orders for consideration.

February 23, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 104, H 136, H 157, H 160, and H 163 and recommend that they do pass.

WILLS, Chairman

H 104, H 136, H 157, H 160, and H 163 were filed for second reading.

February 23, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 137 and report it back with amendments attached to be placed on General Orders for consideration.

WILLS, Chairman

H 137 was placed on General Orders for consideration.

February 23, 2015

Mr. Speaker:
We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 116 and H 117 and recommend that they do pass.

BARBIERI, Chairman

H 116 and H 117 were filed for second reading.

February 23, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, return misdirected H 171 to the Desk.

LOERTSCHER, Chairman

H 171 was referred to Business Committee.

February 23, 2015

Mr. Speaker:

We, your COMMITTEE ON ENVIRONMENT, ENERGY, AND TECHNOLOGY, report that we have had under consideration H 58 and recommend that it do pass.

THOMPSON, Chairman

H 58 was filed for second reading.

February 23, 2015

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration S 1020 and S 1031 and recommend that they do pass.

RAYBOULD, Chairman

S 1020 and S 1031 were filed for second reading.

February 24, 2015

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, return misdirected H 145 to the Desk.

PALMER, Chairman

H 145 was referred to Revenue and Taxation Committee.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 13
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE IDAHO STATE POLICE RELATING TO RULES OF THE IDAHO PEACE OFFICER STANDARDS AND TRAINING COUNCIL.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that a certain rule of the Idaho State Police relating to Rules of the Idaho Peace Officer Standards and Training Council is not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 11.11.01, Idaho State Police, Rules of the Idaho Peace Officer Standards and Training Council, Section 052., Subsection 02., only, adopted as a pending rule under Docket Number 11-1101-1403, be, and the same is hereby rejected and declared null, void and of no force and effect.

HCR 13 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. 182
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO INSURANCE; AMENDING SECTION 41-4305, IDAHO CODE, TO EXCLUDE CONSUMER OPERATED AND ORIENTED HEALTH PLANS FROM GUARANTY ASSOCIATION COVERAGE.

H 182 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1044, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Local Government Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

HCR 11, by Health and Welfare Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

HCR 8 - NATURAL RESOURCE ISSUES - STUDY

HCR 8 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HCR 8 be adopted?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – Barbieri, Gibbs, Jordan, Kauffman. Total – 4.

Total – 70.

Whereupon the Speaker declared HCR 8 adopted and ordered the resolution transmitted to the Senate.

HCR 9 - SOCIAL WORK RECOGNITION MONTH

HCR 9 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HCR 9 be adopted?"

Whereupon the Speaker declared HCR 9 adopted by voice vote and ordered the resolution transmitted to the Senate.

HCR 10 - WATER RESOURCES

HCR 10 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HCR 10 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Gibbs, Jordan, Kauffman. Total – 3.
Total – 70.

Whereupon the Speaker declared HCR 10 adopted and ordered the resolution transmitted to the Senate.

H 72 - VETERINARIANS AND VETERINARY TECHNICIANS

H 72 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. Beyeler to open debate.

The question being, "Shall H 72 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – Moyle. Total – 1.
Absent – Bateman, Gibbs, Jordan, Kauffman. Total – 4.
Total – 70.

Whereupon the Speaker declared that H 72 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 107 - IMMUNIZATION ASSESSMENT BOARD

H 107 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. Rusche to open debate.

The question being, "Shall H 107 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 58.
NAYS – Barbieri, Dixon, McMillan, Moyle, Nate, Scott, Shepherd, Sims. Total – 8.
Absent – Bateman, Gibbs, Jordan, Kauffman. Total – 4.
Total – 70.

Whereupon the Speaker declared that H 107 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 108 - PHARMACY

H 108 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. Perry to open debate.

The question being, "Shall H 108 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Gibbs, Jordan, Kauffman. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 108 passed the House. Title was approved and the bill ordered transmitted to the Senate.

HCR 5 - DIABETES

HCR 5 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Trujillo to open debate.

The question being, "Shall HCR 5 be adopted?"

Whereupon the Speaker declared HCR 5 adopted by voice vote and ordered the resolution transmitted to the Senate.

H 131 - MOTOR VEHICLES

H 131 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. Packer to open debate.

Pursuant to Rule 38(3), Ms. Sims disclosed a conflict of interest regarding H 131.

The question being, "Shall H 131 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, DeMordaunt, Dixon, Gannon, Gestrin, Harris, Hixon, Holtzclaw, Horman, Kerby, King, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 54.
NAYS – Clow, Dayley, Erpelding, Hartgen, Kloc, Nielsen, Nye, Perry, Rusche, Sims, Smith, Thompson. Total – 12.
Absent – Gibbs, Jordan, Kauffman, Vander Woude. Total – 4.
Total – 70.

Whereupon the Speaker declared that H 131 passed the House. Title was approved and the bill ordered transmitted to the Senate.

S 1028 - SPEED LIMITS

S 1028 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. McDonald to open debate.

The question being, "Shall S 1028 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – None.
Absent – Gibbs, Jordan, Kauffman, Vander Woude. Total – 4.
Total – 70.

Whereupon the Speaker declared that S 1028 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that H 114, H 100, H 90, and H 91 be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

H 101 - CRIMINAL PROCEDURE

H 101 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. Luker to open debate.

The question being, "Shall H 101 pass?"

Roll call resulted as follows:
AYES – Anderst, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.
NAYS – Anderson, Andrus, Nielsen. Total – 3.
Absent – Gibbs, Jordan, Kauffman, Vander Woude. Total – 4.
Total – 70.

Whereupon the Speaker declared that H 101 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 102 - CURFEWS

H 102 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. Luker to open debate.

The question being, "Shall H 102 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Mr. Speaker. Total – 65.
NAYS – None.
Absent – Gibbs, Jordan, Kauffman, Vander Woude, Youngblood. Total – 5.
Total – 70.

Whereupon the Speaker declared that H 102 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 121 - CRIMINAL PROCEDURE

H 121 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. Luker to open debate.

The question being, "Shall H 121 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd,

Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood. Total – 63.

NAYS – Moyle, Mr. Speaker. Total – 2.

Absent – Gibbs, Jordan, Kauffman, Vander Woude, Youngblood. Total – 5.

Total – 70.

Whereupon the Speaker declared that H 121 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 138 - COUNTY JAILS

H 138 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. McCrostie to open debate.

The question being, "Shall H 138 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Mr. Speaker. Total – 65.

NAYS – None.

Absent – Gibbs, Jordan, Kauffman, Vander Woude, Youngblood. Total – 5.

Total – 70.

Whereupon the Speaker declared that H 138 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 139 - CRIMINAL PROCEDURE

H 139 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. Cheatham to open debate.

The question being, "Shall H 139 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Mr. Speaker. Total – 65.

NAYS – None.

Absent – Gibbs, Jordan, Kauffman, Vander Woude, Youngblood. Total – 5.

Total – 70.

Whereupon the Speaker declared that H 139 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 92 - VOIDABLE TRANSACTIONS

H 92 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. Clow to open debate.

Mr. Barbieri asked unanimous consent that H 92 be returned to the Business Committee. There being no objection, it was so ordered.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Wednesday, February 25, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:11 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FORTY-FIFTH LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 25, 2015

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 68 members present.
Absent – Bateman, McDonald. Total – 2.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Erin Feeley, Page.

3RD ORDER
Approval of Journal

February 25, 2015

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

WILLS, Chairman

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

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

February 24, 2015

Mr. Speaker:
I return herewith enrolled **HCR 2** and **H 13** which have been signed by the President.

NOVAK, Secretary

Enrolled **HCR 2** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

Enrolled **H 13** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 24, 2015

Mr. Speaker:
I transmit herewith **S 1082**, **S 1050**, **S 1014**, **S 1051**, **S 1052**, **S 1015**, as amended, **S 1073**, **S 1084**, **S 1006**, **S 1007**, **S 1008**, and **S 1009** which have passed the Senate.

NOVAK, Secretary

S 1082, **S 1050**, **S 1014**, **S 1051**, **S 1052**, **S 1015**, as amended, **S 1073**, **S 1084**, **S 1006**, **S 1007**, **S 1008**, and **S 1009** were filed for first reading.

5TH ORDER
Report of Standing Committees

February 25, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HCR 13** and **H 182**.

WILLS, Chairman

HCR 13 was referred to the State Affairs Committee.

H 182 was referred to the Business Committee.

February 25, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 20**, **H 10**, **H 11**, **H 12**, and **H 37** to the Governor at 10:45 a.m., as of this date, February 24, 2015.

WILLS, Chairman

February 24, 2015

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **H 67** and recommend that it do pass.

LOERTSCHER, Chairman

H 67 was filed for second reading.

February 24, 2015

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 172** and recommend that it do pass.

COLLINS, Chairman

H 172 was filed for second reading.

February 24, 2015

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration **S 1036**, **S 1037**, **S 1042**, **S 1043**, and **SCR 104** and recommend that they do pass.

WOOD, Chairman

S 1036, **S 1037**, **S 1042**, **S 1043**, and **SCR 104** were filed for second reading.

February 24, 2015

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 126** and **H 169** and recommend that they do pass.

DEMORDAUNT, Chairman

H 126 and **H 169** were filed for second reading.

February 24, 2015

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration **H 132** and **H 147** and recommend that they do pass.

PALMER, Chairman

H 132 and **H 147** were filed for second reading.

February 24, 2015

Mr. Speaker:

We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration H 142 and recommend that it do pass.

LUKER, Chairman

H 142 was filed for second reading.

February 24, 2015

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration H 73 and recommend that it do pass.

ANDRUS, Chairman

H 73 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

House of Representatives
State of Idaho

February 19, 2015

Representative Ken Andrus, Chairman
Agricultural Affairs Committee

Dear Chairman Andrus:

Pursuant to House Rule 24, I am designating the Agricultural Affairs Committee as a privileged committee on Tuesday, February 24, 2015, for the purpose of hearing RS 23663, RS 23679 (HJM 6), and RS 23689.

Sincerely,
/s/ Scott Bedke
Speaker of the House

HOUSE JOINT MEMORIAL NO. 6
BY AGRICULTURAL AFFAIRS COMMITTEE

A JOINT MEMORIAL

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED, AND TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the First Regular Session of the Sixty-third Idaho Legislature, do hereby respectfully represent that:

WHEREAS, for purposes of this House Joint Memorial, the term "genetically engineered" (GE) is used; although the terms biogenetic organism (BIO), genetically modified organism (GMO) and genetically engineered (GE) are often used interchangeably; and

WHEREAS, foods produced with GE ingredients are as safe to eat and grow as foods produced without GE ingredients as found by many of the most influential regulatory agencies and organizations in the world that study the safety of food products, including the U.S. Food and Drug Administration, the American Medical Association, the World Health Organization, Health Canada, the U.S. Department of Agriculture, the National Academy of Sciences, United Nations Food and Agriculture Organization and the European Food Safety Authority; and

WHEREAS, GE technology adds desirable traits from nature, establishing the potential for nutritional, health, agronomic and environmental benefits; and

WHEREAS, genetic modification of crops has existed since man began cultivating crops for food and GE technology has been safely used to produce food products for the past 25 years; and

WHEREAS, roughly 70% to 80% of the foods consumed in the United States, both at home and away from home, contain GE ingredients or are genetically engineered as a whole product; and

WHEREAS, GE crops are produced on a sustainable basis, using less water, providing more yield per acre, reducing carbon footprints and adapting rapidly to disease pressures for long-term sustainable production of an adequate, wholesome and economical food supply; and

WHEREAS, a patchwork of local and state mandatory labeling laws and regulations will force costly changes to manufacturing, labeling, warehousing, inventory and distribution channels. Manufacturers and retailers will have to make immediate and consequential changes to their businesses to comply with new labeling requirements. Testing to determine if products are exempt, relabeling or reformulating products with specially handled, higher-priced ingredients, and having separate production runs, state-specific tracking units (SKUs), segregated warehousing, trucking and other logistical complexities would all result in higher food prices; and

WHEREAS, a national solution is needed that will protect consumers by eliminating confusion and advancing food safety and that will allow for the free trade of commerce among the states; and

WHEREAS, a national solution will eliminate the confusion and uncertainty of a 50-state patchwork of GE safety and labeling laws and affirm the Food and Drug Administration (FDA) as the nation's authority for the use and labeling of genetically modified food ingredients; and

WHEREAS, a national solution will require the FDA to conduct a safety review of all new GE traits before they are introduced into commerce. The FDA will be empowered to mandate the labeling of GE food ingredients if the agency determines there is a health, safety or nutrition issue with GE technology; and

WHEREAS, a national solution will inform consumers by the FDA establishing federal standards for companies that want to voluntarily label their product for the absence or presence of GE food ingredients so that consumers clearly understand their choices in the marketplace; and

WHEREAS, a national solution will provide consistency in that the FDA will define the term "natural" for its use on food and beverage products so that food and beverage companies and consumers have a consistent legal framework that will guide food labels and inform consumer choice.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Congress of the United States enact bipartisan legislation that reaffirms the FDA as the primary authority in uniform food labeling related to genetic engineering, based on scientific standards regarding health, safety and nutrition.

BE IT FURTHER RESOLVED that existing FDA labeling rules and guidance, as well as the U.S. Department of Agriculture's National Organic Program, provide sufficient standards to address consumer interest in food production practices through the use of truthful and non-misleading voluntary labeling.

BE IT FURTHER RESOLVED that the Commissioner of the FDA adopt policies, regulations and rules setting standards to address consumer interest in food production practices through voluntary labeling.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the President of the Senate and the Speaker of the House of Representatives of Congress, the congressional delegation representing the State of Idaho in the Congress of the United States and to the Commissioner of the FDA.

HJM 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. 183
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO INFORMATION CENTERS ALONG STATE AND INTERSTATE HIGHWAYS; AMENDING SECTION 40-507, IDAHO CODE, TO ALLOW FOR POSTERS AND SIGNS FOR VICTIMS OF HUMAN TRAFFICKING, TO PROVIDE FOR CONTENTS OF THE POSTERS AND SIGNS AND TO DEFINE TERMS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 184
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO BEER; AMENDING SECTION 23-1001, IDAHO CODE, TO REVISE A DEFINITION; AND AMENDING SECTION 23-1003, IDAHO CODE, TO CLARIFY PROVISIONS RELATING TO SMALL BREWER SELF-DISTRIBUTION AND TO PROVIDE CORRECT TERMINOLOGY.

HOUSE BILL NO. 185
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO ELECTRICAL CORPORATIONS; AMENDING SECTION 61-119, IDAHO CODE, TO REVISE AN EXCEPTION TO A DEFINED TERM, TO PROVIDE FOR AN EXCEPTION TO A DEFINED TERM WHERE ELECTRICITY IS PURCHASED TO CHARGE BATTERIES OF ELECTRIC MOTOR VEHICLES AS PROVIDED BY ORDER OR RULE OF THE COMMISSION.

HOUSE BILL NO. 186
BY REVENUE AND TAXATION COMMITTEE

AN ACT

RELATING TO SALES TAXATION; AMENDING SECTION 63-3622D, IDAHO CODE, TO PROVIDE THAT THE COSTS OF ACQUIRING, FEEDING, CARING FOR AND MAINTAINING WILDLIFE OR FISH THAT ARE MADE AVAILABLE FOR HUNTING OR FISHING ARE ELIGIBLE FOR THE PRODUCTION EXEMPTION WHEN THE HUNTING OR FISHING ACTIVITY IS TAXABLE AND TO MAKE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 187
BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO FOOD SAFETY; AMENDING SECTION 39-1602, IDAHO CODE, TO DEFINE TERMS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-1603, IDAHO CODE, TO GRANT RULEMAKING AUTHORITY TO THE BOARD OF HEALTH AND WELFARE; AMENDING SECTION 39-1604, IDAHO CODE, TO PROVIDE THAT HOME KITCHEN OPERATIONS ARE EXEMPT FROM LICENSING REQUIREMENTS BUT SHALL REGISTER AND BE SUBJECT TO CERTAIN RULES AND TO MAKE A TECHNICAL CORRECTION; AMENDING CHAPTER 16, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1608, IDAHO CODE, TO PROVIDE THAT HOME KITCHEN OPERATIONS MAY SELL COTTAGE FOODS AT CERTAIN VENUES, TO PROVIDE THAT FURTHER SALE OR DISTRIBUTION OF COTTAGE FOODS AFTER AN INITIAL SALE IS PROHIBITED, TO PROVIDE THAT HOME KITCHEN OPERATIONS MAY SELL COTTAGE FOODS TO IDAHO RESIDENTS ONLINE OR BY MAIL, TO PROVIDE THAT COTTAGE FOODS SHALL BE SOLD WITH LABELS THAT INCLUDE CERTAIN INFORMATION, TO PROVIDE THAT HOME KITCHEN OPERATIONS SHALL NOT HAVE GROSS SALES EXCEEDING A CERTAIN AMOUNT AND TO PROVIDE THAT VIOLATIONS OF CERTAIN REQUIREMENTS SHALL BE SUBJECT TO ENFORCEMENT PROCEEDINGS; AND AMENDING CHAPTER 16, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-1609, IDAHO CODE, TO PROVIDE THAT OWNERS OF HOME KITCHEN OPERATIONS SHALL REGISTER WITH THE REGULATORY AUTHORITY AND HOLD A CERTAIN PERMIT AND TO PROVIDE THAT THE REGULATORY AUTHORITY MAY INVESTIGATE A HOME KITCHEN OPERATION UNDER A CERTAIN CIRCUMSTANCE.

HOUSE BILL NO. 188
BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO PHARMACIES; AMENDING TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 62, TITLE 41, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO STATE THE PURPOSE AND INTENT, TO DEFINE TERMS, TO PROVIDE APPLICABILITY AND SCOPE, TO PROVIDE PROCEDURES FOR CONDUCTING AND REPORTING AN AUDIT, TO PROVIDE FOR AN APPEAL PROCESS AND TO PROHIBIT THE PRACTICE OF EXTRAPOLATION; AMENDING TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 63, TITLE 41, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO DEFINE TERMS, TO PROVIDE APPLICABILITY, TO PROVIDE REQUIRED PRACTICES FOR PHARMACY BENEFIT MANAGERS, TO PROVIDE FOR REGISTRATION OF PHARMACY BENEFIT MANAGERS, TO PROVIDE THAT WAIVERS BY COVERED ENTITIES ARE AGAINST PUBLIC POLICY, TO PROVIDE FOR ENFORCEMENT AND TO PROVIDE FOR RULEMAKING AUTHORITY; AMENDING CHAPTER 18, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1852, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE REQUIREMENTS FOR A PHARMACY BENEFIT MANAGER, TO PROVIDE FOR APPEALS, TO PROVIDE THE REQUIREMENTS FOR AN APPEAL, TO PROVIDE FOR ADJUSTMENTS IF AN APPEAL IS UPHELD AND TO PROVIDE AN EXCEPTION; AND PROVIDING SEVERABILITY.

HOUSE BILL NO. 189
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO TELEHEALTH SERVICES; AMENDING TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 56, TITLE 54, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE LEGISLATIVE FINDINGS, TO DEFINE TERMS, TO DEFINE THE SCOPE OF PRACTICE FOR TELEHEALTH SERVICES, TO PROVIDE THAT A PATIENT-PROVIDER RELATIONSHIP SHALL BE ESTABLISHED UNDER CERTAIN CIRCUMSTANCES, TO CLARIFY REQUIREMENTS FOR PATIENT EVALUATION AND TREATMENT, TO PROVIDE REQUIREMENTS RELATING TO PRESCRIPTION DRUG ORDERS, TO PROVIDE THAT PATIENTS USING TELEHEALTH SERVICES MUST GIVE INFORMED CONSENT, TO PROVIDE THAT CONTINUING CARE SHALL BE MADE AVAILABLE TO PATIENTS, TO REQUIRE THAT PROVIDERS OF TELEHEALTH SERVICES SHALL HAVE ACCESS TO CERTAIN MEDICAL RESOURCES, TO REQUIRE THAT PROVIDERS KEEP CERTAIN RECORDS AND MAKE THEM AVAILABLE TO CERTAIN PERSONS, TO PROVIDE THAT CERTAIN BOARDS MAY SUBJECT PROVIDERS OF TELEHEALTH SERVICES TO PROFESSIONAL DISCIPLINE AND TO GRANT RULEMAKING AUTHORITY TO CERTAIN BOARDS.

HOUSE BILL NO. 190
BY EDUCATION COMMITTEE
AN ACT

RELATING TO THE STATE BOARD OF EDUCATION; AMENDING SECTION 33-130, IDAHO CODE, TO REVISE PROVISIONS RELATING TO A FEE FOR UNDERGOING A CRIMINAL HISTORY CHECK AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 191
BY EDUCATION COMMITTEE
AN ACT

RELATING TO HARASSMENT, INTIMIDATION AND BULLYING; AMENDING SECTION 18-917A, IDAHO CODE, TO PROVIDE APPLICATION TO AN ADDITIONAL GROUP OF INDIVIDUALS, TO REVISE PENALTY PROVISIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING CHAPTER 16, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1630, IDAHO CODE, TO PROVIDE REQUIREMENTS FOR HARASSMENT, INTIMIDATION AND BULLYING INFORMATION AND PROFESSIONAL DEVELOPMENT.

H 183, **H 184**, **H 185**, **H 186**, **H 187**, **H 188**, **H 189**, **H 190**, and **H 191** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1082, **S 1015**, as amended, and **S 1084**, by Transportation Committee, were introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1050, by Education Committee, was introduced, read the first time by title, and held at the Desk.

S 1014, **S 1051**, and **S 1052**, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1073, by Agricultural Affairs Committee, was introduced, read the first time by title, and referred to the Agricultural Affairs Committee.

S 1006, **S 1007**, **S 1008**, and **S 1009**, by Commerce and Human Resources Committee, were introduced, read the first time by title, and referred to the Business Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 170, by Education Committee, was read the second time by title and filed for third reading.

H 154, by State Affairs Committee, was read the second time by title and filed for third reading.

H 104, **H 136**, **H 157**, **H 160**, and **H 163**, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

H 116 and **H 117**, by Business Committee, were read the second time by title and filed for third reading.

H 58, by Environment, Energy, and Technology Committee, was read the second time by title and filed for third reading.

S 1020 and **S 1031**, by Resources and Environment Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 123 - OIL AND GAS CONSERVATION COMMISSION

H 123 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. Erpelding to open debate.

The question being, "Shall **H 123** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – None.

Absent – Bateman, Batt, McDonald. Total – 3.

Total – 70.

Whereupon the Speaker declared that **H 123** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 124 - OIL AND GAS WELLS

H 124 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Boyle to open debate.

The question being, "Shall H 124 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.
NAYS – Chew, Jordan, King, Rubel. Total – 4.
Absent – Bateman, Batt, McDonald. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 124 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 125 - OIL AND GAS

H 125 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Boyle to open debate.

The question being, "Shall H 125 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Bateman, Batt, McDonald. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 125 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 112 - ELECTION CAMPAIGN CONTRIBUTIONS AND EXPENDITURES

H 112 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. Chaney to open debate.

The question being, "Shall H 112 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Bateman, Batt, McDonald. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 112 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 113 - PARENT AND CHILD

H 113 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. Trujillo to open debate.

Pursuant to Rule 38(3), Mr. Loertscher disclosed a conflict of interest regarding H 113.

The question being, "Shall H 113 pass?"

Roll call resulted as follows:
AYES – Anderson, Andrus, Barbieri, Batt, Boyle, Chaney, Cheatham, Collins, Crane, Dayley, Dixon, Gestrin, Harris, Hixon, Holtzclaw, Kerby, Loertscher, Luker, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Palmer, Perry, Raybould, Redman, Scott, Shepherd, Sims, Thompson, Trujillo, Vander Woude, Youngblood, Mr. Speaker. Total – 37.
NAYS – Anderst, Bell, Beyeler, Burtenshaw, Chew, Clow, DeMordaunt, Erpelding, Gannon, Gibbs, Hartgen, Horman, Jordan, Kauffman, King, Kloc, Malek, McCrostie, Nye, Packer, Pence, Romrell, Rubel, Rudolph, Rusche, Smith, Troy, VanOrden, Wills, Wintrow, Wood. Total – 31.
Absent – Bateman, McDonald. Total – 2.
Paired Votes:
AYE – Batt NAY – Nye
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that H 113 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Thursday, February 26, 2015. Seconded by Mr. Rusche. Motion carried.

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

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FORTY-SIXTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 26, 2015

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 68 members present.
Absent – Hixon, Shepherd. Total – 2.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Quentin Frederick, Page.

3RD ORDER
Approval of Journal

February 26, 2015

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.

WILLS, Chairman

Mr. Wills 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

February 25, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 168

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

February 25, 2015

Mr. Speaker:
I transmit herewith enrolled **S 1018** for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled **S 1018** and, when so signed, ordered it returned to the Senate.

February 25, 2015

Mr. Speaker:
I return herewith **H 34**, **H 36**, **H 44**, **H 42**, **H 4**, **H 5**, **H 6**, **H 7**, **H 8**, **H 9**, **H 23**, **H 24**, **H 25**, and **H 52** which have passed the Senate.

NOVAK, Secretary

H 34, **H 36**, **H 44**, **H 42**, **H 4**, **H 5**, **H 6**, **H 7**, **H 8**, **H 9**, **H 23**, **H 24**, **H 25**, and **H 52** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

February 25, 2015

Mr. Speaker:
I transmit herewith **S 1010**, **S 1023**, **S 1034**, and **S 1061**, as amended, which have passed the Senate.

NOVAK, Secretary

S 1010, **S 1023**, **S 1034**, and **S 1061**, as amended, were filed for first reading.

5TH ORDER
Report of Standing Committees

February 26, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HJM 6**, **H 183**, **H 184**, **H 185**, **H 186**, **H 187**, **H 188**, **H 189**, **H 190**, and **H 191**.

WILLS, Chairman

HJM 6 and **H 189** were filed for second reading.

H 183 was referred to the Transportation and Defense Committee.

H 184 and **H 185** were referred to the State Affairs Committee.

H 186 was referred to the Revenue and Taxation Committee.

H 187 and **H 188** were referred to the Health and Welfare Committee.

H 190 and **H 191** were referred to the Education Committee.

S 1050, held at the Desk February 25, 2015, was referred to the Education Committee.

February 26, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HCR 2** to the Secretary of State at 10:40 a.m., as of this date, February 25, 2015.

WILLS, Chairman

February 26, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 13 to the Governor at 10:45 a.m., as of this date, February 25, 2015.

WILLS, Chairman

February 25, 2015

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 152 and H 177 and recommend that they do pass.

WOOD, Chairman

H 152 and H 177 were filed for second reading.

February 25, 2015

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration S 1079 and S 1081 and recommend that they do pass.

HARTGEN, Chairman

S 1079 and S 1081 were filed for second reading.

February 25, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration H 158, H 159, H 162, and SCR 103 and recommend that they do pass.

WILLS, Chairman

H 158, H 159, H 162, and SCR 103 were filed for second reading.

February 25, 2015

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 161, H 166, and HJM 5 and recommend that they do pass.

RAYBOULD, Chairman

H 161, H 166, and HJM 5 were filed for second reading.

February 26, 2015

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 99 and H 119 and recommend that they do pass.

BARBIERI, Chairman

H 99 and H 119 were filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 14
BY AGRICULTURAL AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND RECOGNIZING AND HONORING THE IDAHO FARM BUREAU FEDERATION FOR ITS SEVENTY-FIVE YEARS OF REPRESENTING IDAHO AGRICULTURE AND ESTABLISHING IDAHO'S LARGEST VOLUNTARY, MEMBERSHIP-BASED FARM ADVOCACY ORGANIZATION TO WORK FOR THE WELL-BEING OF IDAHO FARM AND RANCH FAMILIES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Idaho Farm Bureau Federation was organized 75 years ago on September 15, 1939, in Murtaugh, Idaho, by 13 farmers and ranchers who saw a need for active representation promoting Idaho's agricultural industry; and

WHEREAS, Idaho Farm Bureau Federation's dedicated members continue to direct the organization's grassroots policy development process to improve the financial well-being and quality of life for farmers, ranchers and all Idahoans who depend upon agricultural products; and

WHEREAS, the organization provides and supports educational programs enabling Idaho farmers and ranchers to educate students and the general public about the importance of agriculture to the citizens of Idaho; and

WHEREAS, the organization now provides insurance, financial and commodity marketing services to Idaho farmers and ranchers so they may better manage the risks associated with agriculture; and

WHEREAS, the Idaho Farm Bureau Federation has grown to be the largest general farm organization in our state and is comprised of 37 county Farm Bureau organizations with over 72,300 member families throughout Idaho and is known as "The Voice of Idaho Agriculture"; and

WHEREAS, the Idaho Farm Bureau Federation remains a voluntary organization dedicated to strengthening agriculture and protecting the rights, values and property of federation member families and their neighbors; and

WHEREAS, Idaho Governor C.L. "Butch" Otter recognized and proclaimed September 15, 2014, to be Idaho Farm Bureau Federation Day.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that we recognize and honor the Idaho Farm Bureau Federation for 75 years of accomplishments and service to Idaho agriculture.

HOUSE JOINT MEMORIAL NO. 7
BY WAYS AND MEANS COMMITTEE

A JOINT MEMORIAL

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED, TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES AND TO THE SECRETARY OF ENERGY OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the First Regular Session of the Sixty-third Idaho Legislature, do hereby respectfully represent that:

WHEREAS, at the direction of the United States government, since 1949 the Idaho National Laboratory (INL) has been a research and technology leader and has made key contributions in energy research, development, demonstration and deployment; and

WHEREAS, INL's strategic location within today's Western Inland Energy Corridor enables its researchers to most effectively and efficiently identify, assess and integrate the region's unmatched wind, biomass, hydropower, geothermal, conventional and unconventional fossil and uranium resources; and

WHEREAS, it is in the best interest of Idaho and the United States to increase energy self-sufficiency and supply

diversity, while moderating the environmental impacts of energy exploration, production, distribution and end use; and

WHEREAS, conventional geothermal power plants, such as Raft River in Cassia County, are located in favorable geothermal regions where high-temperature groundwater is accessible in the relatively shallow subsurface and coincides with naturally occurring high-permeability pathways; and

WHEREAS, Idaho's high-temperature gradients, abundant groundwater and favorable seismic conditions in the Eastern Snake River Plain make it an ideal location to develop enhanced geothermal system technologies and techniques to access resources in the high heat zones of deeper, low-permeability geologic formations; potentially creating a breakthrough for geothermal in the region and the nation; and

WHEREAS, a dedicated and nationally recognized, multi-institutional scientific team, known as the Snake River Geothermal Consortium, has been assembled to lead this effort; and

WHEREAS, successful research and development of enhanced geothermal systems will lead to commercialization of this technology to provide baseload electricity production, jobs and significant investment in the region.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislature supports Idaho's hosting of an enhanced geothermal system test site and encourages the Department of Energy, the Administration and Congress to join Idaho in exploring the favorable geologic conditions of the Geothermal Resource Research Area on the western edge of INL.

BE IT FURTHER RESOLVED that the Legislature respectfully requests that the Department of Energy, the Administration and Congress join Idaho in recognizing Idaho National Laboratory's research and technology development leadership and recommending establishment of a field laboratory at Idaho National Laboratory to develop enhanced geothermal system production.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the Secretary of Energy of the United States, the President of the Senate and the Speaker of the House of Representatives of Congress, and the congressional delegation representing the State of Idaho in the Congress of the United States.

HCR 14 and **HJM 7** were 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. 192
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO LICENSE PLATES; AMENDING SECTION 49-402, IDAHO CODE, TO PROVIDE A CODE REFERENCE AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-420N, IDAHO CODE, TO PROVIDE FOR PET FRIENDLY LICENSE PLATES.

HOUSE BILL NO. 193
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO THE UNFAIR SALES ACT; AMENDING CHAPTER 4, TITLE 48, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 48-401A, IDAHO CODE, TO PROVIDE FOR THE LIMITED APPLICABILITY OF THE UNFAIR SALES ACT.

HOUSE BILL NO. 194
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO MOTOR VEHICLES; AMENDING SECTION 49-102, IDAHO CODE, TO DEFINE A TERM; AMENDING SECTION 49-107, IDAHO CODE, TO DEFINE A TERM; AMENDING SECTION 49-123, IDAHO CODE, TO REVISE A DEFINITION; AMENDING SECTION 49-401A, IDAHO CODE, TO REVISE A REFERENCE TO CERTAIN AGRICULTURAL PRODUCTS; AMENDING SECTION 49-613, IDAHO CODE, TO REVISE A REFERENCE TO CERTAIN AGRICULTURAL PRODUCTS; AMENDING SECTION 49-674, IDAHO CODE, TO REVISE PROVISIONS RELATING TO HARVEST SEASON; AMENDING SECTION 49-933, IDAHO CODE, TO REVISE A BRAKING REQUIREMENT EXEMPTION RELATING TO THE USE OF FARM TRAILERS; AMENDING SECTION 49-948, IDAHO CODE, TO REVISE A CHAINING REQUIREMENT EXEMPTION RELATING TO THE TRANSPORTATION OF AGRICULTURAL PRODUCTS; AMENDING SECTION 49-1011, IDAHO CODE, TO REVISE AN EXCEPTION TO CERTAIN WEIGHT RESTRICTION LIMITATIONS AND TO PROVIDE AN EXCEPTION TO CERTAIN WEIGHT RESTRICTION LIMITATIONS FOR FARM VEHICLES, VEHICLES THAT ARE OPERATED TO TRANSPORT FOREST PRODUCTS AND CERTAIN REFUSE OR SANITATION TRUCKS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 195
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO FIREWORKS; AMENDING SECTION 39-2609, IDAHO CODE, TO PROVIDE PENALTIES FOR A FIREWORKS VIOLATION; AND AMENDING SECTION 39-2613, IDAHO CODE, TO PROVIDE A CODE REFERENCE.

HOUSE BILL NO. 196
BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO MOTOR VEHICLES; AMENDING SECTION 49-1602, IDAHO CODE, TO PROVIDE FOR LIMITED LIABILITY COMPANIES RELATING TO DEALER AND SALESMAN LICENSING, TO PROVIDE FOR DENIAL OF LICENSES UNDER CERTAIN CONDITIONS AND TO PROVIDE THAT SPECIFIED LAW SHALL NOT PRECLUDE THE IDAHO DEPARTMENT OF TRANSPORTATION FROM TAKING ACTION AGAINST A CURRENT LICENSEE; AMENDING SECTION 49-1613, IDAHO CODE, TO REVISE PROVISIONS RELATING TO UNLAWFUL ACTS BY LICENSED MANUFACTURERS AND DISTRIBUTORS, TO RESTRICT LICENSED MANUFACTURERS AND DISTRIBUTORS FROM ENGAGING IN CERTAIN ACTS RELATING TO PURCHASERS OF NEW MOTOR VEHICLES, TO REVISE AN EXCEPTION, TO PROVIDE FOR AN

EXTENSION OF THE OPERATION OF A DEALERSHIP BY A MANUFACTURER OR DISTRIBUTOR AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 49-1615, IDAHO CODE, TO PROVIDE FOR SUCCESSORS TO OWNERSHIP OF DEALERSHIPS AND TO PROVIDE THAT A MANUFACTURER MAY REQUEST AND RECEIVE CERTAIN INFORMATION FROM A SUCCESSOR TO A DEALERSHIP WHO IS NOT A FAMILY MEMBER.

HOUSE BILL NO. 197
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO ENVIRONMENTAL QUALITY; AMENDING SECTION 39-102, IDAHO CODE, TO ESTABLISH PROVISIONS RELATING TO GROUND WATER AND MINE OPERATORS; AND DECLARING AN EMERGENCY AND PROVIDING FOR RULEMAKING.

HOUSE BILL NO. 198
BY WAYS AND MEANS COMMITTEE
AN ACT

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

HOUSE BILL NO. 199
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAX CREDITS FOR CHARITABLE CONTRIBUTIONS; AMENDING SECTION 63-3029A, IDAHO CODE, TO REVISE CRITERIA AS TO HOW CERTAIN NONPROFIT CORPORATIONS, FUNDS, FOUNDATIONS, TRUSTS OR ASSOCIATIONS QUALIFY FOR THE INCOME TAX CREDIT, TO REMOVE A REFERENCE TO THE STATE BOARD OF EDUCATION, TO REVISE A DEFINITION, TO PROVIDE A CORRECT NAME, TO PROVIDE AN ADDITIONAL DEFINITION AND TO PROVIDE STANDARDS OF CARE FOR CERTAIN ENTITIES; REPEALING SECTION 3, CHAPTER 354, LAWS OF 2010, RELATING TO THE REPEAL OF A CERTAIN CODE SECTION; REPEALING SECTION 63-3029A, IDAHO CODE, AS ENACTED BY SECTION 4, CHAPTER 354, LAWS OF 2010, RELATING TO INCOME TAX CREDIT FOR CHARITABLE CONTRIBUTIONS AND LIMITATIONS; AMENDING SECTION 5, CHAPTER 354, LAWS OF 2010, TO REMOVE AN EFFECTIVE DATE; AMENDING SECTION 63-3029A, IDAHO CODE, AS AMENDED BY SECTION 1 OF THIS ACT, TO REMOVE A DEFINITION AND TO REMOVE REFERENCE TO A NONPROFIT CORPORATION, FUND, FOUNDATION, TRUST OR ASSOCIATION FOR EDUCATIONAL PURPOSES; DECLARING AN EMERGENCY, PROVIDING RETROACTIVE APPLICATION AND PROVIDING RETROACTIVE EFFECTIVE DATES.

H 192, **H 193**, **H 194**, **H 195**, **H 196**, **H 197**, **H 198**, and **H 199** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1010 and **S 1023**, by Commerce and Human Resources Committee, were introduced, read the first time by title, and referred to the Business Committee.

S 1034, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1061, as amended, 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 67, by State Affairs Committee, was read the second time by title and filed for third reading.

H 172, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

S 1036, **S 1037**, **S 1042**, **S 1043**, and **SCR 104**, by Health and Welfare Committee, were read the second time by title and filed for third reading.

H 126 and **H 169**, by Education Committee, were read the second time by title and filed for third reading.

H 132 and **H 147**, by Transportation and Defense Committee, were read the second time by title and filed for third reading.

H 142, by Local Government Committee, was read the second time by title and filed for third reading.

H 73, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 128 - ELECTIONS

H 128 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. McCrostie to open debate.

The question being, "Shall **H 128** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – None.

Absent – Bell, Hixon, Shepherd. Total – 3.

Total – 70.

Whereupon the Speaker declared that **H 128** passed the House. Title was approved and the bill ordered transmitted to the Senate.

SCR 101 - CONCURRENT RESOLUTION

SCR 101 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Sims, Mr. Gestrin, and Mr. Thompson to open debate.

The question being, "Shall SCR 101 be adopted?"

Whereupon the Speaker declared SCR 101 adopted by voice vote and ordered the resolution returned to the Senate.

H 114 - PURE SEED LAW

H 114 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. Kauffman to open debate.

The question being, "Shall H 114 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.
NAYS – Dixon, Rubel, Scott. Total – 3.
Absent – Bell, Hixon, Shepherd. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 114 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that H 100 and H 154 retain their places on the Third Reading Calendar until Monday, March 2, 2015. There being no objection, it was so ordered.

H 90 - RECODIFICATION

H 90 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. Holtzclaw to open debate.

The question being, "Shall H 90 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Bell, Hixon, Shepherd. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 90 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 91 - PUBLIC RECORDS

H 91 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. Holtzclaw to open debate.

The question being, "Shall H 91 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Bell, Hixon, Shepherd. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 91 passed the House. Title was approved and the bill ordered transmitted to the Senate.

HCR 11 - COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED

HCR 11 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HCR 11 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Bell, Hixon, Shepherd. Total – 3.
Total – 70.

Whereupon the Speaker declared HCR 11 adopted and ordered the resolution transmitted to the Senate.

H 170 - EDUCATION

H 170 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. Harris to open debate.

The question being, "Shall H 170 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Youngblood, Mr. Speaker. Total – 58.

NAYS – Batt, Chew, Erpelding, Gannon, Gibbs, King, Rudolph, Wintrow, Wood. Total – 9.

Absent – Hixon, Rusche, Shepherd. Total – 3.

Total – 70.

Whereupon the Speaker declared that H 170 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 104 - DEBRIS

H 104 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. Luker to open debate.

Mr. Luker asked unanimous consent that, pursuant to Rule 22, discussion of H 160 be allowed in debate of H 104. There being no objection it was so ordered.

The question being, "Shall H 104 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – None.

Absent – Hixon, Rusche, Shepherd. Total – 3.

Total – 70.

Whereupon the Speaker declared that H 104 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 136 - COUNTY JAILS

H 136 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. Kerby to open debate.

The question being, "Shall H 136 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – Hixon, Moyle, Rusche, Shepherd. Total – 4.

Total – 70.

Whereupon the Speaker declared that H 136 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 157 - IDAHO STATE POLICE

H 157 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. McDonald to open debate.

The question being, "Shall H 157 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 63.

NAYS – Barbieri, Gestrin, Perry, Rusche, Wintrow. Total – 5.

Absent – Hixon, Shepherd. Total – 2.

Paired Votes:

AYE – McCrostie NAY – Rusche

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared that H 157 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle 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.

Mr. Raybould asked unanimous consent that H 51 be removed from General Orders and referred to the Resources and Conservation Committee. There being no objection, it was so ordered.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Friday, February 27, 2015. Seconded by Mr. Erpelding. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:54 a.m.

SCOTT BEDKE, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FORTY-SEVENTH LEGISLATIVE DAY
FRIDAY, FEBRUARY 27, 2015

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 64 members present.
Absent – Hixon, Loertscher, Luker, McMillan, Moyle, Raybould. Total – 6.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Marilyn Clements, Page.

3RD ORDER
Approval of Journal

February 27, 2015

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

WILLS, Chairman

Mr. Wills 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

February 26, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 10, H 11, H 20, and H 37

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

February 26, 2015

Mr. Speaker:
I transmit herewith enrolled S 1028 for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled S 1028 and, when so signed, ordered it returned to the Senate.

February 26, 2015

Mr. Speaker:
I transmit herewith SCR 106, S 1057, S 1058, S 1098, S 1099, and S 1060 which have passed the Senate.

NOVAK, Secretary

SCR 106, S 1057, S 1058, S 1098, S 1099, and S 1060 were filed for first reading.

5TH ORDER
Report of Standing Committees

Mr. Wood asked unanimous consent that H 98 be removed from General Orders and referred to the Health and Welfare Committee. There being no objection, it was so ordered.

February 27, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HCR 14, HJM 7, H 192, H 193, H 194, H 195, H 196, H 197, H 198, and H 199.

WILLS, Chairman

HCR 14, HJM 7, and H 194 were filed for second reading.

H 192, H 193, H 195, and H 198 were referred to the State Affairs Committee.

H 196 was referred to the Transportation and Defense Committee.

H 197 was referred to the Resources and Conservation Committee.

H 199 was referred to the Revenue and Taxation Committee.

February 27, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 34, H 36, H 44, H 42, H 4, H 5, H 6, H 7, H 8, H 9, H 23, H 24, H 25, and H 52.

WILLS, Chairman

The Speaker announced he was about to sign enrolled H 34, H 36, H 44, H 42, H 4, H 5, H 6, H 7, H 8, H 9, H 23, H 24, H 25, and H 52 and, when so signed, ordered them transmitted to the Senate for the signature of the President.

February 26, 2015

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, return misdirected HCR 13 to the Desk.

LOERTSCHER, Chairman

HCR 13 was referred to Judiciary, Rules, and Administration Committee.

February 26, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 167, HJM 3, and SJM 101 and recommend that they do pass.

LOERTSCHER, Chairman

H 167, HJM 3, and SJM 101 were filed for second reading.

February 26, 2015

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 149 and H 150 and recommend that they do pass.

WOOD, Chairman

H 149 and H 150 were filed for second reading.

February 26, 2015

Mr. Speaker:

We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration H 156 and recommend that it do pass.

LUKER, Chairman

H 156 was filed for second reading.

February 26, 2015

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration H 148 and recommend that it do pass.

ANDRUS, Chairman

H 148 was filed for second reading.

February 26, 2015

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 129 and H 143 and recommend that they do pass.

PALMER, Chairman

H 129 and H 143 were filed for second reading.

February 27, 2015

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 153 and H 178 and recommend that they do pass.

WOOD, Chairman

H 153 and H 178 were filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE JOINT MEMORIAL NO. 8
BY STATE AFFAIRS COMMITTEE

A JOINT MEMORIAL

TO THE PRESIDENT OF THE UNITED STATES, THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES OF CONGRESS, AND THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the First Regular Session of the Sixty-third Idaho Legislature, do hereby respectfully represent that:

WHEREAS, the State of Idaho is examining methods of providing more efficient and productive means of freight transport; and

WHEREAS, the Idaho State Legislature created a 10-year pilot project in 2003 to allow vehicle combinations weighing up to 129,000 pounds on designated routes within the state highway system to test the impacts of such vehicles on bridges, roadways and highway safety; and

WHEREAS, in its 2013 final report on the results of the pilot project to the Idaho State Legislature, the Idaho Transportation Department concluded that there were no negative impacts to highway safety, pavement or bridges as a result of 129,000-pound vehicles using the state highway system; and

WHEREAS, to date, as a result of this pilot project and subsequent designation of additional routes allowing 129,000-pound vehicles to use the state highway system, Idaho has realized additional substantial economic benefits resulting from the utilization of these routes; and

WHEREAS, current federal law precludes the State of Idaho from designating any portion of the federal Interstate highway system in Idaho to allow vehicle combinations weighing up to 129,000 pounds; and

WHEREAS, interconnecting the designated routes on the state highway system with the federal Interstate highway system in Idaho will provide substantial additional economic benefits; and

WHEREAS, due to its configuration, the federal Interstate highway system in Idaho allows vehicles to operate more safely than on the state highway system, thus further enhancing highway safety; and

WHEREAS, Idaho's neighboring states of Montana, Nevada, Utah and Wyoming have higher load limits on their federal highways due to grandfathered rights, thus putting Idaho at a distinct competitive disadvantage and slowing the free flow of freight between neighboring states; and

WHEREAS, the Idaho congressional delegation has introduced legislation in the present Congress providing legal authority to the State of Idaho to determine whether to allow vehicles weighing up to 129,000 pounds on the federal Interstate highway system in Idaho.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that we urge and petition the Congress of the United States to enact the pending legislation introduced by the Idaho congressional delegation providing legal authority to the State of Idaho to determine whether to allow 129,000-pound vehicles on the federal Interstate highway system in Idaho.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the President of the United States, the President of the Senate and the Speaker of the House of Representatives of Congress, and the congressional delegation representing the State of Idaho in the Congress of the United States.

HOUSE CONCURRENT RESOLUTION NO. 15
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION

STATING LEGISLATIVE FINDINGS AND CELEBRATING THE ONE HUNDRED TWENTY-FIFTH ANNIVERSARY OF STATEHOOD FOR THE STATE OF IDAHO.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, political maneuverings finally resulted in the creation of the Territory of Idaho on March 4, 1863, with its western border along Oregon and Washington unchanged today; however, it encompassed all of Montana and most of Wyoming in an area larger than the state of Texas. The three mining regions of this enormous territory were hundreds of miles from each other and separated by great mountain ranges. As a result, Montana territory was stripped off with its present boundaries in 1864 and, when the Territory of Wyoming was created in 1868, Idaho's present boundaries were permanently fixed; and

WHEREAS, on July 3, 1890, Idaho became the nation's 43rd state when President Benjamin Harrison signed the Idaho Admission Act; and

WHEREAS, Idaho convened a Constitutional Convention on July 4, 1889, to adopt a State Constitution later ratified by the people of our great Gem State; and

WHEREAS, on July 3, 2015, Idaho will celebrate its one hundred twenty-fifth anniversary of statehood; and

WHEREAS, the people of Idaho share an abiding pride in the state's pioneer heritage, and the one hundred twenty-fifth anniversary of Idaho's admission to the Union offers all Idahoans an opportunity to renew that spirit of independence and self-reliance as we look to the future; and

WHEREAS, Idaho's 82,413 square miles vary geographically from high desert in the south to beautiful forests and rugged mountains in the north; and

WHEREAS, Idaho's state seal was designed by a woman, Emma Edwards Green, and adopted in 1907; Idaho is the No. 1 national producer of potatoes, trout, Austrian winter peas and lentils; Idaho's Hells Canyon is the deepest river gorge in North America, deeper than the Grand Canyon; Sun Valley was created in 1936 as America's first destination ski resort; and Idaho's Morley Nelson Snake River Birds of Prey National Conservation Area is home to the world's most dense population of nesting eagles, hawks and falcons; and

WHEREAS, with over one million acres of wilderness area, Idaho has more wilderness than any other state in the lower 48 states, with many national forests that are great for fishing, hiking and hunting, and its backcountry is filled with mountain trails for backpacking and exploring wildlife; and

WHEREAS, the Salmon River, internationally known, bisects the rugged Frank Church-River of No Return Wilderness and provides some of the best whitewater kayaking and rafting in the world; and

WHEREAS, Idaho is one of only two places in the world where star garnets can be found in any significant quantity, the other being India; and

WHEREAS, the network of dams and locks on the Columbia River and Snake River makes the city of Lewiston the farthest inland seaport on the Pacific Coast of the contiguous United States; and

WHEREAS, Idaho is home to the Idaho National Laboratory, which is a technological milestone that has forever thrust Idaho into a place of global prominence, that milestone being the world's first production of usable amounts of electricity from nuclear power at the Experimental Breeder Reactor I (EBR - I); and scientific infrastructure renewal efforts began to accelerate anew in 2005, resulting in the construction or modification and occupation of six new facilities in Idaho Falls and five labs and offices on the Idaho National Laboratory Site between that time and the end of 2010; and

WHEREAS, Idaho is home to two persons who have won Gold Medals in recent Olympics - Kristin Armstrong and Picabo Street.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that we commend and celebrate Idaho and its people on the state's one hundred twenty-fifth anniversary of statehood.

BE IT FURTHER RESOLVED that the State Historical Society, cities and county historical societies are authorized and encouraged to perform appropriate ceremonies and celebrations on July 3, 2015.

HOUSE CONCURRENT RESOLUTION NO. 16
BY HEALTH AND WELFARE COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND RECOGNIZING AND CONGRATULATING BENEWAH COUNTY AND ITS RESIDENTS FOR THE COUNTY'S CENTENNIAL ANNIVERSARY ON JANUARY 23, 2015.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, by act of the Idaho Legislature, on January 23, 1915, Benewah County was created, named after Coeur d'Alene Chief Benewah and its county seat was placed at St. Maries; and

WHEREAS, from 1915 to 1924 Benewah County conducted operations in a school until the community passed a bond for a courthouse in January 1924. Construction began immediately at a cost of $87,990, and since November 1924, the courthouse in St. Maries has been in continuous use for county and court functions. With its post-World War I neoclassical styling, the Benewah County Courthouse was listed on the National Register of Historical Places in 1987; and

WHEREAS, Benewah County has three incorporated cities. The largest, St. Maries, is home to 2,400 residents and is named for the largest tributary of the St. Joe River, which converges at the city. Plummer, the largest city within the Coeur d'Alene Reservation, is home to more than 1,000 residents. Tensed, population 80, is DeSmet spelled backwards, which the post office incorrectly transcribed; and

WHEREAS, several areas of Benewah County, though unincorporated, have rich histories and vibrant communities including Chatcolet, DeSmet, Emida, Fernwood, Parkline, Renfrew and Santa; and

WHEREAS, Benewah County is part of the historic homeland of the Coeur d'Alene Indians, who in their own language call themselves Schitsu'umsh, or "those who were found here" or "the discovered people." French trappers and traders were the first Europeans to encounter the Coeur d'Alene people and found them to be great traders, hence the name which means "heart of the awl." The Coeur d'Alene Tribe ranged over lands in northern Idaho, eastern Washington and western Montana. A portion of the present-day Coeur d'Alene Reservation is within Benewah County; and

WHEREAS, Benewah County is served by the Plummer-Worley School District and the St. Maries School District, with Lakeside High School in Plummer, home of the Knights, and St. Maries High School in St. Maries, home of the Lumberjacks. The St. Maries School District was ranked in the top ten schools in Idaho by U.S. News and World Report's education rankings; and

WHEREAS, timber and mining remain an important cornerstone of the regional and state economies. Each dollar of wood and paper products sold generates an additional 60 cents of sales by other industries within the state. Mills with facilities in Benewah County include the Potlatch Corporation and Stimson Lumber Company, and additional markets offered by Bennett Lumber and the Idaho Forest Group. Jack Buell Trucking and

many owner-operated logging and trucking companies keep the industry thriving and contributing to the state's economy; and

WHEREAS, the St. Joe Ranger District of the Idaho Panhandle National Forest was formerly the St. Joe National Forest, with the ranger district office in St. Maries. With world-famous cutthroat trout streams, nationally recognized elk herds, wild and scenic rivers, and roadless and primitive areas, the St. Joe Ranger District has miles of trails for hikers, backcountry horse riders, mountain bikers and ATV riders. The Emerald Creek Garnet Area is one of only two places in the world where star garnets can be found; and

WHEREAS, Benewah County is home to the oldest state park in the Pacific Northwest, Heyburn State Park, founded in 1908 and named in honor of U. S. Senator Weldon B. Heyburn. Close by is the Mary McCroskey State Park, named after an early pioneer and dedicated to all pioneering women, it is known for its unique position between the Palouse Prairie and the Rocky Mountains and the breathtaking "Skyline Drive" that winds through cedar forest, ponderosa pine and prairie; and

WHEREAS, a corner of the rich Palouse Prairie occupies Benewah County, ensuring that farming and ranching remain traditional livelihoods. In addition to cattle, crops such as bluegrass, native grasses, wheat, barley and hay are raised; and

WHEREAS, Benewah County is naturally beautiful and bountiful: lakes and streams with trout and salmon; tree-filled forests with elk, moose, bear and deer; mountains and meadows with huckleberries and camas roots; wetlands with waterfowl and water potatoes; and

WHEREAS, Benewah County produced one governor, Charles Armington "C.A." Robins, of St. Maries, the only physician to serve as Idaho governor and the first governor elected to a four-year term, serving from 1947 to 1951. Prior to his service as governor, Governor Robins served as president pro tempore of the Idaho Senate for the Twenty-seventh Idaho Legislature; and

WHEREAS, Benewah County is home to the longest-serving county commissioner in Idaho, Jack Buell, businessman and Idaho Hall of Fame inductee of St. Maries. First elected in 1974, for more than 40 years he has worked tirelessly as a commissioner, community member and volunteer, sharing his resources and lending a helping hand.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that we hereby recognize and congratulate Benewah County and its residents for the county's Centennial Anniversary in 2015.

HJM 8, **HCR 15**, and **HCR 16** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 106, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

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

HOUSE BILL NO. 200
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO THE OFFICE OF THE INSPECTOR GENERAL; AMENDING TITLE 74, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 6, TITLE 74, IDAHO CODE, TO ESTABLISH THE OFFICE OF THE INSPECTOR GENERAL, TO ESTABLISH THE POWERS AND DUTIES OF THE INSPECTOR GENERAL, TO CLARIFY THE APPLICABILITY OF CERTAIN LAWS, TO EXEMPT THE JUDICIAL BRANCH OF GOVERNMENT FROM THE PROVISIONS OF THIS ACT, TO PROVIDE THAT STATE AGENCIES AND OFFICERS SHALL MAKE CERTAIN REPORTS TO AND COOPERATE WITH THE INSPECTOR GENERAL, TO PROVIDE THAT THE INSPECTOR GENERAL MAY ENTER CERTAIN PREMISES, QUESTION CERTAIN PERSONS AND INSPECT CERTAIN MATERIALS IN INVESTIGATIONS, TO PROVIDE THAT THE INSPECTOR GENERAL AND INVESTIGATORS FOR THE INSPECTOR GENERAL SHALL HAVE CERTAIN AUTHORITY, TO PROVIDE THAT THE INSPECTOR GENERAL AND THE INSPECTOR GENERAL'S SUBORDINATES MAY ISSUE CERTAIN SUBPOENAS OR SEEK CERTAIN SUBPOENAS FROM COURTS, TO PROVIDE THAT THE INSPECTOR GENERAL SHALL MAKE CERTAIN REPORTS AND TO PROVIDE THAT THE PROVISIONS OF THIS CHAPTER SHALL NOT LIMIT THE LEGISLATURE IN REVIEWING THE OPERATIONS OF STATE AGENCIES.

HOUSE BILL NO. 201
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO TRANSPORTATION NETWORK COMPANIES; AMENDING TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 37, TITLE 49, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE LEGISLATIVE PURPOSE AND INTENT, TO DEFINE TERMS, TO PROVIDE THAT TRANSPORTATION NETWORK COMPANIES ARE NOT OTHER CARRIERS OR TAXICABS, TO REQUIRE TRANSPORTATION NETWORK COMPANY SERVICES TO MAINTAIN AN AGENT IN IDAHO, TO PROVIDE FOR COLLECTION OF FEES FOR SERVICES, TO PROVIDE FOR IDENTIFICATION OF TRANSPORTATION NETWORK COMPANY VEHICLES AND DRIVERS, TO REQUIRE TRANSPORTATION NETWORK COMPANIES AND DRIVERS TO COMPLY WITH STATE OF IDAHO INSURANCE REQUIREMENTS, TO PROVIDE A ZERO TOLERANCE POLICY AND PROVIDE FOR DISCIPLINARY PROCEDURES, TO PROVIDE FOR TRANSPORTATION NETWORK COMPANY DRIVER REQUIREMENTS, TO PROHIBIT SERVICE TO STREET HAILS, TO PROHIBIT CASH PAYMENT, TO PROHIBIT DISCRIMINATION AND PROVIDE FOR ACCESSIBILITY, TO PROVIDE FOR RECORDS MAINTENANCE AND TO PROVIDE FOR PREEMPTION OF LOCAL REGULATIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 202
BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO FIRE PROTECTION DISTRICTS; AMENDING SECTION 31-1420, IDAHO CODE, TO PROVIDE REQUIREMENTS RELATING TO ASSESSING THE VALUE OF CERTAIN PERSONAL PROPERTY, TO PROVIDE REQUIREMENTS FOR THE SALE OF CERTAIN PERSONAL PROPERTY, TO PROVIDE THAT CERTAIN INDIVIDUALS ARE NOT ELIGIBLE TO ACQUIRE CERTAIN PERSONAL PROPERTY AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 203
BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO FIRE PROTECTION DISTRICTS; AMENDING SECTION 31-1421, IDAHO CODE, TO PROVIDE REQUIREMENTS RELATING TO CONTRACTS ENTERED INTO BY A BOARD OF FIRE DISTRICT COMMISSIONERS FOR EMPLOYMENT OF OFFICERS, AGENTS AND EMPLOYEES, TO PROVIDE AN EXCEPTION, TO PROVIDE FOR APPLICABILITY AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 204
BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO FIRE PROTECTION DISTRICTS; AMENDING SECTION 31-1408, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE RESIDENCE REQUIREMENTS OF FIRE PROTECTION COMMISSIONERS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 31-1409, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE RESIDENCE REQUIREMENTS OF FIRE PROTECTION COMMISSIONERS; AMENDING SECTION 31-1410, IDAHO CODE, TO ESTABLISH PROVISIONS RELATING TO RESIDENCE REQUIREMENTS FOR FIRE PROTECTION COMMISSIONERS, TO PROVIDE REQUIREMENTS RELATING TO THE BOARD OF FIRE PROTECTION COMMISSIONERS' RESPONSIBILITY TO REVISE SUBDISTRICTS AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING CHAPTER 14, TITLE 31, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 31-1410B, IDAHO CODE, TO ESTABLISH A PROCESS TO DECREASE THE SIZE OF A FIRE PROTECTION BOARD.

H 200, **H 201**, **H 202**, **H 203**, and **H 204** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1057, **S 1058**, and **S 1099**, by Resources and Environment Committee, were introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1098, by Resources and Environment Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1060, by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

HJM 6, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

H 189, **H 152**, and **H 177**, by Health and Welfare Committee, were read the second time by title and filed for third reading.

S 1079 and **S 1081**, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

H 158, **H 159**, and **H 162**, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

SCR 103, by Judiciary and Rules Committee, was read the second time by title and filed for third reading.

H 161, by Judiciary, Rules, and Administration Committee, was read the second time by title and filed for third reading.

H 166 and **HJM 5**, by Resources and Conservation Committee, were read the second time by title and filed for third reading.

H 99 and **H 119**, by Business Committee, were read the second time by title and filed for third reading.

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

12TH ORDER
Consideration of General Orders

Mr. Crane moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Mr. Rusche. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Crane in the Chair.

When the Committee of the Whole House rose, the Speaker returned to the Chair and the House was in order.

Report of the Committee of the Whole House

February 27, 2015

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration **H 53**, **H 120**, and **H 137** and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO H.B. NO. 53

AMENDMENT TO SECTION 2

On page 34 of the printed bill, in line 16, delete "Idaho supreme"; and in line 17, delete "court" and insert: "district court of the judicial district wherein the court-martial was conducted within forty-two (42) days from the date of receipt of the record of trial as set out in article 64. For courts-martial held outside of the state of Idaho, venue for appeal purposes shall be in the district court of the fourth judicial district, Ada county, Idaho".

HOUSE AMENDMENT TO H.B. NO. 120

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 21, delete "h" and insert: "n".

HOUSE AMENDMENT TO H.B. NO. 137

AMENDMENT TO SECTION 1

On page 2 of the printed bill, in line 8, delete "peace" and insert: "police"; and in line 25, delete "peace" and insert: "police".

CORRECTION TO TITLE

On page 1, in line 5, delete "PEACE" and insert: "POLICE".

CRANE, Chairman

Mr. Crane moved that the report be adopted. Seconded by Mr. Rusche.

Whereupon the Speaker declared the report adopted.

H 53, as amended, **H 120**, as amended, and **H 137**, as amended, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

The amendments were referred to Judiciary, Rules, and Administration committee for printing.

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

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Crane asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, March 2, 2015. There being no objection, it was so ordered.

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

16TH ORDER
Adjournment

Mr. Crane moved that the House adjourn until 11 a.m., Monday, March 2, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:08 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FIFTIETH LEGISLATIVE DAY
MONDAY, MARCH 2, 2015

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 Nathan Johnston, Page.

3RD ORDER
Approval of Journal

March 2, 2015

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

WILLS, Chairman

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

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

February 27, 2015

Mr. Speaker:
I transmit herewith SCR 107 which has passed the Senate.

NOVAK, Secretary

SCR 107 was filed for first reading.

February 27, 2015

Mr. Speaker:
I return herewith HJM 2 and HCR 4 which have passed the Senate.

NOVAK, Secretary

HJM 2 and HCR 4 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

March 2, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HJM 8, HCR 15, HCR 16, H 200, H 201, H 202, H 203, and H 204.

WILLS, Chairman

HJM 8, HCR 15, and HCR 16 were filed for second reading.

H 200 was referred to the State Affairs Committee.

H 201 was referred to the Transportation and Defense Committee.

H 202, H 203, and H 204 were referred to the Local Government Committee.

March 2, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed House amendments to H 53, H 120, and H 137.

WILLS, Chairman

March 2, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 53, as amended, H 120, as amended, and H 137, as amended.

WILLS, Chairman

H 53, as amended, H 120, as amended, and H 137, as amended, were filed for first reading of engrossed bills.

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

7TH ORDER
Motions, Memorials, and Resolutions

SCR 107, by Resources and Environment Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

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

HOUSE BILL NO. 205
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF MEDICAID FOR FISCAL YEAR 2015; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISION OF MEDICAID FOR FISCAL YEAR 2015; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 206
BY APPROPRIATIONS COMMITTEE
AN ACT
APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR THE MANAGEMENT SERVICES PROGRAM TO COVER AN INCREASE IN TELECOMMUNICATION FEES FOR FISCAL YEAR 2015; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR THE MANAGEMENT SERVICES PROGRAM TO COVER LEGAL FEES FOR FISCAL YEAR 2015; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR THE IDAHO CORRECTIONAL INSTITUTION - OROFINO TO COVER LITIGATION COSTS FOR FISCAL YEAR 2015; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR THE SOUTH IDAHO CORRECTIONAL INSTITUTION - BOISE TO PROVIDE INMATE AGRICULTURAL LABOR TO PRIVATE EMPLOYERS FOR FISCAL YEAR 2015;

APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF CORRECTION FOR THE COMMUNITY SUPERVISION PROGRAM TO COVER AN EXISTING SHORTFALL FOR FISCAL YEAR 2015; AUTHORIZING ADDITIONAL FULL-TIME EQUIVALENT POSITIONS FOR FISCAL YEAR 2015; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF CORRECTION FOR THE MEDICAL SERVICES PROGRAM DUE TO CONTRACT SAVINGS FOR FISCAL YEAR 2015; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF CORRECTION FOR THE IDAHO CORRECTIONAL CENTER (PUBLICLY-OPERATED) DUE TO SALARY SAVINGS FOR FISCAL YEAR 2015; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF CORRECTION FOR THE CORRECTIONAL ALTERNATIVE PLACEMENT PROGRAM DUE TO CONTRACT SAVINGS FOR FISCAL YEAR 2015; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF CORRECTION FOR THE COMMUNITY SUPERVISION PROGRAM IN ORDER TO REALIGN THE APPROPRIATION WITH ESTIMATED EXPENDITURES FOR FISCAL YEAR 2015; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 207
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE OFFICE OF DRUG POLICY FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 208
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO PROPERTY TAX RELIEF; AMENDING SECTION 63-701, IDAHO CODE, TO FURTHER DEFINE THE TERM "CLAIMANT" AND TO MAKE A TECHNICAL CORRECTION; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 209
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO THE SALES AND USE TAX; AMENDING SECTION 63-3616, IDAHO CODE, TO REVISE THE DEFINITION OF "TANGIBLE PERSONAL PROPERTY" AND TO REMOVE THE DEFINITION OF "DIGITAL VIDEOS"; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 210
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE INDIRECT SUPPORT SERVICES PROGRAM FOR FISCAL YEAR 2015; REDUCING THE APPROPRIATION TO DEPARTMENT OF HEALTH AND WELFARE FOR THE INDIRECT SUPPORT SERVICES PROGRAM FOR FISCAL YEAR 2015; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE SELF-RELIANCE OPERATIONS PROGRAM FOR FISCAL YEAR 2015; AUTHORIZING ADDITIONAL FULL-TIME EQUIVALENT POSITIONS FOR THE WELFARE PROGRAM FOR FISCAL YEAR 2015; REDUCING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS FOR THE SOUTHWEST IDAHO TREATMENT CENTER PROGRAM FOR FISCAL YEAR 2015; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 211
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE BENEFIT PAYMENTS PROGRAM FOR FISCAL YEAR 2015; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR INDIRECT SUPPORT SERVICES FOR FISCAL YEAR 2015; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR INDIRECT SUPPORT SERVICES FOR FISCAL YEAR 2015; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 212
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO ELECTIONS; AMENDING CHAPTER 1, TITLE 34, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 34-111A, IDAHO CODE, TO DEFINE A TERM; AMENDING SECTION 34-435, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE, TO REMOVE A REFERENCE TO PRIMARY AND GENERAL ELECTION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 34-439A, IDAHO CODE, TO REVISE PROVISIONS RELATING TO DISCLOSURES IN ELECTIONS TO AUTHORIZE A LEVY; AMENDING SECTION 34-616, IDAHO CODE, TO PROVIDE ADDITIONAL QUALIFICATIONS FOR THE ELECTION OF DISTRICT JUDGES; AMENDING SECTION 34-903, IDAHO CODE, TO PROVIDE THAT NO CANDIDATE'S NAME MAY APPEAR ON A BALLOT FOR MORE THAN ONE JUDICIAL OFFICE; AMENDING CHAPTER 11, TITLE 34, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 34-1106A, IDAHO CODE, TO AUTHORIZE COUNTY ADOPTION OF AN ELECTRONIC POLL BOOK AND TO PROVIDE DUTIES OF THE SECRETARY OF STATE; AMENDING SECTION 34-2309, IDAHO CODE, TO ESTABLISH ADDITIONAL PROVISIONS RELATING TO A RECOUNT AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 34-2427, IDAHO CODE, TO REMOVE THE AUTHORITY OF AN ELECTION BOARD JUDGE TO REQUIRE A CERTAIN DECLARATION; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 213
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO PUBLIC LIBRARY DISTRICTS; AMENDING SECTION 33-2719, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE ANNUAL MEETINGS OF LIBRARY DISTRICT BOARDS, TO REVISE PROVISIONS RELATING TO ADMINISTERING AN OATH OF OFFICE AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 214
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO THE STATE SUNSHINE LAW; AMENDING SECTION 67-6602, IDAHO CODE, TO REVISE THE DEFINITION OF "NONBUSINESS ENTITY" AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-6606, IDAHO CODE, TO REVISE

EXPENDITURE REQUIREMENTS BY NONBUSINESS ENTITIES; AND AMENDING SECTION 67-6621, IDAHO CODE, TO REVISE CERTAIN DUTIES OF LOBBYISTS AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 215
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO LIQUOR LICENSES; AMENDING SECTION 23-957, IDAHO CODE, TO REVISE THE NUMBER OF YEAR-ROUND LIQUOR LICENSES THAT MAY BE ISSUED UPON CERTAIN CIRCUMSTANCES; AMENDING CHAPTER 9, TITLE 23, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 23-958, IDAHO CODE, TO PROVIDE FOR A RESORT CITY CONFERENCE AND EVENT CENTER LIQUOR LICENSE, TO DEFINE A TERM AND TO ESTABLISH PROVISIONS FOR RENEWAL; AND AMENDING CHAPTER 9, TITLE 23, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 23-959, IDAHO CODE, TO PROVIDE FOR A RESORT CITY RESTAURANT LIQUOR LICENSE, TO PROVIDE FEES, TO PROVIDE RESTRICTIONS, TO DEFINE A TERM AND TO ESTABLISH PROVISIONS FOR RENEWAL.

H 205, **H 206**, **H 207**, **H 208**, **H 209**, **H 210**, **H 211**, **H 212**, **H 213**, **H 214**, and **H 215** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

9TH ORDER
First Reading of Engrossed Bills

H 53, as amended, **H 120**, as amended, and **H 137**, as amended, by Judiciary, Rules, and Administration Committee, were introduced, read the first time by title, and filed for second reading.

10TH ORDER
Second Reading of Bills and Joint Resolutions

HCR 14, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

HJM 7, by Ways and Means Committee, was read the second time by title and filed for third reading.

H 194, **H 167**, and **HJM 3**, by State Affairs Committee, were read the second time by title and filed for third reading.

SJM 101, by State Affairs Committee, was read the second time by title and filed for third reading.

H 149 and **H 150**, by Health and Welfare Committee, were read the second time by title and filed for third reading.

H 156, by Local Government Committee, was read the second time by title and filed for third reading.

H 148, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

H 129 and **H 143**, by Transportation and Defense Committee, were read the second time by title and filed for third reading.

H 153 and **H 178**, by Health and Welfare Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that **H 100** retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 154 - ABORTION

H 154 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. Loertscher to open debate.

Pursuant to Rule 38(3), Mr. Nye disclosed a conflict of interest regarding **H 154**.

The question being, "Shall **H 154** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 55.

NAYS – Chew, Erpelding, Gannon, Jordan, King, Kloc, McCrostie, Nye, Pence, Rubel, Rudolph, Rusche, Smith, Wintrow. Total – 14.

Absent – Bateman. Total – 1.

Total – 70.

Whereupon the Speaker declared that **H 154** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that the House recess until 1:15 p.m. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House at recess until 1:15 p.m.

RECESS

Afternoon Session

The House reconvened at 1:15 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Eleventh Order of Business.

H 160 - DEBRIS

H 160 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. Luker to open debate.

Mr. Luker asked unanimous consent that, pursuant to Rule 22, discussion of **H 104** be allowed in debate of **H 160**. There being no objection it was so ordered.

The question being, "Shall **H 160** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Dayley, DeMordaunt, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McDonald, McMillan, Miller, Nye, Packer, Palmer, Pence, Perry, Raybould, Romrell, Rudolph, Rusche, Shepherd, Smith, Thompson, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 52.

NAYS – Barbieri, Batt, Cheatham, Crane, Dixon, Gestrin, Harris, Mendive, Monks, Moyle, Nate, Nielsen, Redman, Rubel, Scott, Sims, Troy. Total – 17.

Absent – McCrostie. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 160 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 163 - IDAHO CRIMINAL JUSTICE SYSTEM

H 163 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. Wills to open debate.

The question being, "Shall H 163 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.

NAYS – None.

Absent – DeMordaunt, McCrostie. Total – 2.

Total – 70.

Whereupon the Speaker declared that H 163 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 116 - OCCUPATIONAL LICENSES BUREAU

H 116 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. Thompson to open debate.

The question being, "Shall H 116 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gestrin, Gibbs, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McDonald, Miller, Monks, Moyle, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Smith, Thompson, Troy, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 48.

NAYS – Andrus, Boyle, Chaney, Cheatham, Chew, Gannon, Harris, Hartgen, Loertscher, Luker, McMillan, Mendive, Nate, Nielsen, Nye, Rubel, Scott, Shepherd, Sims, Trujillo, Wintrow. Total – 21.

Absent – McCrostie. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 116 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 117 - STATE GOVERNMENT AND STATE AFFAIRS

H 117 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. Rusche to open debate.

The question being, "Shall H 117 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.

NAYS – Cheatham, McMillan, Nielsen, Sims. Total – 4.

Absent – Malek, McCrostie. Total – 2.

Total – 70.

Whereupon the Speaker declared that H 117 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 58 - WATER QUALITY

H 58 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. Chaney to open debate.

The question being, "Shall H 58 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – Nate, Scott. Total – 2.

Absent – Malek, McCrostie. Total – 2.

Total – 70.

Whereupon the Speaker declared that H 58 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked for unanimous consent to send all Senate legislation to the bottom of the third reading calendar.

H 67 - IDAHO LIMITED CONVENTION ACT

H 67 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. Luker to open debate.

The question being, "Shall H 67 pass?"

Roll call resulted as follows:
AYES – Anderst, Andrus, Bateman, Bell, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Gestrin, Gibbs, Harris, Holtzclaw, Horman, Kauffman, Loertscher, Luker, McDonald, Miller, Monks, Moyle, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Shepherd, Sims, Thompson, Troy, Trujillo, Vander Woude, Wills, Youngblood, Mr. Speaker. Total – 38.
NAYS – Anderson, Barbieri, Batt, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Dixon, Erpelding, Gannon, Hartgen, Hixon, Jordan, Kerby, King, Kloc, Malek, McCrostie, McMillan, Mendive, Nate, Nye, Pence, Rubel, Rudolph, Rusche, Scott, Smith, VanOrden, Wintrow, Wood. Total – 32.
Total – 70.

Whereupon the Speaker declared that H 67 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 172 - REIMBURSEMENT INCENTIVE ACT

H 172 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. Trujillo to open debate.

The question being, "Shall H 172 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – Barbieri, Luker. Total – 2.
Total – 70.

Whereupon the Speaker declared that H 172 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 126 - PUBLIC SCHOOL SUPPORT PROGRAM

H 126 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Boyle to open debate.

The question being, "Shall H 126 pass?"

Roll call resulted as follows:
AYES – Anderst, Andrus, Barbieri, Bateman, Batt, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kerby, Kloc, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Monks, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Redman, Rubel, Rudolph, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Youngblood. Total – 51.
NAYS – Anderson, Bell, Chew, Erpelding, Gannon, Gibbs, Horman, Kauffman, King, McCrostie, Miller, Moyle, Raybould, Romrell, Rusche, Smith, Wintrow, Wood, Mr. Speaker. Total – 19.
Total – 70.

Whereupon the Speaker declared that H 126 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Barbieri asked unanimous consent that H 119 be returned to the Business Committee. Mr. Crane objected.

Mr. Moyle 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.

Mr. Moyle asked unanimous consent that beginning Tuesday, March 3, 2015, legislation on the Third Reading Calendar be placed in the following order: House bills, memorials, resolutions, Senate bills, memorials, resolutions. There being no objection, it was so ordered.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10 a.m., Tuesday, March 3, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:41 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FIFTY-FIRST LEGISLATIVE DAY
TUESDAY, MARCH 3, 2015

House of Representatives

The House convened at 10 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 Preston Moyle, Page.

3RD ORDER
Approval of Journal

March 3, 2015

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

WILLS, Chairman

Mr. Wills 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 2, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 12

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 2, 2015

Mr. Speaker:
I transmit herewith enrolled SCR 101 for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled SCR 101 and, when so signed, ordered it returned to the Senate.

March 2, 2015

Mr. Speaker:
I return herewith enrolled H 34, H 36, H 44, H 42, H 4, H 5, H 6, H 7, H 8, H 9, H 23, H 24, H 25, and H 52 which have been signed by the President.

NOVAK, Secretary

Enrolled H 34, H 36, H 44, H 42, H 4, H 5, H 6, H 7, H 8, H 9, H 23, H 24, H 25, and H 52 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 2, 2015

Mr. Speaker:
I transmit herewith SCR 112, SCR 109, SCR 110, S 1035, S 1086, S 1087, S 1074, and S 1091 which have passed the Senate.

NOVAK, Secretary

SCR 112, SCR 109, SCR 110, S 1035, S 1086, S 1087, S 1074, and S 1091 were filed for first reading.

March 2, 2015

Mr. Speaker:
I return herewith HCR 5, H 76, and H 85 which have passed the Senate.

NOVAK, Secretary

HCR 5, H 76, and H 85 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

March 3, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 205, H 206, H 207, H 208, H 209, H 210, H 211, H 212, H 213, H 214, and H 215.

WILLS, Chairman

H 205, H 206, H 207, H 210, and H 211 were filed for second reading.

H 208 and H 209 were referred to the Revenue and Taxation Committee.

H 212, H 213, H 214, and H 215 were referred to the State Affairs Committee.

March 3, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HJM 2 and HCR 4.

WILLS, Chairman

The Speaker announced he was about to sign enrolled HJM 2 and HCR 4 and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 2, 2015

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 190 and recommend that it do pass.

DEMORDAUNT, Chairman

H 190 was filed for second reading.

March 2, 2015

Mr. Speaker:

We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration S 1045 and recommend that it do pass.

LUKER, Chairman

S 1045 was filed for second reading.

March 2, 2015

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 111, S 1015, as amended, and S 1016 and recommend that they do pass.

PALMER, Chairman

H 111, S 1015, as amended, and S 1016 were filed for second reading.

March 2, 2015

Mr. Speaker:

We, your COMMITTEE ON ENVIRONMENT, ENERGY, AND TECHNOLOGY, report that we have had under consideration S 1024 and recommend that it do pass.

THOMPSON, Chairman

S 1024 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

SCR 112, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

SCR 109 and SCR 110, by Health and Welfare Committee, were introduced, read the first time by title, and referred to the Health and Welfare Committee.

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

HOUSE BILL NO. 216
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO ELECTIONS; AMENDING SECTION 34-106, IDAHO CODE, TO PROVIDE AN ADDITIONAL ELECTION DATE FOR CITY INITIATIVE AND REFERENDUM ELECTIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING CHAPTER 18, TITLE 34, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 34-1801B, IDAHO CODE, TO PROVIDE INITIATIVE AND REFERENDUM PROCEDURES FOR CITIES; REPEALING SECTION 50-501, IDAHO CODE, RELATING TO CITY ELECTIONS; AND AMENDING SECTION 50-802, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE.

H 216 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1035, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1086 and S 1087, by Education Committee, were introduced, read the first time by title, and referred to the Education Committee.

S 1074, by Agricultural Affairs Committee, was introduced, read the first time by title, and referred to the Agricultural Affairs Committee.

S 1091, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

HJM 8 and HCR 15, by State Affairs Committee, were read the second time by title and filed for third reading.

HCR 16, by Health and Welfare Committee, was read the second time by title and filed for third reading.

H 53, as amended, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

H 120, as amended, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

H 137, as amended, 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

H 100 - RETIREMENT PROVISIONS - LEGISLATURE

H 100 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. Packer and Mr. Harris to open debate.

Pursuant to Rule 38(3), Mr. Clow disclosed a conflict of interest regarding H 100.

The question being, "Shall H 100 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Batt, Bell, Boyle, Chaney, Cheatham, DeMordaunt, Dixon, Erpelding, Harris, Horman, Kauffman, King, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Monks, Nate, Nielsen, Nye, Packer, Palmer, Redman, Rubel, Rudolph, Scott, Shepherd, Sims, Troy, VanOrden, Vander Woude, Wintrow, Youngblood. Total – 38.

NAYS – Barbieri, Bateman, Beyeler, Burtenshaw, Chew, Clow, Collins, Crane, Dayley, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Jordan, Kerby, Kloc, Loertscher, Miller, Moyle, Pence, Perry, Raybould, Romrell, Rusche, Smith, Thompson, Trujillo, Wills, Wood, Mr. Speaker. Total – 32.

Total – 70.

Whereupon the Speaker declared that H 100 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 169 - EDUCATION

H 169 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. DeMordaunt to open debate.

The question being, "Shall H 169 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – McCrostie. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 169 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 132 - MOTOR FUELS

H 132 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. Kauffman to open debate.

The question being, "Shall H 132 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 61.
NAYS – Barbieri, Cheatham, Harris, McMillan, Mendive, Nate, Redman, Scott, Sims. Total – 9.
Total – 70.

Whereupon the Speaker declared that H 132 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 147 - MOTOR VEHICLES

H 147 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. Youngblood to open debate.

The question being, "Shall H 147 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

Whereupon the Speaker declared that H 147 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 142 - PLANNING AND ZONING

H 142 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. Redman to open debate.

The question being, "Shall H 142 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

Whereupon the Speaker declared that H 142 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 73 - VETERINARIANS

H 73 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Pence to open debate.

The question being, "Shall H 73 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Collins, Dayley, DeMordaunt, Erpelding, Gannon, Gibbs, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, McMillan, Miller, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 54.

NAYS – Barbieri, Cheatham, Clow, Crane, Dixon, Gestrin, Harris, Hixon, Luker, Mendive, Monks, Nate, Nielsen, Redman, Scott, Sims. Total – 16.
Total – 70.

Whereupon the Speaker declared that H 73 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 189 - IDAHO TELEHEALTH ACCESS ACT

H 189 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. Rusche to open debate.

The question being, "Shall H 189 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – Erpelding, Rubel, Wintrow. Total – 3.
Absent – Kauffman. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 189 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that H 152 retain its place on the Third Reading Calendar until Thursday, March 5, 2015. There being no objection, it was so ordered.

H 177 - MINORS

H 177 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. Vander Woude and Mr. Wood to open debate.

The question being, "Shall H 177 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chew, Clow, DeMordaunt, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, Miller, Nielsen, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 47.
NAYS – Barbieri, Batt, Chaney, Cheatham, Collins, Crane, Dayley, Dixon, Gestrin, Harris, Luker, McMillan, Mendive, Monks, Moyle, Nate, Nye, Palmer, Scott, Shepherd, Sims, Trujillo, VanOrden. Total – 23.
Total – 70.

Whereupon the Speaker declared that H 177 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 158 - BAIL

H 158 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. Kerby to open debate.

The question being, "Shall H 158 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – DeMordaunt, Hartgen, Rusche. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 158 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 159 - TOBACCO

H 159 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. Luker to open debate.

Pursuant to Rule 38(3), Mr. Vander Woude disclosed a conflict of interest regarding H 159.

The question being, "Shall H 159 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

Whereupon the Speaker declared that H 159 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 162 - JURY SELECTION AND SERVICE

H 162 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. McMillan and Mr. Gannon to open debate.

The question being, "Shall H 162 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Dayley, Erpelding, Gannon, Gibbs, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, McMillan, Miller, Nye, Packer, Palmer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 47.

NAYS – Andrus, Barbieri, Batt, Cheatham, Collins, Crane, DeMordaunt, Dixon, Gestrin, Harris, Hixon, Loertscher, Luker, Mendive, Monks, Moyle, Nate, Nielsen, Redman, Scott, Sims, Thompson, Vander Woude. Total – 23.

Total – 70.

Whereupon the Speaker declared that H 162 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 161 - FISH AND GAME

H 161 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. Luker to open debate.

The question being, "Shall H 161 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that H 161 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 166 - IRRIGATION DISTRICTS

H 166 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. Wood to open debate.

Pursuant to Rule 38(3), Mr. Nye disclosed a conflict of interest regarding H 166.

Pursuant to Rule 38(3), Mr. Bedke disclosed a conflict of interest regarding H 166.

The question being, "Shall H 166 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.

NAYS – Barbieri, Cheatham, Dixon, Harris, Monks, Nate, Scott. Total – 7.

Total – 70.

Whereupon the Speaker declared that H 166 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that H 99 and H 119 be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

H 194 - MOTOR VEHICLES

H 194 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. Palmer to open debate.

The question being, "Shall H 194 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 62.

NAYS – Chew, Erpelding, Jordan, Kloc, Perry, Rubel, Rusche, Wintrow. Total – 8.

Total – 70.

Whereupon the Speaker declared that H 194 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 167 - LABOR

H 167 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. Harris to open debate.

The question being, "Shall H 167 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that H 167 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that the House recess until 1:15 p.m. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House at recess until 1:15 p.m.

RECESS
Afternoon Session

The House reconvened at 1:15 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Eleventh Order of Business.

H 149 - CONTACT LENSES

H 149 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. Packer to open debate.

The question being, "Shall H 149 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bell, Beyeler, Burtenshaw, Cheatham, Collins, Crane, Erpelding, Gannon, Gibbs, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Malek, McDonald, Miller, Moyle, Packer, Perry, Raybould, Redman, Romrell, Rubel, Scott, Shepherd, Sims, Troy, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 40.
NAYS – Barbieri, Bateman, Batt, Boyle, Chaney, Chew, Clow, Dayley, DeMordaunt, Dixon, Gestrin, Harris, Kloc, Loertscher, Luker, McCrostie, McMillan, Mendive, Monks, Nate, Nielsen, Nye, Palmer, Pence, Rudolph, Rusche, Smith, Thompson, Trujillo. Total – 29.
Absent – Hartgen. Total – 1.
Paired Votes:
AYE – Crane NAY – Kloc
AYE – Horman NAY – DeMordaunt
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that H 149 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 150 - INTERSTATE MEDICAL LICENSURE COMPACT

H 150 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. Rusche and Mr. Wood to open debate.

The question being, "Shall H 150 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – Moyle. Total – 1.
Absent – DeMordaunt, Hartgen, Kloc. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 150 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Vander Woude, having voted on the prevailing side, served notice that he may ask for reconsideration of the vote by which H 100 passed the House.

H 100 was ordered held at the Desk.

Mr. Moyle 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 Thirteenth Order of Business.

13TH ORDER
Miscellaneous and Unfinished Business

Notice having been served and having voted on the prevailing side, Mr. Vander Woude moved that the House reconsider the vote by which H 100 passed the House. Seconded by Mr. Erpelding.

The question being, "Shall the motion carry?"

Roll call resulted as follows:
AYES – Barbieri, Bateman, Bell, Beyeler, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, Erpelding, Gannon, Gestrin, Gibbs, Hixon, Holtzclaw, Jordan, Kerby, Loertscher, McDonald, McMillan, Miller, Moyle, Nielsen, Nye, Pence, Perry, Raybould, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 41.
NAYS – Anderson, Anderst, Andrus, Batt, Boyle, Cheatham, Dixon, Harris, Horman, Kauffman, King, Luker, Malek, McCrostie, Mendive, Monks, Nate, Packer, Palmer, Redman, Romrell, Rubel, Scott, Sims, VanOrden, Youngblood. Total – 26.
Absent – DeMordaunt, Hartgen, Kloc. Total – 3.
Total – 70.

Whereupon the Speaker declared the motion to reconsider carried.

At this time, Mr. Moyle took the Chair.

H 100 - RETIREMENT PROVISIONS - LEGISLATURE

H 100 was placed before the House for reconsideration.

The question being, "Shall H 100 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Dixon, Erpelding, Gannon, Harris, Horman, Jordan, Kauffman, King, Luker, Malek, McCrostie, McMillan, Mendive, Monks, Nate, Nye, Packer, Palmer, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, VanOrden, Wintrow, Youngblood. Total – 38.
NAYS – Barbieri, Bateman, Chaney, Clow, Collins, Crane, Dayley, Gestrin, Gibbs, Hixon, Holtzclaw, Kerby, Loertscher, McDonald, Miller, Moyle, Nielsen, Pence, Perry, Raybould,

Rusche, Smith, Thompson, Troy, Trujillo, Vander Woude, Wills, Wood, Mr. Speaker. Total – 29.

Absent – DeMordaunt, Hartgen, Kloc. Total – 3.

Paired Votes:

AYE – Luker NAY – Crane

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared that **H 100** passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

16TH ORDER
Adjournment

Mr. Crane moved that the House adjourn until 10 a.m., Wednesday, March 4, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 2:38 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FIFTY-SECOND LEGISLATIVE DAY
WEDNESDAY, MARCH 4, 2015

House of Representatives

The House convened at 10 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 Janel Prigge, Page.

3RD ORDER
Approval of Journal

March 4, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-917, Idaho Code, LUKE MALEK, State Representative, District 4, Seat A, Kootenai County, State of Idaho, has nominated, TARA MALEK, of 721 N. 8th St., Couer d'Alene, ID 83814, to perform the duties of this office temporarily as Acting State Representative, District 4, Seat A.

NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Tara Malek of Coeur d'Alene, Idaho, to the office of Acting State Representative, District 4, Seat A, for a term commencing March 4, 2015, and continuing through March 5, 2015.

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 2nd day of March, in the year of our Lord two thousand and fifteen, and of the Independence of the United States of America, the two hundred and thirty-ninth year.

/s/ C.L. "BUTCH" OTTER
Governor
/s/ LAWERENCE DENNEY
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 Tara Malek.

OFFICE OF THE GOVERNOR
Boise

March 3, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 13

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 3, 2015

Mr. Speaker:

I transmit herewith **SCR 113**, **SCR 114**, **S 1097**, **S 1066**, **S 1100**, **S 1004**, **S 1054**, **S 1088**, **S 1001**, **S 1046**, **S 1047**, **S 1063**, and **S 1078** which have passed the Senate.

NOVAK, Secretary

SCR 113, **SCR 114**, **S 1097**, **S 1066**, **S 1100**, **S 1004**, **S 1054**, **S 1088**, **S 1001**, **S 1046**, **S 1047**, **S 1063**, and **S 1078** were filed for first reading.

March 3, 2015

Mr. Speaker:

I return herewith **HCR 3**, **H 55**, **H 43**, and **H 96** which have passed the Senate.

NOVAK, Secretary

HCR 3, **H 55**, **H 43**, and **H 96** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

March 4, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 216**.

WILLS, Chairman

H 216 was referred to the State Affairs Committee.

March 4, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HCR 5, H 76, and H 85.

WILLS, Chairman

The Speaker announced he was about to sign enrolled HCR 5, H 76, and H 85 and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 4, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 34, H 36, H 44, H 42, H 4, H 5, H 6, H 7, H 8, H 9, H 23, H 24, H 25, and H 52 to the Governor at 10:40 a.m., as of this date, March 3, 2015.

WILLS, Chairman

March 3, 2015

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 179 and recommend that it do pass.

WOOD, Chairman

H 179 was filed for second reading.

March 3, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration S 1050 and recommend that it do pass.

DEMORDAUNT, Chairman

S 1050 was filed for second reading.

March 3, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 155 and recommend that it do pass.

LOERTSCHER, Chairman

H 155 was filed for second reading.

March 3, 2015

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration S 1006 and S 1009 and recommend that they do pass.

BARBIERI, Chairman

S 1006 and S 1009 were filed for second reading.

March 3, 2015

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 182 and report it back with amendments attached to be placed on General Orders for consideration.

BARBIERI, Chairman

H 182 was placed on General Orders for consideration.

March 3, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration HCR 13, S 1026, S 1027, and S 1029 and recommend that they do pass.

WILLS, Chairman

HCR 13, S 1026, S 1027, and S 1029 were filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

SCR 113, by State Affairs Committee, was introduced, read the first time by title, and referred to the Agricultural Affairs Committee.

SCR 114, by State Affairs Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

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

HOUSE BILL NO. 217
BY REVENUE AND TAXATION COMMITTEE

AN ACT

RELATING TO PUBLIC WORKS; AMENDING SECTION 54-1218, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE APPLICABILITY OF SPECIFIED LAW.

HOUSE BILL NO. 218
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE HEALTHCARE POLICY INITIATIVES PROGRAM FOR FISCAL YEAR 2015; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE PHYSICAL HEALTH SERVICES PROGRAM FOR FISCAL YEAR 2015; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE MEDICALLY INDIGENT ADMINISTRATION PROGRAM FOR FISCAL YEAR 2015; AUTHORIZING ADDITIONAL FULL-TIME EQUIVALENT POSITIONS FOR THE PHYSICAL HEALTH SERVICES PROGRAM FOR FISCAL YEAR 2015; REDUCING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS FOR THE SOUTHWEST IDAHO TREATMENT CENTER FOR FISCAL YEAR 2015; REDUCING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS FOR THE MEDICALLY INDIGENT ADMINISTRATION PROGRAM FOR FISCAL YEAR 2015; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS FOR THE HEALTHCARE POLICY INITIATIVES PROGRAM FOR FISCAL YEAR 2015; REPORTING ON IMPLEMENTATION OF THE SHIP GRANT; AND DECLARING AN EMERGENCY.

H 217 and H 218 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1097 and S 1088, by Education Committee, were introduced, read the first time by title, and referred to the Education Committee.

S 1066, by State Affairs Committee, was introduced, read the first time by title, and held at the Desk.

S 1047, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1100, by Resources and Environment Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1004 and S 1054, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1001, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Commerce and Human Resources Committee.

S 1046, S 1063, and S 1078, by Commerce and Human Resources Committee, were introduced, read the first time by title, and referred to the Business Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 205, H 206, H 207, H 210, and H 211, by Appropriations Committee, were read the second time by title and filed for third reading.

H 190, by Education Committee, was read the second time by title and filed for third reading.

S 1045, by Local Government and Taxation Committee, was read the second time by title and filed for third reading.

H 111, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

S 1015, as amended, and S 1016, by Transportation Committee, were read the second time by title and filed for third reading.

S 1024, by State Affairs Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that HCR 15 be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

HCR 15 - STATEHOOD ANNIVERSARY

HCR 15 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HCR 15 be adopted?"

Whereupon the Speaker declared HCR 15 adopted by voice vote and ordered the resolution transmitted to the Senate.

At this time, the Speaker put the House at ease for the Idaho Day Program.

2015 IDAHO DAY PROGRAM

Opening Remarks

Rep. Merrill Beyeler

"Fly the Flag of Freedom"

Roosevelt Elementary "Raiders" Choir

"Idaho's National Pride"

Janet Gallimore

Director, Idaho State Historical Society

"Bye Bye Blackbird"

Roosevelt Elementary "Raiders" Choir

First Nations Presentation

Rep. Paulette Jordan

"Battle Hymn of the Republic"

Jena Carpenter

"The Blue in Our Flag"

Rep. Linden Bateman

Idaho Flag Procession

Future Farmers of America

"Here We Have Idaho"

Roosevelt Elementary "Raiders" Choir

Closing Remarks

Rep. Merrill Beyeler

At this time, Mr. Moyle took the Chair.

Prior to going at ease, the House was at the Eleventh Order of Business.

Mr. Crane moved that the House recess until 1:30 p.m. Seconded by Mr. Erpelding. Motion carried.

Whereupon the Speaker Pro Tem declared the House at recess until 1:30 p.m.

RECESS
Afternoon Session

The House reconvened at 1:30 p.m., the Speaker Pro Tem in the Chair.

Prior to recess, the House was at the Eleventh Order of Business.

H 156 - TAXATION - PURCHASE OF PROPERTY

H 156 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Kauffman to open debate.

The question being, "Shall H 156 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wills, Wintrow, Wood, Youngblood. Total – 65.
NAYS – None.
Absent – Bateman, DeMordaunt, Jordan, VanOrden, Mr. Speaker. Total – 5.
Total – 70.

Whereupon the Speaker Pro Tem declared that H 156 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 148 - CHERRY COMMISSION

H 148 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Batt to open debate.

The question being, "Shall H 148 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wills, Wintrow, Wood, Youngblood. Total – 65.
NAYS – None.
Absent – Bateman, DeMordaunt, Jordan, VanOrden, Mr. Speaker. Total – 5.
Total – 70.

Whereupon the Speaker Pro Tem declared that H 148 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 129 - MOTOR VEHICLES

H 129 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Gestrin to open debate.

Pursuant to Rule 38(3), Ms. Sims disclosed a conflict of interest regarding H 129.

The question being, "Shall H 129 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wills, Wintrow, Wood, Youngblood. Total – 65.
NAYS – None.
Absent – Bateman, DeMordaunt, Jordan, VanOrden, Mr. Speaker. Total – 5.
Total – 70.

Whereupon the Speaker Pro Tem declared that H 129 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 143 - EXEMPT EMPLOYMENT

H 143 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Youngblood to open debate.

The question being, "Shall H 143 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Malek(Malek), McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Raybould, Redman, Romrell, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, Vander Woude, Wills, Wood, Youngblood. Total – 49.
NAYS – Chew, Dayley, Erpelding, Gannon, Jordan, King, Kloc, Luker, McCrostie, Nye, Pence, Perry, Rubel, Rudolph, Rusche, Smith, Wintrow. Total – 17.
Absent – Bateman, DeMordaunt, VanOrden, Mr. Speaker. Total – 4.
Paired Votes:
AYE – Boyle NAY – Rusche
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker Pro Tem declared that H 143 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 153 - EMERGENCY MEDICAL SERVICES

H 153 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Malek to open debate.

The question being, "Shall H 153 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd,

Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wills, Wintrow, Wood. Total – 63.
NAYS – Moyle. Total – 1.
Absent – Bateman, Boyle, DeMordaunt, VanOrden, Youngblood, Mr. Speaker. Total – 6.
Total – 70.

Whereupon the Speaker Pro Tem declared that H 153 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 178 - HEALTH CARE

H 178 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Packer to open debate.

The question being, "Shall H 178 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bell, Beyeler, Burtenshaw, Chaney, Chew, Clow, Collins, Dayley, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, Miller, Moyle, Nielsen, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, Wills, Wintrow, Wood. Total – 48.
NAYS – Barbieri, Batt, Cheatham, Crane, Dixon, Gestrin, Harris, McMillan, Mendive, Monks, Nate, Nye, Scott, Shepherd, Sims, Vander Woude. Total – 16.
Absent – Bateman, Boyle, DeMordaunt, VanOrden, Youngblood, Mr. Speaker. Total – 6.
Total – 70.

Whereupon the Speaker Pro Tem declared that H 178 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 99 - CHARTERED BANKS

H 99 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Barbieri to open debate.

The question being, "Shall H 99 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wills, Wintrow, Wood. Total – 64.
NAYS – None.
Absent – Bateman, Boyle, DeMordaunt, VanOrden, Youngblood, Mr. Speaker. Total – 6.
Total – 70.

Whereupon the Speaker Pro Tem declared that H 99 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Crane asked unanimous consent that H 119 be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

H 53, as amended - CODE OF MILITARY JUSTICE

H 53, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Holtzclaw to open debate.

The question being, "Shall H 53, as amended, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wills, Wintrow, Wood. Total – 64.
NAYS – None.
Absent – Bateman, Boyle, DeMordaunt, VanOrden, Youngblood, Mr. Speaker. Total – 6.
Total – 70.

Whereupon the Speaker Pro Tem declared that H 53, as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 120, as amended - ECONOMIC ADVISORY COUNCIL

H 120, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Chaney to open debate.

The question being, "Shall H 120, as amended, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Barbieri, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek(Malek), McCrostie, McDonald, McMillan, Miller, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Vander Woude, Wills, Wintrow, Wood. Total – 54.
NAYS – Andrus, Dayley, Dixon, Harris, Luker, Mendive, Monks, Nielsen, Redman, Trujillo. Total – 10.
Absent – Bateman, Boyle, DeMordaunt, VanOrden, Youngblood, Mr. Speaker. Total – 6.
Total – 70.

Whereupon the Speaker Pro Tem declared that H 120, as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 137, as amended - PUBLIC EMPLOYEE RETIREMENT SYSTEM

H 137, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Trujillo to open debate.

The question being, "Shall H 137, as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wills, Wintrow, Wood. Total – 64.

NAYS – None.

Absent – Bateman, Boyle, DeMordaunt, VanOrden, Youngblood, Mr. Speaker. Total – 6.

Total – 70.

Whereupon the Speaker Pro Tem declared that H 137, as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Crane 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Crane moved that the House adjourn until 10 a.m., Thursday, March 5, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 2:27 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FIFTY-THIRD LEGISLATIVE DAY
THURSDAY, MARCH 5, 2015

House of Representatives

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

Roll call showed 65 members present.
Absent – Bateman, DeMordaunt, McMillan, Rusche, Wills. Total – 5.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Samantha Ruggles, Page.

3RD ORDER
Approval of Journal

March 5, 2015

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

WILLS, Chairman

Mr. Wills 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 4, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 52

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 4, 2015

Mr. Speaker:
I return herewith enrolled HJM 2 and HCR 4 which have been signed by the President.

NOVAK, Secretary

Enrolled HJM 2 and HCR 4 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 4, 2015

Mr. Speaker:
I transmit herewith S 1030 which has passed the Senate.

NOVAK, Secretary

S 1030 was filed for first reading.

5TH ORDER
Report of Standing Committees

March 5, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 217 and H 218.

WILLS, Chairman

H 217 was referred to the Business Committee.

H 218 was filed for second reading.

March 5, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HCR 3, H 55, H 43, and H 96.

WILLS, Chairman

The Speaker announced he was about to sign enrolled HCR 3, H 55, H 43, and H 96 and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 4, 2015

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 184, H 185, and H 195 and recommend that they do pass.

LOERTSCHER, Chairman

H 184, H 185, and H 195 were filed for second reading.

March 4, 2015

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 187 and recommend that it do pass.

WOOD, Chairman

H 187 was filed for second reading.

March 3, 2015

Mr. Speaker:
We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration HCR 12 and recommend that it do pass.

RAYBOULD, Chairman

HCR 12 was filed for second reading.

March 4, 2015

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, return misdirected SCR 114 to the Desk.

WOOD, Chairman

SCR 114 was referred to Agricultural Affairs Committee.

March 4, 2015

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 183 and recommend that it do pass.

PALMER, Chairman

H 183 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. 219
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO ELECTIONS; AMENDING SECTION 34-439, IDAHO CODE, TO REVISE PROCEDURES REGARDING DISCLOSURES IN ELECTIONS TO AUTHORIZE BONDED INDEBTEDNESS; AND AMENDING SECTION 34-439A, IDAHO CODE, TO REVISE PROCEDURES REGARDING DISCLOSURES IN ELECTIONS TO AUTHORIZE A TAX LEVY.

HOUSE BILL NO. 220
BY REVENUE AND TAXATION COMMITTEE

AN ACT

RELATING TO INCOME TAX CREDITS FOR CHARITABLE CONTRIBUTIONS; AMENDING SECTION 63-3029A, IDAHO CODE, TO REVISE CRITERIA AS TO HOW CERTAIN NONPROFIT CORPORATIONS, FUNDS, FOUNDATIONS, TRUSTS OR ASSOCIATIONS QUALIFY FOR THE INCOME TAX CREDIT, TO REMOVE A REFERENCE TO THE STATE BOARD OF EDUCATION, TO REVISE A DEFINITION, TO PROVIDE A CORRECT NAME, TO PROVIDE AN ADDITIONAL DEFINITION AND TO PROVIDE STANDARDS OF CARE FOR CERTAIN ENTITIES; REPEALING SECTION 3, CHAPTER 354, LAWS OF 2010, RELATING TO THE REPEAL OF A CERTAIN CODE SECTION; REPEALING SECTION 63-3029A, IDAHO CODE, AS ENACTED BY SECTION 4, CHAPTER 354, LAWS OF 2010, RELATING TO INCOME TAX CREDIT FOR CHARITABLE CONTRIBUTIONS AND LIMITATIONS; AMENDING SECTION 5, CHAPTER 354, LAWS OF 2010, TO REMOVE AN EFFECTIVE DATE; AMENDING SECTION 63-3029A, IDAHO CODE, AS AMENDED BY SECTION 1 OF THIS ACT, TO REMOVE A DEFINITION AND TO REMOVE REFERENCE TO A NONPROFIT CORPORATION, FUND, FOUNDATION, TRUST OR ASSOCIATION FOR EDUCATIONAL PURPOSES; DECLARING AN EMERGENCY, PROVIDING RETROACTIVE APPLICATION AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 221
BY REVENUE AND TAXATION COMMITTEE

AN ACT

RELATING TO SALES TAXATION; AMENDING SECTION 63-3622D, IDAHO CODE, TO PROVIDE THAT THE COSTS OF ACQUIRING, FEEDING, CARING FOR AND MAINTAINING WILDLIFE OR FISH THAT ARE MADE AVAILABLE FOR HUNTING OR FISHING ARE ELIGIBLE FOR THE PRODUCTION EXEMPTION WHEN THE HUNTING OR FISHING ACTIVITY IS TAXABLE AND TO MAKE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 222
BY EDUCATION COMMITTEE

AN ACT

RELATING TO EDUCATION; AMENDING SECTION 33-1001, IDAHO CODE, TO DEFINE TERMS AND TO REVISE DEFINITIONS; AMENDING SECTION 33-1002, IDAHO CODE, TO PROVIDE AMOUNTS NEEDED FOR STATE SUPPORT OF THE MASTER TEACHER PREMIUMS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-1004, IDAHO CODE, TO REVISE AND TO ESTABLISH ADDITIONAL PROVISIONS RELATING TO STAFF ALLOWANCE AND TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 33-1004A, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE EXPERIENCE AND EDUCATION MULTIPLIER, TO REMOVE PROVISIONS RELATING TO THE STATEWIDE AVERAGE MULTIPLIER FOR INSTRUCTIONAL STAFF, TO PROVIDE THAT ON A CERTAIN DATE PUPIL SERVICE STAFF SHALL BE DEEMED INSTRUCTIONAL STAFF FOR CERTAIN PURPOSES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1004B, IDAHO CODE, TO PROVIDE FOR A CAREER LADDER FOR INSTRUCTIONAL STAFF, TO PROVIDE ALLOCATION AMOUNTS, TO PROVIDE REQUIREMENTS RELATING TO PLACEMENT ON THE CAREER LADDER, TO PROVIDE FOR ADDITIONAL EDUCATION ALLOCATION AMOUNTS AND TO PROVIDE FOR AN ANNUAL INDEPENDENT REVIEW OF CERTAIN EVALUATIONS; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1004B, IDAHO CODE, TO PROVIDE FOR A CAREER LADDER FOR INSTRUCTIONAL STAFF, TO PROVIDE ALLOCATION AMOUNTS, TO PROVIDE REQUIREMENTS RELATING TO PLACEMENT ON THE CAREER LADDER, TO PROVIDE FOR ADDITIONAL EDUCATION ALLOCATION AMOUNTS AND TO PROVIDE FOR AN ANNUAL INDEPENDENT REVIEW OF CERTAIN EVALUATIONS; AMENDING SECTION 33-1004C, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-1004E, IDAHO CODE, TO REVISE PROVISIONS RELATING TO EACH DISTRICT'S SALARY-BASED APPORTIONMENT FOR INSTRUCTIONAL STAFF, ADMINISTRATIVE STAFF AND CLASSIFIED STAFF, TO ESTABLISH PROVISIONS RELATING TO DETERMINING EACH DISTRICT'S SALARY-BASED APPORTIONMENT FOR PUPIL SERVICE STAFF, TO MAKE TECHNICAL CORRECTIONS AND TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 33-1004F, IDAHO CODE, TO ESTABLISH ADDITIONAL PROVISIONS

RELATING TO MASTER TEACHER PREMIUMS AND OBLIGATIONS TO RETIREMENT AND SOCIAL SECURITY BENEFITS; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1004I, IDAHO CODE, TO PROVIDE FOR MASTER TEACHER PREMIUMS, TO PROVIDE MINIMUM AND ADDITIONAL QUALIFICATIONS, TO PROVIDE A MASTER TEACHER PREMIUM AMOUNT AND TERM AND TO GRANT THE STATE BOARD OF EDUCATION RULEMAKING AUTHORITY; AMENDING SECTION 33-1004J, IDAHO CODE, TO PROVIDE THAT CERTAIN STAFF ARE ELIGIBLE FOR LEADERSHIP PREMIUMS, TO REMOVE A LEADERSHIP PRIORITY, TO ESTABLISH PROVISIONS RELATING TO ELIGIBILITY FOR LEADERSHIP PREMIUMS AND TO PROVIDE AN EXCEPTION AND TO ESTABLISH ADDITIONAL REPORTING REQUIREMENTS; AMENDING CHAPTER 12, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1201A, IDAHO CODE, TO PROVIDE FOR AN IDAHO PROFESSIONAL ENDORSEMENT AND FOR ELIGIBILITY REQUIREMENTS, TO PROVIDE THAT CERTAIN STAFF SHALL AUTOMATICALLY OBTAIN AN IDAHO PROFESSIONAL ENDORSEMENT, TO GRANT THE BOARD OF EDUCATION RULEMAKING AUTHORITY AND TO DEFINE A TERM; AMENDING SECTION 33-515, IDAHO CODE, TO PROVIDE THAT CERTAIN STAFF MAY NOT BE PLACED ON A RENEWABLE CONTRACT STATUS AND TO PROVIDE A CORRECT CODE REFERENCE; PROVIDING A SUNSET DATE AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 223
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE OFFICE OF ENERGY RESOURCES FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 224
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE MEDICAL BOARDS FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 225
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE LAVA HOT SPRINGS FOUNDATION FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 226
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF JUVENILE CORRECTIONS FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 227
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE DIVISION OF VETERANS SERVICES FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 228
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE PUBLIC UTILITIES COMMISSION FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 229
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE MILITARY DIVISION FOR THE MILITARY MANAGEMENT PROGRAM TO COVER INAUGURATION EXPENSES FOR FISCAL YEAR 2015; APPROPRIATING MONEYS TO THE MILITARY DIVISION FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; PROVIDING CLARIFICATION AND GUIDANCE REGARDING THE FLAT TOP BUTTE COMMUNICATION SITE; GRANTING A CONTINUOUS APPROPRIATION FOR A CERTAIN FUND; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 230
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE PUBLIC HEALTH DISTRICTS FOR FISCAL YEAR 2016.

HOUSE BILL NO. 231
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE ENDOWMENT FUND INVESTMENT BOARD FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING A CONTINUOUS APPROPRIATION FOR CERTAIN COSTS; AND EXPRESSING LEGISLATIVE INTENT REGARDING THE TRANSFER OF MONEYS FROM THE EARNINGS RESERVE FUNDS TO THE INCOME FUNDS.

HOUSE BILL NO. 232
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE CHILDREN'S MENTAL HEALTH PROGRAM FOR FISCAL YEAR 2015; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE ADULT MENTAL HEALTH PROGRAM FOR FISCAL YEAR 2015; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE SUBSTANCE ABUSE TREATMENT AND PREVENTION PROGRAM FOR FISCAL YEAR 2015; AUTHORIZING ADDITIONAL FULL-TIME EQUIVALENT POSITIONS FOR THE SUBSTANCE ABUSE TREATMENT AND PREVENTION PROGRAM FOR FISCAL YEAR 2015; REDUCING THE NUMBER OF FULL-TIME EQUIVALENT

POSITIONS FOR THE SOUTHWEST IDAHO TREATMENT CENTER PROGRAM FOR FISCAL YEAR 2015; AND DECLARING AN EMERGENCY.

H 219, H 220, H 221, H 222, H 223, H 224, H 225, H 226, H 227, H 228, H 229, H 230, H 231, and H 232 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1030, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 179, by Health and Welfare Committee, was read the second time by title and filed for third reading.

S 1050, by Education Committee, was read the second time by title and filed for third reading.

H 155, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1006 and S 1009, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

HCR 13, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1026, S 1027, and S 1029, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 152 - OCCUPATIONAL LICENSES BUREAU

H 152 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. Packer to open debate.

The question being, "Shall H 152 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bell, Beyeler, Burtenshaw, Chew, Clow, Collins, Dayley, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek(Malek), McCrostie, McDonald, Miller, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Smith, Troy, Trujillo, VanOrden, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 43.
NAYS – Barbieri, Batt, Boyle, Chaney, Cheatham, Crane, Dixon, Gestrin, Harris, Loertscher, Luker, Mendive, Monks, Moyle, Nate, Nielsen, Palmer, Scott, Shepherd, Sims, Thompson, Vander Woude. Total – 22.
Absent – Bateman, DeMordaunt, McMillan, Rusche, Wills. Total – 5.
Total – 70.

Whereupon the Speaker declared that H 152 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that H 205, H 210, H 211, H 111, and H 119 retain their places on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 206 - APPROPRIATION - CORRECTION DEPARTMENT

H 206 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. Youngblood to open debate.

The question being, "Shall H 206 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – None.
Absent – Bateman, DeMordaunt, McMillan, Rusche, Wills. Total – 5.
Total – 70.

Whereupon the Speaker declared that H 206 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 207 - APPROPRIATIONS - OFFICE OF DRUG POLICY

H 207 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. Youngblood to open debate.

The question being, "Shall H 207 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bell, Beyeler, Burtenshaw, Chew, Clow, Collins, Dayley, Dixon, Erpelding, Gannon, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, King, Kloc, Luker, Malek(Malek), McCrostie, McDonald, Miller, Monks, Moyle, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Smith, Thompson, Troy, Trujillo, VanOrden, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 47.
NAYS – Barbieri, Batt, Boyle, Chaney, Cheatham, Crane, Gestrin, Hixon, Kerby, Loertscher, Mendive, Nate, Nielsen, Palmer, Scott, Shepherd, Sims, Vander Woude. Total – 18.
Absent – Bateman, DeMordaunt, McMillan, Rusche, Wills. Total – 5.
Total – 70.

Whereupon the Speaker declared that H 207 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 190 - EDUCATION

H 190 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Rubel to open debate.

The question being, "Shall H 190 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bell, Beyeler, Boyle, Burtenshaw, Chew, Clow, Collins, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek(Malek), McCrostie, McDonald, Miller, Nye, Packer, Palmer, Pence, Raybould, Romrell, Rubel, Rudolph, Shepherd, Smith, VanOrden, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 42.
NAYS – Barbieri, Batt, Chaney, Cheatham, Crane, Dayley, Harris, Hixon, Loertscher, Luker, Mendive, Monks, Moyle, Nate, Nielsen, Perry, Redman, Scott, Sims, Thompson, Troy, Trujillo, Vander Woude. Total – 23.
Absent – Bateman, DeMordaunt, McMillan, Rusche, Wills. Total – 5.
Total – 70.

Whereupon the Speaker declared that H 190 passed the House. Title was approved and the bill ordered transmitted to the Senate.

HJM 6 - AGRICULTURE

HJM 6 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HJM 6 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Dayley, Gestrin, Gibbs, Hartgen, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Luker, Malek(Malek), McDonald, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Romrell, Rudolph, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wood, Youngblood, Mr. Speaker. Total – 41.
NAYS – Barbieri, Cheatham, Chew, Clow, Collins, Crane, Dixon, Erpelding, Gannon, Harris, Hixon, Jordan, King, Kloc, McCrostie, Mendive, Nate, Nielsen, Redman, Rubel, Scott, Shepherd, Sims, Wintrow. Total – 24.
Absent – Bateman, DeMordaunt, McMillan, Rusche, Wills. Total – 5.
Total – 70.

Whereupon the Speaker declared HJM 6 adopted and ordered the memorial transmitted to the Senate.

HJM 5 - BOULDER-WHITE CLOUDS MONUMENT

HJM 5 was read the third time at length and placed before the House for final consideration.

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

Pursuant to Rule 38(3), Mr. Beyeler disclosed a conflict of interest regarding HJM 5.

The question being, "Shall HJM 5 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.
NAYS – None.
Absent – Bateman, Crane, DeMordaunt, McMillan, Rusche, Wills. Total – 6.
Total – 70.

Whereupon the Speaker declared HJM 5 adopted and ordered the memorial transmitted to the Senate.

HJM 7 - IDAHO NATIONAL LABORATORY

HJM 7 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HJM 7 be adopted?"

Whereupon the Speaker declared HJM 7 adopted by voice vote and ordered the memorial transmitted to the Senate.

HJM 3 - HUMAN RIGHTS

HJM 3 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Wintrow to open debate.

The question being, "Shall HJM 3 be adopted?"

Whereupon the Speaker declared HJM 3 adopted by voice vote and ordered the memorial transmitted to the Senate.

HJM 8 - TRANSPORTATION

HJM 8 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HJM 8 be adopted?"

Whereupon the Speaker declared HJM 8 adopted by voice vote and ordered the memorial transmitted to the Senate.

HCR 14 - FARM BUREAU FEDERATION

HCR 14 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Bell to open debate.

The question being, "Shall HCR 14 be adopted?"

Whereupon the Speaker declared HCR 14 adopted by voice vote and ordered the resolution transmitted to the Senate.

Mr. Moyle asked unanimous consent that HCR 16 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1020 - FISH AND GAME

S 1020 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Pence to open debate.

The question being, "Shall S 1020 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek(Malek), McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.
NAYS – None.
Absent – Bateman, DeMordaunt, Loertscher, McMillan, Rusche, VanOrden, Wills. Total – 7.
Total – 70.

Whereupon the Speaker declared that S 1020 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that S 1031 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1036 - DENTISTRY

S 1036 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Troy to open debate.

Pursuant to Rule 38(3), Mr. Luker disclosed a conflict of interest regarding S 1036.

Pursuant to Rule 38(3), Mrs. Packer disclosed a conflict of interest regarding S 1036.

The question being, "Shall S 1036 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chew, Clow, Collins, Crane, Dayley, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek(Malek), McCrostie, McDonald, Miller, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 53.
NAYS – Barbieri, Cheatham, Dixon, Gestrin, Harris, Mendive, Monks, Nate, Scott. Total – 9.
Absent – Bateman, Chaney, DeMordaunt, Loertscher, McMillan, Rusche, VanOrden, Wills. Total – 8.
Total – 70.

Whereupon the Speaker declared that S 1036 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1037 - DENTISTRY

S 1037 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. Redman to open debate.

Pursuant to Rule 38(3), Mr. Luker disclosed a conflict of interest regarding S 1037.

Pursuant to Rule 38(3), Mrs. Packer disclosed a conflict of interest regarding S 1037.

The question being, "Shall S 1037 pass?"

Roll call resulted as follows:
AYES – Bell, Beyeler, Burtenshaw, Chew, Collins, Crane, Dixon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, King, Malek(Malek), McDonald, Moyle, Nate, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Scott, Smith, Thompson, Troy, Trujillo, Vander Woude, Wood, Mr. Speaker. Total – 32.
NAYS – Anderson, Anderst, Andrus, Barbieri, Batt, Boyle, Chaney, Cheatham, Clow, Dayley, Erpelding, Gannon, Gestrin, Harris, Jordan, Kauffman, Kerby, Kloc, Loertscher, Luker, McCrostie, Mendive, Miller, Monks, Nielsen, Palmer, Rubel, Rudolph, Shepherd, Sims, Wintrow, Youngblood. Total – 32.
Absent – Bateman, DeMordaunt, McMillan, Rusche, VanOrden, Wills. Total – 6.
Total – 70.

Whereupon the Speaker declared that S 1037 failed to pass the House and ordered the bill returned to the Senate.

S 1042 - HEALTH AND SAFETY

S 1042 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. Hixon to open debate.

The question being, "Shall S 1042 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.
NAYS – None.
Absent – Bateman, DeMordaunt, McMillan, Rusche, VanOrden, Wills. Total – 6.
Total – 70.

Whereupon the Speaker declared that S 1042 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1043 - HEALTH AND SAFETY

S 1043 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Chew to open debate.

The question being, "Shall S 1043 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, Mendive, Miller, Monks, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.
NAYS – None.
Absent – Bateman, DeMordaunt, McMillan, Moyle, Rusche, VanOrden, Wills. Total – 7.
Total – 70.

Whereupon the Speaker declared that S 1043 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1079 - ENGINEERS AND SURVEYORS

S 1079 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. Rudolph to open debate.

Pursuant to Rule 38(3), Mr. Holtzclaw disclosed a conflict of interest regarding S 1079.

The question being, "Shall S 1079 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, Mendive, Miller, Monks, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Trujillo, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 62.
NAYS – Moyle, Troy. Total – 2.
Absent – Bateman, DeMordaunt, McMillan, Rusche, VanOrden, Wills. Total – 6.
Total – 70.

Whereupon the Speaker declared that S 1079 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Luker, having voted on the prevailing side, served notice that he may ask for reconsideration of the vote by which S 1037 failed the House.

S 1037 was ordered held at the Desk.

S 1081 - HEALTH CARE

S 1081 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. Redman to open debate.

The question being, "Shall S 1081 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.
NAYS – None.
Absent – Bateman, DeMordaunt, McMillan, Rusche, VanOrden, Wills. Total – 6.
Total – 70.

Whereupon the Speaker declared that S 1081 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle 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 Thirteenth Order of Business.

13TH ORDER
Miscellaneous and Unfinished Business

Notice having been served and having voted on the prevailing side, Mr. Luker moved that the House reconsider the vote by which S 1037 failed the House. Seconded by Mr. Erpelding.

The question being, "Shall the motion carry?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek(Malek), McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Smith, Thompson, Troy, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 58.
NAYS – Chaney, Dixon, Scott, Shepherd, Sims, Trujillo. Total – 6.
Absent – Bateman, DeMordaunt, McMillan, Rusche, VanOrden, Wills. Total – 6.
Total – 70.

Whereupon the Speaker declared the motion to reconsider carried.

Mr. Moyle asked unanimous consent that S 1037 be returned to the Third Reading Calendar for reconsideration. There being no objection, it was so ordered.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10 a.m., Friday, March 6, 2015. Seconded by Mr. Erpelding. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:55 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FIFTY-FOURTH LEGISLATIVE DAY
FRIDAY, MARCH 6, 2015

House of Representatives

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

Roll call showed 65 members present.
Absent – Bateman, Chew, DeMordaunt, Gibbs, Rusche. Total – 5.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Alexa Snooks, Page.

3RD ORDER
Approval of Journal

March 6, 2015

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

WILLS, Chairman

Mr. Wills 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 5, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 4, **H 6**, **H 7**, **H 8**, **H 9**, **H 23**, **H 24**, **H 25**, **H 34**, **H 36**, and **H 42**

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 5, 2015

Mr. Speaker:
I return herewith enrolled **HCR 5**, **H 76**, and **H 85** which have been signed by the President.

NOVAK, Secretary

Enrolled **HCR 5** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

Enrolled **H 76** and **H 85** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 5, 2015

Mr. Speaker:
I transmit herewith **S 1025**, **S 1109**, **S 1104**, and **S 1110** which have passed the Senate.

NOVAK, Secretary

S 1025, **S 1109**, **S 1104**, and **S 1110** were filed for first reading.

5TH ORDER
Report of Standing Committees

March 6, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 219**, **H 220**, **H 221**, **H 222**, **H 223**, **H 224**, **H 225**, **H 226**, **H 227**, **H 228**, **H 229**, **H 230**, **H 231**, and **H 232**.

WILLS, Chairman

H 219 was referred to the State Affairs Committee.

H 220, **H 223**, **H 224**, **H 225**, **H 226**, **H 227**, **H 228**, **H 229**, **H 230**, **H 231**, and **H 232** were filed for second reading.

H 221 was referred to the Revenue and Taxation Committee.

H 222 was referred to the Education Committee.

March 6, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HJM 2** and **HCR 4** to the Secretary of State at 10:47 a.m., as of this date, March 5, 2015.

WILLS, Chairman

March 5, 2015

Mr. Speaker:
We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 209** and recommend that it do pass.

COLLINS, Chairman

H 209 was filed for second reading.

March 5, 2015

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration **H 181** and recommend that it do pass.

WOOD, Chairman

H 181 was filed for second reading.

March 5, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 212 and recommend that it do pass.

LOERTSCHER, Chairman

H 212 was filed for second reading.

March 5, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, return misdirected H 192 to the Desk.

LOERTSCHER, Chairman

H 192 was referred to Transportation and Defense Committee.

March 5, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration S 1034, S 1051, and S 1052 and recommend that they do pass.

WILLS, Chairman

S 1034, S 1051, and S 1052 were filed for second reading.

March 5, 2015

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration S 1007, S 1008, S 1010, and S 1023 and recommend that they do pass.

BARBIERI, Chairman

S 1007, S 1008, S 1010, and S 1023 were filed for second reading.

March 5, 2015

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 208 and recommend that it do pass.

COLLINS, Chairman

H 208 was filed for second reading.

March 5, 2015

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 197, S 1057, S 1058, S 1099, and SCR 107 and recommend that they do pass.

RAYBOULD, Chairman

H 197, S 1057, S 1058, S 1099, and SCR 107 were 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. 233
BY EDUCATION COMMITTEE

AN ACT

RELATING TO SCHOOL COUNSELORS; AMENDING SECTION 33-1002, IDAHO CODE, TO PROVIDE AN AMOUNT NEEDED FOR SCHOOL COUNSELING SUPPORT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-1212, IDAHO CODE, TO REVISE PROVISIONS AND TO ESTABLISH ADDITIONAL PROVISIONS RELATING TO SCHOOL COUNSELORS; AND AMENDING CHAPTER 12, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1212A, IDAHO CODE, TO PROVIDE FOR ACADEMIC AND COLLEGE OR CAREER ADVISORS AND STUDENT MENTORS, TO GRANT SCHOOL DISTRICTS AND CHARTER SCHOOLS THE AUTHORITY TO EMPLOY CERTAIN STAFF, TO REQUIRE SCHOOL DISTRICTS TO PROVIDE PROFESSIONAL DEVELOPMENT FOR CERTAIN STAFF AND TO PROVIDE NOTICE AND REPORTING REQUIREMENTS.

HOUSE BILL NO. 234
BY REVENUE AND TAXATION COMMITTEE

AN ACT

RELATING TO PROPERTY EXEMPT FROM TAXATION; AMENDING SECTION 63-602NN, IDAHO CODE, TO REVISE DEFINITIONS, TO REVISE CAPITAL INVESTMENT REQUIREMENTS IN COUNTIES WITHIN A CERTAIN POPULATION CRITERIA, TO REVISE THE EXEMPTION PERIOD AND TO PROVIDE NOTICE TO CERTAIN ENTITIES.

HOUSE BILL NO. 235
BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO HEALTH INSURANCE; AMENDING CHAPTER 18, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-1852, IDAHO CODE, TO ESTABLISH REQUIREMENTS FOR HEALTH INSURANCE POLICIES COVERING CERTAIN TYPES OF CHEMOTHERAPY.

H 233, H 234, and H 235 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1025 and S 1109, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1104, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1110, by Finance Committee, was introduced, read the first time by title, and 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 218, by Appropriations Committee, was read the second time by title and filed for third reading.

H 184, H 185, and H 195, by State Affairs Committee, were read the second time by title and filed for third reading.

H 187 and HCR 12, by Health and Welfare Committee, were read the second time by title and filed for third reading.

H 183, by State Affairs Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

S 1037 - DENTISTRY

S 1037 was placed before the House for reconsideration.

The question being, "Shall S 1037 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Bell, Beyeler, Burtenshaw, Chew, Collins, Crane, Erpelding, Gannon, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, Miller, Moyle, Nate, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 45.
NAYS – Andrus, Barbieri, Batt, Boyle, Chaney, Cheatham, Clow, Dayley, Dixon, Gestrin, Harris, Jordan, Loertscher, Luker, McMillan, Mendive, Monks, Nielsen, Palmer, Rubel, Scott, Sims. Total – 22.
Absent – Bateman, DeMordaunt, Gibbs. Total – 3.
Paired Votes:
AYE – Chew NAY – Scott
AYE – Rusche NAY – Dixon
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that S 1037 passed the House. Title was approved and the bill ordered returned to the Senate.

H 205 - APPROPRIATIONS - H&W, MEDICAID

H 205 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. Malek to open debate.

The question being, "Shall H 205 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Clow, Collins, Crane, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 55.
NAYS – Barbieri, Cheatham, Dayley, McMillan, Mendive, Moyle, Nate, Nielsen, Scott, Shepherd, Sims. Total – 11.
Absent – Bateman, Chew, DeMordaunt, Rusche. Total – 4.
Paired Votes:
AYE – Gibbs NAY – Moyle
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that H 205 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 210 - APPROPRIATIONS - H&W, INDIRECT SUPPORT SERVICES AND SELF-RELIANCE OPERATIONS

H 210 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. Malek to open debate.

The question being, "Shall H 210 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bell, Beyeler, Burtenshaw, Clow, Collins, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Horman, Jordan, Kauffman, King, Kloc, Loertscher, Malek, McCrostie, McDonald, Miller, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Smith, Troy, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 40.
NAYS – Barbieri, Batt, Boyle, Chaney, Cheatham, Crane, Dayley, Dixon, Gestrin, Harris, Holtzclaw, Kerby, Luker, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Palmer, Scott, Shepherd, Sims, Thompson, Trujillo, Vander Woude. Total – 26.
Absent – Bateman, Chew, DeMordaunt, Rusche. Total – 4.
Paired Votes:
AYE – Gibbs NAY – Moyle
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that H 210 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 211 - APPROPRIATIONS - H&W, BENEFIT PAYMENTS PROGRAM AND INDIRECT SUPPORT SERVICES

H 211 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. Malek to open debate.

The question being, "Shall H 211 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Bell, Beyeler, Burtenshaw, Chaney, Clow, Collins, Erpelding, Gannon, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Nye, Packer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Smith, Troy, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 45.
NAYS – Andrus, Barbieri, Batt, Boyle, Cheatham, Crane, Dayley, Dixon, Gestrin, McMillan, Mendive, Moyle, Nate, Nielsen, Palmer, Redman, Scott, Shepherd, Sims, Thompson, Trujillo, Vander Woude. Total – 22.
Absent – Bateman, Chew, DeMordaunt. Total – 3.
Paired Votes:
AYE – Gibbs NAY – Moyle
AYE – Rusche NAY – Scott
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that H 211 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that H 111 and H 119 retain their places on the Third Reading Calendar until Monday, March 9, 2015. There being no objection, it was so ordered.

H 179 - HOSPITALS

H 179 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. Redman to open debate.

The question being, "Shall H 179 pass?"

Roll call resulted as follows:
AYES – Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dixon, Erpelding, Gannon, Gestrin, Harris, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Miller, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 57.
NAYS – Anderson, Dayley, Mendive, Monks, Moyle, Trujillo, VanOrden. Total – 7.
Absent – Bateman, Chew, DeMordaunt, Gibbs, Hartgen, Rusche. Total – 6.
Total – 70.

Whereupon the Speaker declared that H 179 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that H 155 retain its place on the Third Reading Calendar until Monday, March 9, 2015. There being no objection, it was so ordered.

HCR 16 - BENEWAH COUNTY

HCR 16 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Troy and Ms. Jordan to open debate.

The question being, "Shall HCR 16 be adopted?"

Whereupon the Speaker declared HCR 16 adopted by voice vote and ordered the resolution transmitted to the Senate.

HCR 13 - IDAHO STATE POLICE - RULE REJECTED

HCR 13 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HCR 13 be adopted?"

Whereupon the Speaker declared HCR 13 adopted by voice vote and ordered the resolution transmitted to the Senate.

S 1031 - FISH AND GAME

S 1031 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Boyle to open debate.

The question being, "Shall S 1031 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.
NAYS – None.
Absent – Bateman, Chew, DeMordaunt, Gibbs, Rusche, Wills. Total – 6.
Total – 70.

Whereupon the Speaker declared that S 1031 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1045 - PORT DISTRICTS

S 1045 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. Rudolph to open debate.

The question being, "Shall S 1045 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.
NAYS – None.
Absent – Bateman, Chew, DeMordaunt, Gibbs, Rusche, Wills. Total – 6.
Total – 70.

Whereupon the Speaker declared that S 1045 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1015, as amended - MOTOR VEHICLE DEALERS

S 1015, as amended, 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. Rudolph to open debate.

Pursuant to Rule 38(3), Ms. Sims disclosed a conflict of interest regarding S 1015, as amended.

Pursuant to Rule 38(3), Mr. Gannon disclosed a conflict of interest regarding S 1015, as amended.

The question being, "Shall S 1015, as amended, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Harris,

Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.

NAYS – None.

Absent – Bateman, Chew, DeMordaunt, Gibbs, Rusche, Wills. Total – 6.

Total – 70.

Whereupon the Speaker declared that S 1015, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1016 - DRIVER'S LICENSES AND PERMITS

S 1016 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. McDonald to open debate.

The question being, "Shall S 1016 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Bell, Beyeler, Burtenshaw, Chaney, Clow, Collins, Dayley, Erpelding, Gannon, Gestrin, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, Miller, Monks, Nye, Packer, Palmer, Pence, Raybould, Romrell, Rubel, Rudolph, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 45.

NAYS – Andrus, Barbieri, Batt, Boyle, Cheatham, Crane, Dixon, Harris, McMillan, Mendive, Moyle, Nate, Nielsen, Perry, Redman, Scott, Shepherd, Sims. Total – 18.

Absent – Bateman, Chew, DeMordaunt, Gibbs, Malek, Rusche, Wills. Total – 7.

Total – 70.

Whereupon the Speaker declared that S 1016 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1024 - CONSERVATION

S 1024 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. Thompson to open debate.

The question being, "Shall S 1024 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Clow, Collins, Dayley, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Nate, Nielsen, Nye, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 57.

NAYS – Batt, Boyle, Crane, Luker, Moyle, Packer, Vander Woude. Total – 7.

Absent – Bateman, Chew, DeMordaunt, Gibbs, Rusche, Wills. Total – 6.

Total – 70.

Whereupon the Speaker declared that S 1024 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1050 - EDUCATION - ADVANCED OPPORTUNITIES

S 1050 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. Kerby to open debate.

The question being, "Shall S 1050 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.

NAYS – None.

Absent – Bateman, Chew, DeMordaunt, Gibbs, Rusche, Wills. Total – 6.

Total – 70.

Whereupon the Speaker declared that S 1050 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1006 - REAL ESTATE LICENSE LAW

S 1006 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. Anderst to open debate.

The question being, "Shall S 1006 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.

NAYS – None.

Absent – Bateman, Chaney, Chew, DeMordaunt, Gibbs, Rusche, Wills. Total – 7.

Total – 70.

Whereupon the Speaker declared that S 1006 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1009 - REAL ESTATE LICENSE LAW

S 1009 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Jordan to open debate.

The question being, "Shall S 1009 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Clow, Collins, Dixon, Erpelding, Gannon, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Moyle, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 51.

NAYS – Barbieri, Cheatham, Crane, Dayley, Gestrin, Harris, McMillan, Mendive, Monks, Nate, Palmer, Scott, Sims. Total – 13.

Absent – Bateman, Chew, DeMordaunt, Gibbs, Rusche, Wills. Total – 6.

Total – 70.

Whereupon the Speaker declared that S 1009 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, March 9, 2015. There being no objection, it was so ordered.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10 a.m., Monday, March 9, 2015. Seconded by Mr. Erpelding. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:40 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FIFTY-SEVENTH LEGISLATIVE DAY
MONDAY, MARCH 9, 2015

House of Representatives

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

Roll call showed 69 members present.
Absent – Horman. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Nathan Johnston, Page.

3RD ORDER
Approval of Journal

March 9, 2015

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

WILLS, Chairman

Mr. Wills 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 5, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 5 and H 44

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 6, 2015

Mr. Speaker:
I return herewith enrolled HCR 3, H 55, H 43, and H 96 which have been signed by the President.

NOVAK, Secretary

Enrolled H 55, H 43, and H 96 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled HCR 3 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 6, 2015

Mr. Speaker:
I transmit herewith S 1114, S 1115, S 1075, S 1077, and S 1107 which have passed the Senate.

NOVAK, Secretary

S 1114, S 1115, S 1075, S 1077, and S 1107 were filed for first reading.

March 6, 2015

Mr. Speaker:
I return herewith H 70 which has passed the Senate.

NOVAK, Secretary

H 70 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

Mr. Wood asked unanimous consent that H 187 be returned to the Health and Welfare Committee. There being no objection, it was so ordered.

March 9, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 233, H 234, and H 235.

WILLS, Chairman

H 233 was referred to the Education Committee.

H 234 was referred to the Revenue and Taxation Committee.

H 235 was referred to the Health and Welfare Committee.

March 9, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 76 and H 85 to the Governor at 11:10 a.m., as of this date, March 6, 2015.

WILLS, Chairman

March 9, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 5 to the Secretary of State at 11:16 a.m., as of this date, March 6, 2015.

WILLS, Chairman

March 6, 2015

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 213 and H 214 and recommend that they do pass.

LOERTSCHER, Chairman

H 213 and H 214 were filed for second reading.

March 6, 2015

Mr. Speaker:

We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration H 202 and recommend that it do pass.

LUKER, Chairman

H 202 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 17
BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND AUTHORIZING THE LEGISLATIVE COUNCIL TO APPOINT A COMMITTEE TO UNDERTAKE AND COMPLETE A STUDY OF URBAN RENEWAL PLANS AND ISSUES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, in the past seven years, including this year, there have been many bills introduced in the Idaho Legislature regarding the subject of urban renewal and urban renewal agencies; and

WHEREAS, the subject of urban renewal agencies and the Local Economic Development Act has been a source of great public controversy and misunderstanding; and

WHEREAS, the Legislature desires that an interim committee be appointed to study and address the issue and subject of urban renewal to modernize the process and to provide local units of government with economic development tools.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislative Council is authorized to appoint a committee to undertake and complete a study of the statutes and laws regarding urban renewal agencies, revenue allocation areas and the Economic Development Act contained in Chapters 20 and 29, Title 50, Idaho Code, and make recommendations for necessary changes to those and other related statutes, and if necessary to state statutes and the state constitution. The Legislative Council shall determine the number of legislators and membership from each house appointed to the committee and shall authorize the committee to receive input, advice and assistance from interested and affected parties who are not members of the Legislature.

BE IT FURTHER RESOLVED that nonlegislative members of the committee may be appointed by the cochairs of the committee who are appointed by the Legislative Council. Nonlegislative members of the advisory committee shall not be reimbursed from legislative funds for per diem, mileage or other expenses and shall not have voting privileges regarding the committee's recommendations or proposed legislation.

BE IT FURTHER RESOLVED that the committee shall report its findings, recommendations and proposed legislation, if any, to the Second Regular Session of the Sixty-third Idaho Legislature.

HCR 17 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. 236
BY REVENUE AND TAXATION COMMITTEE

AN ACT

RELATING TO TAX INFORMATION; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3077G, IDAHO CODE, TO PROVIDE FOR AN AGREEMENT FOR EXCHANGE OF INFORMATION BETWEEN THE TAX COMMISSION AND THE DEPARTMENT OF CORRECTION CONCERNING THE FOOD TAX CREDIT; AND AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3077H, IDAHO CODE, TO PROVIDE FOR AN AGREEMENT FOR EXCHANGE OF INFORMATION BETWEEN THE TAX COMMISSION AND THE DEPARTMENT OF HEALTH AND WELFARE CONCERNING THE FOOD TAX CREDIT.

HOUSE BILL NO. 237
BY REVENUE AND TAXATION COMMITTEE

AN ACT

RELATING TO THE USE TAX; AMENDING SECTION 63-3621, IDAHO CODE, TO PROVIDE THAT THE USE TAX SHALL NOT APPLY TO A RETAILER SUPPLYING PREPARED FOOD OR BEVERAGES FREE OF CHARGE TO ITS EMPLOYEE WHEN THAT RETAILER SELLS PREPARED FOOD OR BEVERAGES IN ITS NORMAL COURSE OF BUSINESS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 238
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO ELECTRICAL CONTRACTORS AND JOURNEYMEN; AMENDING SECTION 54-1016, IDAHO CODE, TO PROVIDE AN EXEMPTION FOR CERTAIN EQUIPMENT.

HOUSE BILL NO. 239
BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO URBAN RENEWAL; AMENDING SECTION 50-2006, IDAHO CODE, TO PROVIDE THAT URBAN RENEWAL AGENCY BOARD COMMISSIONERS SHALL BE RESIDENTS AND QUALIFIED ELECTORS OF THE MUNICIPALITY IN WHICH THE URBAN RENEWAL AGENCY WAS CREATED, TO REVISE A DATE, TO REQUIRE INCLUSION OF AN AGENCY'S BUDGET IN A CERTAIN REPORT AND TO ESTABLISH A PENALTY FOR AN AGENCY THAT FAILS TO FILE A CERTAIN REPORT; AMENDING CHAPTER 29, TITLE 50, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 50-2905A, IDAHO CODE, TO PROVIDE THAT REVENUE ALLOCATION FUNDS SHALL NOT BE USED TO CONSTRUCT CERTAIN BUILDINGS; AND AMENDING SECTION 63-802A, IDAHO CODE, TO REQUIRE NOTICE OF A CERTAIN MEETING.

HOUSE BILL NO. 240
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR MEDICAID FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED

FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR GENERAL FUND TRANSFERS TO THE COOPERATIVE WELFARE FUND; DIRECTING EXPENDITURES FOR TRUSTEE AND BENEFIT PAYMENTS; PROVIDING LEGISLATIVE INTENT FOR PROGRAM INTEGRITY; REQUIRING MONTHLY MEDICAID TRACKING REPORTS; PROVIDING FOR TRANSFER OF APPROPRIATIONS BETWEEN CERTAIN PROGRAMS; REQUIRING BIANNUAL REPORTS ON MEDICAID MANAGED CARE IMPLEMENTATION; AND REQUIRING A REPORT ON FLEXIBLE RECEIPT AUTHORITY.

H 236, **H 237**, **H 238**, **H 239**, and **H 240** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1114 and **S 1115**, by Finance Committee, were introduced, read the first time by title, and filed for second reading.

S 1075 and **S 1077**, by Commerce and Human Resources Committee, were introduced, read the first time by title, and referred to the Commerce and Human Resources Committee.

S 1107, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 220, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

H 223, **H 224**, **H 225**, **H 226**, **H 227**, **H 228**, **H 229**, **H 230**, **H 231**, and **H 232**, by Appropriations Committee, were read the second time by title and filed for third reading.

H 209, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

H 181, by Health and Welfare Committee, was read the second time by title and filed for third reading.

H 212, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1034, **S 1051**, and **S 1052**, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

S 1007, **S 1008**, **S 1010**, and **S 1023**, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

H 208, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

H 197, by Ways and Means Committee, was read the second time by title and filed for third reading.

S 1057, **S 1058**, **S 1099**, and **SCR 107**, by Resources and Environment Committee, were read the second time by title and filed for third reading.

S 1110, by Finance Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that **H 111** and **H 119** retain their places on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 155 - OPEN MEETING LAW

H 155 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. Bateman to open debate.

The question being, "Shall **H 155** pass?"

Roll call resulted as follows:
AYES – Anderst, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, DeMordaunt, Dixon, Erpelding, Gannon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 58.
NAYS – Anderson, Andrus, Clow, Dayley, Gestrin, Gibbs, Harris, Hartgen, Hixon, Loertscher, Romrell. Total – 11.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that **H 155** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 218 - APPROPRIATIONS - H&W, HEALTHCARE POLICY INITIATIVES, PHYSICAL HEALTH SERVICES, MEDICALLY INDIGENT ADMINISTRATION, SWITC

H 218 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. Malek to open debate.

The question being, "Shall **H 218** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Bell, Beyeler, Burtenshaw, Chaney, Chew, Clow, DeMordaunt, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 47.
NAYS – Andrus, Barbieri, Bateman, Batt, Boyle, Cheatham, Collins, Crane, Dayley, Dixon, Gestrin, Harris, Kerby, McMillan, Mendive, Moyle, Nate, Nielsen, Palmer, Scott, Shepherd, Sims. Total – 22.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that **H 218** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 184 - BEER

H 184 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Wintrow to open debate.

The question being, "Shall H 184 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 62.
NAYS – Cheatham, Dixon, Harris, Mendive, Nate, Redman, Scott. Total – 7.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 184 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 185 - ELECTRICAL CORPORATIONS

H 185 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. Holtzclaw to open debate.

The question being, "Shall H 185 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 185 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 195 - FIREWORKS

H 195 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. Luker to open debate.

The question being, "Shall H 195 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 195 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 183 - HIGHWAY INFORMATION CENTERS

H 183 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. Dixon to open debate.

The question being, "Shall H 183 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 183 passed the House. Title was approved and the bill ordered transmitted to the Senate.

HCR 12 - ENDOWMENT ASSETS - STUDY

HCR 12 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HCR 12 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer,

Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared HCR 12 adopted and ordered the resolution transmitted to the Senate.

S 1026 - DRIVING UNDER THE INFLUENCE

S 1026 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. McDonald to open debate.

The question being, "Shall S 1026 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – Horman, Romrell. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1026 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1027 - JUDGES

S 1027 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. Nate to open debate.

The question being, "Shall S 1027 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1027 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1029 - FRAUDULENT TRANSACTIONS

S 1029 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. Scott to open debate.

The question being, "Shall S 1029 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1029 passed the House. Title was approved and the bill ordered returned to the Senate.

SJM 101 - INVASIVE SPECIES

SJM 101 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall SJM 101 be adopted?"

Whereupon the Speaker declared SJM 101 adopted by voice vote and ordered the memorial returned to the Senate.

SCR 104 - SUICIDE PREVENTION

SCR 104 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall SCR 104 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – Horman, Miller. Total – 2.
Total – 70.

Whereupon the Speaker declared SCR 104 adopted and ordered the resolution returned to the Senate.

Mr. Moyle asked unanimous consent that the remaining bill on the Third Reading Calendar retain its place for one legislative day. There being no objection, it was so ordered.

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

7TH ORDER
Motions, Memorials, and Resolutions

H 220 - INCOME TAX CREDITS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 220 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 220 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Horman. Total – 1.
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 220 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Scott and Mr. Collins to open debate.

The question being, "Shall H 220 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – Harris. Total – 1.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 220 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 223 - APPROPRIATIONS - ENERGY RESOURCES

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 223 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 223 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Horman. Total – 1.
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 223 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 223 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nate, Nye, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 60.
NAYS – Barbieri, Boyle, Cheatham, McMillan, Mendive, Nielsen, Packer, Scott, Sims. Total – 9.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 223 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 224 - APPROPRIATIONS - MEDICAL BOARDS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 224 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 224 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Horman. Total – 1.
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 224 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. King to open debate.

The question being, "Shall H 224 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Holtzclaw, Jordan, Kauffman, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 57.
NAYS – Barbieri, Boyle, Chaney, Harris, Hixon, Kerby, McMillan, Nate, Nielsen, Scott, Shepherd, Sims. Total – 12.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 224 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 225 - APPROPRIATIONS - LAVA HOT SPRINGS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 225 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 225 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Horman. Total – 1.
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 225 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 225 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 62.
NAYS – Cheatham, Dixon, Harris, McMillan, Nate, Scott, Sims. Total – 7.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 225 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 226 - APPROPRIATIONS - JUVENILE CORRECTIONS DEPARTMENT

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 226 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 226 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.
Absent – Horman. Total – 1.
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 226 was read the first time by title, second time by title, and 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 226 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 59.
NAYS – Barbieri, Cheatham, Crane, Dixon, McMillan, Mendive, Nate, Nielsen, Sims, Vander Woude. Total – 10.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 226 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 227 - APPROPRIATIONS - DIVISION OF VETERANS SERVICES

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 227 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 227 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Horman. Total – 1.
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 227 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 227 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – Barbieri, Sims. Total – 2.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 227 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 228 - APPROPRIATIONS - PUBLIC UTILITIES COMMISSION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 228 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 228 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Horman. Total – 1.
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 228 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. King to open debate.

The question being, "Shall H 228 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chew, Clow, Collins, DeMordaunt,

Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Holtzclaw, Jordan, Kauffman, King, Kloc, Loertscher, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 53.

NAYS – Barbieri, Chaney, Cheatham, Crane, Dayley, Dixon, Harris, Hixon, Kerby, Luker, McMillan, Nate, Nielsen, Scott, Sims, Vander Woude. Total – 16.

Absent – Horman. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 228 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that the House recess until 1:15 p.m. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House at recess until 1:15 p.m.

RECESS
Afternoon Session

The House reconvened at 1:15 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Seventh Order of Business.

H 229 - APPROPRIATIONS - MILITARY DIVISION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 229 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 229 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – DeMordaunt, Horman, VanOrden, Wills. Total – 4.

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 229 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 229 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, McMillan, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 54.

NAYS – Barbieri, Cheatham, Crane, Dayley, Dixon, Harris, Luker, Mendive, Nate, Nielsen, Scott, Sims. Total – 12.

Absent – DeMordaunt, Horman, VanOrden, Wills. Total – 4.

Total – 70.

Whereupon the Speaker declared that H 229 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 230 - APPROPRIATIONS - PUBLIC HEALTH DISTRICTS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 230 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 230 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – DeMordaunt, Horman, VanOrden, Wills. Total – 4.

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 230 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 230 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bell, Beyeler, Burtenshaw, Chaney, Chew, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith,

Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 54.

NAYS – Barbieri, Bateman, Batt, Boyle, Cheatham, Clow, Dixon, Gestrin, McMillan, Moyle, Nate, Nielsen, Palmer, Sims. Total – 14.

Absent – Horman, Wills. Total – 2.

Total – 70.

Whereupon the Speaker declared that H 230 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 231 - APPROPRIATIONS - ENDOWMENT FUND INVESTMENT BOARD

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 231 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 231 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – DeMordaunt, Horman, VanOrden, Wills. Total – 4.

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 231 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Pursuant to Rule 38(3), Mr. Anderson disclosed a conflict of interest regarding H 231.

The question being, "Shall H 231 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 57.

NAYS – Batt, Boyle, Cheatham, Kerby, McMillan, Nate, Nielsen, Palmer, Scott, Sims, Vander Woude. Total – 11.

Absent – Horman, Wills. Total – 2.

Total – 70.

Whereupon the Speaker declared that H 231 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 232 - APPROPRIATIONS - H&W, CHILDREN'S MENTAL HEALTH AND SUBSTANCE ABUSE TREATMENT

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 232 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 232 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – DeMordaunt, Horman, VanOrden, Wills. Total – 4.

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 232 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 232 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 58.

NAYS – Barbieri, Collins, Crane, Dayley, Dixon, McMillan, Mendive, Nate, Shepherd, Sims, Vander Woude. Total – 11.

Absent – Horman. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 232 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 209 - SALES AND USE TAX

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 209 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 209 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – None.
Absent – DeMordaunt, Horman, VanOrden, Wills. Total – 4.
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 209 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 209 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Beyeler, Boyle, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Kauffman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Palmer, Perry, Raybould, Redman, Romrell, Scott, Shepherd, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 50.
NAYS – Bell, Burtenshaw, Chew, Erpelding, Gannon, Gibbs, Jordan, King, Kloc, McCrostie, Nye, Packer, Pence, Rubel, Rudolph, Rusche, Sims, Smith, Wintrow. Total – 19.
Absent – Horman. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 209 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 208 - PROPERTY TAX RELIEF

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 208 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 208 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – None.
Absent – DeMordaunt, Horman, VanOrden, Wills. Total – 4.
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 208 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 208 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.
NAYS – Cheatham, Clow, Harris, Mendive, Sims. Total – 5.
Absent – Erpelding, Horman. Total – 2.
Total – 70.

Whereupon the Speaker declared that H 208 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 197 - ENVIRONMENTAL QUALITY

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 197 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 197 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller,

Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – DeMordaunt, Horman, VanOrden, Wills. Total – 4.

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 197** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **H 197** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Kauffman, Kerby, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.

NAYS – Jordan, King, McMillan, Sims. Total – 4.

Absent – Erpelding, Horman. Total – 2.

Total – 70.

Whereupon the Speaker declared that **H 197** passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Tuesday, March 10, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:03 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FIFTY-EIGHTH LEGISLATIVE DAY
TUESDAY, MARCH 10, 2015

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 69 members present.
Absent – Wills. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Olivia DeMordaunt, Page.

3RD ORDER
Approval of Journal

March 10, 2015

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

WILLS, Chairman

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

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

March 9, 2015

Mr. Speaker:
I transmit herewith enrolled S 1020, S 1036, S 1042, S 1043, S 1079, and S 1081 for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled S 1020, S 1036, S 1042, S 1043, S 1079, and S 1081 and, when so signed, ordered them returned to the Senate.

March 9, 2015

Mr. Speaker:
I transmit herewith SCR 102, S 1040, as amended, S 1080, as amended, S 1059, as amended, S 1071, as amended, S 1056, as amended, and S 1070, as amended, which have passed the Senate.

NOVAK, Secretary

SCR 102, S 1040, as amended, S 1080, as amended, S 1059, as amended, S 1071, as amended, S 1056, as amended, and S 1070, as amended, were filed for first reading.

5TH ORDER
Report of Standing Committees

March 10, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HCR 17, H 236, H 237, H 238, H 239, and H 240.

WILLS, Chairman

HCR 17 and H 239 were referred to the Local Government Committee.

H 236 and H 237 were referred to the Revenue and Taxation Committee.

H 238 was referred to the Business Committee.

H 240 was filed for second reading.

March 10, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 70.

WILLS, Chairman

The Speaker announced he was about to sign enrolled H 70 and, when so signed, ordered it transmitted to the Senate for the signature of the President.

March 10, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 55, H 43, and H 96 to the Governor at 10:15 a.m., as of this date, March 9, 2015.

WILLS, Chairman

March 10, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 3 to the Secretary of State at 10:13 a.m., as of this date, March 9, 2015.

WILLS, Chairman

March 9, 2015

Mr. Speaker:
We, your COMMITTEE ON EDUCATION, report that we have had under consideration S 1088 and S 1097 and recommend that they do pass.

DEMORDAUNT, Chairman

S 1088 and S 1097 were filed for second reading.

March 9, 2015

Mr. Speaker:
We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration S 1100 and recommend that it do pass.

RAYBOULD, Chairman

S 1100 was filed for second reading.

March 9, 2015

Mr. Speaker:
We, your COMMITTEE ON BUSINESS, report that we have had under consideration S 1046 and S 1063 and recommend that they do pass.

BARBIERI, Chairman

S 1046 and S 1063 were filed for second reading.

March 9, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration S 1004, S 1014, S 1035, and S 1054 and recommend that they do pass.

WILLS, Chairman

S 1004, S 1014, S 1035, and S 1054 were filed for second reading.

March 9, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 216 and report it back with amendments attached to be placed on General Orders for consideration.

LOERTSCHER, Chairman

H 216 was placed on General Orders for consideration.

March 10, 2015

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 221 and recommend that it do pass.

COLLINS, Chairman

H 221 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

SCR 102, by Transportation Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

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

HOUSE BILL NO. 241
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO ORDERS PROHIBITING CONDUCT; AMENDING SECTION 18-920, IDAHO CODE, TO REDESIGNATE NO CONTACT ORDERS AS ORDERS PROHIBITING CONDUCT, TO REVISE A PROVISION CONCERNING THE ISSUANCE OF AN ORDER PROHIBITING CONDUCT, TO PROVIDE THAT THE ORDER SHALL DEFINE PROHIBITED CONDUCT, TO PROVIDE THAT THE ORDER SHALL BE SERVED ON THE DEFENDANT PRIOR TO ENFORCEMENT AND TO REVISE PROVISIONS CONCERNING WHEN A VIOLATION OF AN ORDER PROHIBITING CONDUCT IS COMMITTED.

HOUSE BILL NO. 242
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO ELECTIONS; AMENDING SECTION 34-2309, IDAHO CODE, TO REVISE PROVISIONS AND PROCEDURES WHEN AN AUTOMATIC RECOUNT IN AN ELECTION OCCURS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 243
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO CONCEALED WEAPONS; REPEALING SECTION 18-3302, IDAHO CODE, RELATING TO THE ISSUANCE OF LICENSES TO CARRY CONCEALED WEAPONS; AMENDING CHAPTER 33, TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 18-3302, IDAHO CODE, TO PROVIDE POLICIES AND PROCEDURES IN THE ISSUANCE OF A LICENSE TO CARRY CONCEALED WEAPONS; AMENDING SECTION 18-3302I, IDAHO CODE, TO REMOVE A DEFINITION; REPEALING SECTION 18-3302K, IDAHO CODE, RELATING TO THE ISSUANCE OF ENHANCED LICENSES TO CARRY CONCEALED WEAPONS; AMENDING CHAPTER 33, TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 18-3302K, IDAHO CODE, TO PROVIDE POLICIES AND PROCEDURES IN THE ISSUANCE OF AN ENHANCED LICENSE TO CARRY CONCEALED WEAPONS; AMENDING SECTION 18-3316, IDAHO CODE, TO REMOVE A DEFINITION; AMENDING SECTION 31-870, IDAHO CODE, TO PROVIDE THAT A BOARD OF COUNTY COMMISSIONERS SHALL NOT IMPOSE OR COLLECT A FEE FOR LICENSES TO CARRY CONCEALED WEAPONS; AND AMENDING SECTION 9-340B, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE.

HOUSE BILL NO. 244
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO THE STATE LOTTERY; AMENDING SECTION 67-7434, IDAHO CODE, TO REVISE THE FORMULA FOR DISTRIBUTION OF LOTTERY NET INCOME AND DIVIDENDS; AMENDING SECTION 67-7434, IDAHO CODE, AS ENACTED BY SECTION 5, CHAPTER 337, LAWS OF 2014, TO REVISE THE FORMULA FOR DISTRIBUTION OF LOTTERY NET INCOME AND DIVIDENDS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 245
BY EDUCATION COMMITTEE

AN ACT

RELATING TO EDUCATION; AMENDING SECTION 33-5103, IDAHO CODE, TO REMOVE THE EXCEPTION FOR A FOREIGN EXCHANGE PUPIL ENROLLED IN A SCHOOL DISTRICT UNDER A CULTURAL EXCHANGE PROGRAM FROM APPLYING TO A POSTSECONDARY INSTITUTION TO ENROLL IN NONSECTARIAN COURSES OFFERED BY THAT POSTSECONDARY INSTITUTION; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 246
BY EDUCATION COMMITTEE

AN ACT

RELATING TO HARASSMENT, INTIMIDATION AND BULLYING; AMENDING SECTION 18-917A, IDAHO CODE, TO PROVIDE APPLICATION TO AN ADDITIONAL GROUP OF INDIVIDUALS AND TO MAKE A TECHNICAL CORRECTION; AMENDING CHAPTER 16, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1630, IDAHO CODE, TO PROVIDE REQUIREMENTS FOR HARASSMENT, INTIMIDATION AND BULLYING

INFORMATION AND PROFESSIONAL DEVELOPMENT, TO PROVIDE THAT THE STATE BOARD OF EDUCATION SHALL PROMULGATE CERTAIN RULES, TO PROVIDE THAT SCHOOL DISTRICT POLICIES SHALL INCLUDE A SERIES OF GRADUATED CONSEQUENCES AND TO PROVIDE REPORTING REQUIREMENTS.

HOUSE BILL NO. 247
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE IDAHO STATE POLICE FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 248
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE COMMISSION ON AGING FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND PROVIDING FOR A MANAGEMENT REVIEW.

HOUSE BILL NO. 249
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE STATE CONTROLLER FOR FISCAL YEAR 2015; APPROPRIATING MONEYS TO THE STATE CONTROLLER FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR THE RECOVERY OF STATE CONTROLLER SERVICE COSTS TO THE GENERAL FUND; PROVIDING DEDICATED FUND REAPPROPRIATION AUTHORITY; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 250
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE IDAHO COMMISSION FOR LIBRARIES FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 251
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE DIVISION OF VOCATIONAL REHABILITATION FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 252
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO THE SALES AND USE TAX; AMENDING SECTION 63-3622R, IDAHO CODE, TO IMPOSE A SALES AND USE TAX EXEMPTION FOR SALES OF CERTAIN ITEMS TO NONRESIDENTS FROM STATES NOT IMPOSING A SALES AND USE TAX FOR USE OUTSIDE OF THIS STATE EVEN THOUGH DELIVERY BE MADE WITHIN THIS STATE UNDER CERTAIN CONDITIONS, TO IMPOSE A SALES AND USE TAX EXEMPTION FOR SALES OF CERTAIN ITEMS MANUFACTURED IN IDAHO FOR USE AND LICENSING OUTSIDE OF IDAHO WHEN SOLD DIRECTLY BY THE MANUFACTURER TO THE OUT-OF-STATE PURCHASER AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 63-3638, IDAHO CODE, TO PROVIDE FOR REMITTANCE OF A CERTAIN AMOUNT OF SALES TAX MONEYS TO THE STATE HIGHWAY ACCOUNT AND TO MAKE TECHNICAL CORRECTIONS.

H 241, **H 242**, **H 243**, **H 244**, **H 245**, **H 246**, **H 247**, **H 248**, **H 249**, **H 250**, **H 251**, and **H 252** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1040, as amended, and **S 1056**, as amended, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1080, as amended, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

S 1059, as amended, by Resources and Environment Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1071, as amended, and **S 1070**, as amended, by Education Committee, were introduced, read the first time by title, and referred to the Education Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 213 and **H 214**, by State Affairs Committee, were read the second time by title and filed for third reading.

H 202, by Ways and Means Committee, was read the second time by title and filed for third reading.

S 1114 and **S 1115**, by Finance Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that **H 111** retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

Mr. Crane asked unanimous consent that **H 119** be returned to the Business Committee. There being no objection, it was so ordered.

H 181 - NATUROPATHIC MEDICAL PHYSICIANS

H 181 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. Romrell to open debate.

Pursuant to Rule 38(3), Mr. Chaney disclosed a conflict of interest regarding **H 181**.

The question being, "Shall **H 181** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Bell, Beyeler, Burtenshaw, Chew, Clow, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McDonald, Packer, Pence, Perry, Raybould, Redman, Romrell,

Rubel, Rudolph, Rusche, Smith, Troy, VanOrden, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 37.

NAYS – Andrus, Barbieri, Bateman, Batt, Boyle, Chaney, Cheatham, Collins, Crane, Dayley, DeMordaunt, Dixon, Harris, Holtzclaw, Loertscher, Luker, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Palmer, Scott, Shepherd, Sims, Thompson, Trujillo, Vander Woude. Total – 32.

Absent – Wills. Total – 1.

Total – 70.

Whereupon the Speaker declared that **H 181** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Wednesday, March 11, 2015. Seconded by Mr. Rusche. Motion carried.

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

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FIFTY-NINTH LEGISLATIVE DAY
WEDNESDAY, MARCH 11, 2015

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 68 members present.
Absent – Holtzclaw, Youngblood. Total – 2.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Erin Feeley, Page.

3RD ORDER
Approval of Journal

March 11, 2015

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

WILLS, Chairman

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

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

March 10, 2015

Mr. Speaker:
I transmit herewith enrolled **S 1037**, **S 1031**, **S 1045**, **S 1015**, as amended, **S 1016**, **S 1024**, **S 1050**, **S 1006**, and **S 1009** for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled **S 1037**, **S 1031**, **S 1045**, **S 1015**, as amended, **S 1016**, **S 1024**, **S 1050**, **S 1006**, and **S 1009** and, when so signed, ordered them returned to the Senate.

March 10, 2015

Mr. Speaker:
I transmit herewith **S 1116**, **S 1117**, **S 1118**, **S 1119**, **S 1121**, and **S 1113** which have passed the Senate.

NOVAK, Secretary

S 1116, **S 1117**, **S 1118**, **S 1119**, **S 1121**, and **S 1113** were filed for first reading.

March 10, 2015

Mr. Speaker:
I return herewith **H 110**, **H 33**, **H 68**, **H 48**, **H 49**, **H 82**, **H 122**, **H 133**, and **H 50** which have passed the Senate.

NOVAK, Secretary

H 110, **H 33**, **H 68**, **H 48**, **H 49**, **H 82**, **H 122**, **H 133**, and **H 50** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 10, 2015

Mr. Speaker:
I return herewith **H 29**, as amended in the Senate, which has passed the Senate.

NOVAK, Secretary

H 29, as amended in the Senate, was ordered held at the Desk.

Mr. Chaney asked unanimous consent that the House concur in the Senate amendments to **H 29**, as amended in the Senate. There being no objection, it was so ordered.

H 29, as amended in the Senate, was referred to the Judiciary, Rules, and Administration Committee for engrossing.

5TH ORDER
Report of Standing Committees

Mr. Palmer asked unanimous consent that **H 111** be returned to the Transportation and Defense Committee. There being no objection, it was so ordered.

March 11, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 241**, **H 242**, **H 243**, **H 244**, **H 245**, **H 246**, **H 247**, **H 248**, **H 249**, **H 250**, **H 251**, and **H 252**.

WILLS, Chairman

H 241 was referred to the Judiciary, Rules, and Administration Committee.

H 242, **H 247**, **H 248**, **H 249**, **H 250**, and **H 251** were filed for second reading.

H 243 and **H 244** were referred to the State Affairs Committee.

H 245 and **H 246** were referred to the Education Committee.

H 252 was referred to the Revenue and Taxation Committee.

March 11, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 33**, **H 48**, **H 49**, **H 50**, **H 68**, **H 82**, **H 110**, **H 122**, and **H 133**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 33**, **H 48**, **H 49**, **H 50**, **H 68**, **H 82**, **H 110**, **H 122**, and **H 133** and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 10, 2015

Mr. Speaker:
We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration **H 204** and **S 1044** and recommend that they do pass.

LUKER, Chairman

H 204 and S 1044 were filed for second reading.

March 10, 2015

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration S 1082 and recommend that it do pass.

PALMER, Chairman

S 1082 was filed for second reading.

March 11, 2015

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration S 1001 and recommend that it do pass.

HARTGEN, Chairman

S 1001 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

Mr. Vander Woude moved that the following person be approved as an attache to serve the House of Representatives for and during the First Regular Session of the Sixty-third Idaho Legislature. Seconded by Mr. Rusche.

Page:
Harper Gibbs

Whereupon the Speaker declared the motion carried by voice vote and announced the oath of office had previously been administered to Harper Gibbs.

HOUSE CONCURRENT RESOLUTION NO. 18
BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION

STATING LEGISLATIVE FINDINGS AND MAKING A FORMAL APPLICATION TO CONGRESS TO CALL A CONVENTION FOR THE SOLE PURPOSE OF PROPOSING FOR RATIFICATION AN AMENDMENT TO THE CONSTITUTION THAT REQUIRES A BALANCED FEDERAL BUDGET.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, Article V of the Constitution of the United States mandates that upon the "Application of the Legislatures of two thirds of the several States" Congress shall "call a Convention for proposing Amendments"; and

WHEREAS, the legislature deems an amendment to the United States requiring a balanced federal budget is necessary for the good of the American people.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislature of the State of Idaho hereby applies to Congress, under the provisions of Article V of the Constitution of the United States, for the calling of a convention of the states limited to proposing an amendment to the Constitution of the United States requiring that in the absence of a national emergency the total of all Federal appropriations made by the Congress for any fiscal year may not exceed the total of all estimated Federal revenues for that fiscal year, together with any related and appropriate fiscal restraints.

BE IT FURTHER RESOLVED the Secretary of State of the State of Idaho is hereby directed to transmit copies of this application to the President and Secretary of the Senate and to the Speaker and Clerk of the House of Representatives of the Congress, and copies to the members of the said Senate and House of Representatives from this State; also to transmit copies hereof to the presiding officers of each of the legislative houses in the several States, requesting their cooperation.

BE IT FURTHER RESOLVED this application is to be considered as covering the balanced budget amendment language of the presently outstanding balanced budget applications from other states, including but not limited to previously-adopted applications from Alabama, Alaska, Arkansas, Colorado, Delaware, Florida, Georgia, Indiana, Iowa, Kansas, Louisiana, Maryland, Michigan, Mississippi, Missouri, Nebraska, Nevada, New Hampshire, New Mexico, North Carolina, Ohio, Pennsylvania, Tennessee, and Texas; and this application shall be aggregated with same for the purpose of attaining the two-thirds of states necessary to require the calling of a convention for proposing a balanced budget amendment, but shall not be aggregated with any applications on any other subject.

BE IT FURTHER RESOLVED this application constitutes a continuing application in accordance with Article V of the Constitution of the United States until the legislatures of at least two-thirds of the several states have made applications on the same subject. It supersedes all previous applications by this legislature on the same subject.

BE IT FURTHER RESOLVED that copies of this resolution be sent to the Honorable Joseph R. Biden, Jr., Vice President of the United States and President of the U.S. Senate, Washington, D.C.; the Honorable John Boehner, Speaker of the House of Representatives, Washington, D.C.; to each member of the United States Senate and House of Representatives from Idaho; and to the Archivist of the United States.

BE IT FURTHER RESOLVED that copies of this resolution also be sent to the presiding officers of the other state legislative bodies in the United States, with the request that the other states join Idaho in applying to Congress to call a convention of the states for the limited purpose proposed in this resolution.

HCR 18 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 of Representatives
State of Idaho

March 9, 2015

Representative Joe Palmer, Chairman
Transportation and Defense Committee

Dear Chairman Palmer:

Pursuant to House Rule 24, I am designating the Transportation and Defense Committee as a privileged committee on Tuesday, March 10, 2015, for the purpose of introducing RS 23772 (H 261), RS 23806 (H 260), RS 23810 (H 262).

Sincerely,
/s/ Scott Bedke
Speaker of the House

HOUSE BILL NO. 253
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 254
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE ATTORNEY GENERAL FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AND EXEMPTING THE APPROPRIATION FROM OBJECT AND PROGRAM TRANSFER LIMITATIONS.

HOUSE BILL NO. 255
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO DREDGE MINING; PROVIDING LEGISLATIVE INTENT; AMENDING CHAPTER 70, TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 18-7043, IDAHO CODE, TO PROVIDE A CRIMINAL OFFENSE FOR INTERFERENCE WITH MINING ACTIVITIES; AMENDING CHAPTER 17, TITLE 42, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 42-1734J, IDAHO CODE, TO PROVIDE INAPPLICABILITY TO RECREATIONAL PROSPECTING AND SMALL-SCALE DREDGE MINING FOR STATE WATER PLANS AND THE DEPARTMENT OF WATER RESOURCES AND THE WATER RESOURCE BOARD; AMENDING SECTION 42-3802, IDAHO CODE, TO FURTHER DEFINE TERMS; AMENDING CHAPTER 38, TITLE 42, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 42-3813, IDAHO CODE, TO PROVIDE INAPPLICABILITY TO RECREATIONAL PROSPECTING AND SMALL-SCALE DREDGE MINING FOR THE STREAM CHANNEL ALTERATION ACT; AMENDING SECTION 47-1313, IDAHO CODE, TO PROVIDE ADDITIONAL DEFINITIONS AND TO MAKE A TECHNICAL CORRECTION; AMENDING CHAPTER 13, TITLE 47, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 47-1325, IDAHO CODE, TO PROVIDE INAPPLICABILITY TO RECREATIONAL PROSPECTING AND SMALL-SCALE DREDGE MINING; PROVIDING SEVERABILITY; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 256
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO PUBLIC WORKS; AMENDING SECTION 54-1218, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE APPLICABILITY OF SPECIFIED LAW.

HOUSE BILL NO. 257
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO PROPERTY TAXATION; AMENDING SECTION 63-303, IDAHO CODE, TO PROVIDE THAT PARK MODEL VEHICLES SHALL BE ASSESSED PER THE NATIONAL AUTOMOBILE DEALERS ASSOCIATION STANDARD FOR RECREATIONAL VEHICLES CLASSIFIED AS PARK MODEL HOMES FOR PROPERTY TAX PURPOSES; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 258
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO FOOD ESTABLISHMENTS; AMENDING SECTION 39-1602, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 259
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO THE IDAHO UNIFORM BUSINESS ORGANIZATIONS CODE; AMENDING SECTION 30-21-214, IDAHO CODE, AS ADDED IN SECTION 8 OF SENATE BILL NO. 1025, AS ENACTED BY THE FIRST REGULAR SESSION OF THE SIXTY-THIRD IDAHO LEGISLATURE, TO REVISE A SURCHARGE FOR PROVIDING EVIDENCE OF A CERTAIN ENTITY FILING AND TO REMOVE A PROVISION RELATING TO A SURCHARGE FOR CERTAIN RECORDS.

HOUSE BILL NO. 260
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO TRANSPORTATION; TO PROVIDE A SHORT TITLE; AMENDING SECTION 40-701, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE APPORTIONMENT OF THE HIGHWAY DISTRIBUTION ACCOUNT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 41-4909, IDAHO CODE, TO REVISE TRANSFER FEE PROVISIONS RELATING TO CERTAIN REVENUE RECEIVED BY THE PETROLEUM CLEAN WATER TRUST FUND AND TO REMOVE PROVISIONS RELATING TO CERTAIN CERTIFICATION BY THE DIRECTOR OF THE DEPARTMENT OF INSURANCE TO THE IDAHO STATE TAX COMMISSION RELATING TO BALANCES IN THE FUND AND RELATING TO THE SUSPENSION AND REINITIATION OF TRANSFER FEES UPON CERTAIN CONDITIONS; AMENDING SECTION 41-4910, IDAHO CODE, TO PROVIDE FOR THE DISTRIBUTION OF CERTAIN TRANSFER FEES AND INTEREST ACCRUING TO THE PETROLEUM CLEAN WATER TRUST FUND, TO PROVIDE FOR CERTAIN CERTIFICATION BY THE DIRECTOR OF THE DEPARTMENT OF INSURANCE TO THE IDAHO STATE TAX COMMISSION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 49-106, IDAHO CODE, TO DEFINE A TERM AND TO REVISE A DEFINITION; AMENDING SECTION 49-109, IDAHO CODE, TO REVISE A DEFINITION AND TO DEFINE A TERM; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-457, IDAHO CODE, TO PROVIDE FOR AN ELECTRIC VEHICLE FEE, TO PROVIDE FOR A HYBRID VEHICLE FEE AND TO PROVIDE FOR DEPOSIT OF FEES; AMENDING SECTION 57-814, IDAHO CODE, TO PROVIDE FOR CERTAIN TRANSFERS FROM THE GENERAL FUND TO THE HIGHWAY DISTRIBUTION ACCOUNT UPON THE OCCURRENCE OF CERTAIN CONDITIONS, TO PROVIDE FOR APPROPRIATION AND TO PROVIDE A SUNSET PROVISION; AMENDING SECTION 63-2402, IDAHO CODE, TO REVISE PROVISIONS RELATING TO TAX ON MOTOR FUEL, TO PROVIDE FOR THE REDUCTION IN TAX ON MOTOR FUEL UPON THE OCCURRENCE OF CERTAIN CONDITIONS, TO PROVIDE

A SUNSET PROVISION, TO REMOVE AN EXEMPTION FROM MOTOR FUELS TAX AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 261
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO TRANSPORTATION FUNDING; AMENDING CHAPTER 4, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-436, IDAHO CODE, TO PROVIDE THAT CERTAIN STATE GENERAL FUND MONEYS SHALL BE DEDICATED TO THE HIGHWAY DISTRIBUTION ACCOUNT BY APPROPRIATION.

HOUSE BILL NO. 262
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT

RELATING TO TRANSPORTATION NETWORK COMPANIES; AMENDING TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 37, TITLE 49, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE LEGISLATIVE PURPOSE AND INTENT, TO DEFINE TERMS, TO PROVIDE THAT TRANSPORTATION NETWORK COMPANIES ARE NOT OTHER CARRIERS OR TAXICABS, TO REQUIRE TRANSPORTATION NETWORK COMPANY SERVICES TO MAINTAIN AN AGENT IN IDAHO, TO PROVIDE FOR COLLECTION OF FEES FOR SERVICES, TO PROVIDE FOR IDENTIFICATION OF TRANSPORTATION NETWORK COMPANY VEHICLES AND DRIVERS, TO REQUIRE TRANSPORTATION NETWORK COMPANIES AND DRIVERS TO COMPLY WITH STATE OF IDAHO INSURANCE REQUIREMENTS, TO PROVIDE A ZERO TOLERANCE POLICY AND PROVIDE FOR DISCIPLINARY PROCEDURES, TO PROVIDE FOR TRANSPORTATION NETWORK COMPANY DRIVER REQUIREMENTS, TO PROHIBIT SERVICE TO STREET HAILS, TO PROHIBIT CASH PAYMENT, TO PROHIBIT DISCRIMINATION AND PROVIDE FOR ACCESSIBILITY, TO PROVIDE FOR RECORDS MAINTENANCE AND TO PROVIDE FOR PREEMPTION OF LOCAL REGULATIONS; AND DECLARING AN EMERGENCY.

H 253, **H 254**, **H 255**, **H 256**, **H 257**, **H 258**, **H 259**, **H 260**, **H 261**, and **H 262** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1116, **S 1117**, **S 1118**, and **S 1119**, by Finance Committee, were introduced, read the first time by title, and filed for second reading.

S 1121, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

S 1113, by State Affairs Committee, was introduced, read the first time by title, and referred to the Agricultural Affairs Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 240, by Appropriations Committee, was read the second time by title and filed for third reading.

S 1088 and **S 1097**, by Education Committee, were read the second time by title and filed for third reading.

S 1100, by Resources and Environment Committee, was read the second time by title and filed for third reading.

S 1046 and **S 1063**, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

S 1004, **S 1014**, **S 1035**, and **S 1054**, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

H 221, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 212 - ELECTIONS

H 212 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. Loertscher to open debate.

The question being, "Shall **H 212** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 65.
NAYS – Crane, Nielsen, Sims. Total – 3.
Absent – Holtzclaw, Youngblood. Total – 2.
Total – 70.

Whereupon the Speaker declared that **H 212** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 213 - PUBLIC LIBRARY DISTRICTS

H 213 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. McCrostie to open debate.

The question being, "Shall **H 213** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo,

VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – Holtzclaw, Youngblood. Total – 2.
Total – 70.

Whereupon the Speaker declared that H 213 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Nielsen asked unanimous consent that H 214 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 202 - FIRE PROTECTION DISTRICTS

H 202 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. Moyle to open debate.

The question being, "Shall H 202 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 67.
NAYS – Trujillo. Total – 1.
Absent – Holtzclaw, Youngblood. Total – 2.
Total – 70.

Whereupon the Speaker declared that H 202 passed the House. Title was approved and the bill ordered transmitted to the Senate.

S 1034 - PRISONERS

S 1034 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. Gannon to open debate.

The question being, "Shall S 1034 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – Holtzclaw, Youngblood. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1034 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1051 - INFORMAL PROBATE AND APPOINTMENT PROCEEDINGS

S 1051 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. McCrostie to open debate.

The question being, "Shall S 1051 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Holtzclaw, Miller, Youngblood. Total – 3.
Total – 70.

Whereupon the Speaker declared that S 1051 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1052 - SPENDTHRIFT TRUSTS

S 1052 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. Nye to open debate.

The question being, "Shall S 1052 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – Holtzclaw, Youngblood. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1052 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1007 - IDAHO REAL ESTATE LICENSE LAW

S 1007 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. Hixon to open debate.

The question being, "Shall S 1007 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Holtzclaw, Loertscher, Youngblood. Total – 3.
Total – 70.

Whereupon the Speaker declared that S 1007 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1008 - REAL ESTATE

S 1008 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. Anderst to open debate.

Pursuant to Rule 38(3), Mr. Nielsen disclosed a conflict of interest regarding S 1008.

The question being, "Shall S 1008 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 66.
NAYS – None.
Absent – Holtzclaw, Loertscher, Shepherd, Youngblood. Total – 4.
Total – 70.

Whereupon the Speaker declared that S 1008 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1010 - REAL ESTATE LICENSE LAW

S 1010 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. Anderst to open debate.

The question being, "Shall S 1010 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Holtzclaw, Shepherd, Youngblood. Total – 3.
Total – 70.

Whereupon the Speaker declared that S 1010 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1023 - INSURANCE

S 1023 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. Collins to open debate.

The question being, "Shall S 1023 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – Holtzclaw, Youngblood. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1023 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1057 - IRRIGATION DISTRICTS

S 1057 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. VanOrden to open debate.

Pursuant to Rule 38(3), Mr. Nye disclosed a conflict of interest regarding H 57.

The question being, "Shall S 1057 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 68.

NAYS – None.
Absent – Holtzclaw, Youngblood. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1057 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1058 - IRRIGATION DISTRICTS

S 1058 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. Burtenshaw to open debate.

Pursuant to Rule 38(3), Mr. Nye disclosed a conflict of interest regarding S 1058.

The question being, "Shall S 1058 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – Holtzclaw, Youngblood. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1058 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1099 - IRRIGATION

S 1099 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.

Pursuant to Rule 38(3), Mr. Nye disclosed a conflict of interest regarding S 1099.

The question being, "Shall S 1099 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gestrin, Gibbs, Harris, Hartgen, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 64.
NAYS – Gannon, Hixon, Loertscher, Luker. Total – 4.
Absent – Holtzclaw, Youngblood. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1099 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Thursday, March 12, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:07 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SIXTIETH LEGISLATIVE DAY
THURSDAY, MARCH 12, 2015

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 69 members present.
Absent – Rusche. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Quentin Frederick, Page.

3RD ORDER
Approval of Journal

March 12, 2015

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

WILLS, Chairman

Mr. Wills 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 11, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 43, H 55, H 76, H 85, and H 96

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 11, 2015

Mr. Speaker:
I transmit herewith enrolled S 1026, S 1027, S 1029, SJM 101, and SCR 104 for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled S 1026, S 1027, S 1029, SJM 101, and SCR 104 and, when so signed, ordered them returned to the Senate.

March 11, 2015

Mr. Speaker:
I return herewith enrolled H 70 which has been signed by the President.

NOVAK, Secretary

Enrolled H 70 was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 11, 2015

Mr. Speaker:
I transmit herewith SCR 116, SCR 117, S 1076, S 1120, S 1125, S 1126, S 1127, S 1128, S 1129, S 1130, S 1131, S 1132, and S 1133 which have passed the Senate.

NOVAK, Secretary

SCR 116, SCR 117, S 1076, S 1120, S 1125, S 1126, S 1127, S 1128, S 1129, S 1130, S 1131, S 1132, and S 1133 were filed for first reading.

March 11, 2015

Mr. Speaker:
I return herewith HCR 10 and HCR 7 which have passed the Senate.

NOVAK, Secretary

HCR 10 and HCR 7 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

March 12, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HCR 18, H 253, H 254, H 255, H 256, H 257, H 258, H 259, H 260, H 261, and H 262.

WILLS, Chairman

HCR 18 was referred to the State Affairs Committee.

H 253, H 254, and H 262 were filed for second reading.

H 255 was referred to the Resources and Conservation Committee.

H 256 and H 259 were referred to the Business Committee.

H 257 was referred to the Revenue and Taxation Committee.

H 258 was referred to the Health and Welfare Committee.

H 260 and H 261 were referred to the Transportation and Defense Committee.

March 12, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HCR 7 and HCR 10.

WILLS, Chairman

The Speaker announced he was about to sign enrolled HCR 7 and HCR 10 and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 12, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 29, as amended in the Senate.

WILLS, Chairman

H 29, as amended in the Senate, was filed for first reading of engrossed bills.

March 11, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration S 1087 and recommend that it do pass.

DEMORDAUNT, Chairman

S 1087 was filed for second reading.

March 11, 2015

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 238 and S 1078 and recommend that they do pass.

BARBIERI, Chairman

H 238 and S 1078 were filed for second reading.

March 11, 2015

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration SCR 109 and SCR 110 and recommend that they do pass.

WOOD, Chairman

SCR 109 and SCR 110 were filed for second reading.

March 11, 2015

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration S 1059, as amended, and recommend that it do pass.

RAYBOULD, Chairman

S 1059, as amended, was filed for second reading.

March 12, 2015

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 236 and H 237 and recommend that they do pass.

COLLINS, Chairman

H 236 and H 237 were filed for second reading.

S 1066, held at the Desk March 4, 2015, was referred to the State Affairs Committee.

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

7TH ORDER
Motions, Memorials, and Resolutions

SCR 116, by State Affairs Committee, was introduced, read the first time by title, and referred to the Agricultural Affairs Committee.

SCR 117, by State Affairs Committee, was introduced, read the first time by title, and referred to the Environment, Energy, and Technology Committee.

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

HOUSE BILL NO. 263
BY APPROPRIATIONS COMMITTEE

AN ACT

RELATING TO APPROPRIATIONS TO THE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR FISCAL YEAR 2015; AMENDING SECTION 3 OF HOUSE BILL NO. 168, AS ENACTED BY THE FIRST REGULAR SESSION OF THE SIXTY-THIRD IDAHO LEGISLATURE, TO PROVIDE FOR CERTAIN PAYMENTS.

HOUSE BILL NO. 264
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISIONS OF MENTAL HEALTH SERVICES, PSYCHIATRIC HOSPITALIZATION AND SUBSTANCE ABUSE TREATMENT AND PREVENTION FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR GENERAL FUND TRANSFERS TO THE COOPERATIVE WELFARE FUND; DIRECTING EXPENDITURES FOR TRUSTEE AND BENEFIT PAYMENTS; PROVIDING LEGISLATIVE INTENT FOR PROGRAM INTEGRITY; LIMITING TRANSFER OF LEGISLATIVE APPROPRIATIONS; CLARIFYING RESPONSIBILITY FOR EDUCATION OF CERTAIN CHILDREN IN STATE CARE; DIRECTING AN INTERAGENCY PAYMENT FOR JUVENILE DETENTION CLINICIANS CONTRACT; PROVIDING FOR COURT SERVICES FUND TRANSFERS; AND PROVIDING LEGISLATIVE INTENT RELATING TO A BEHAVIORAL HEALTH CRISIS CENTER LOCATION.

HOUSE BILL NO. 265
BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO PUBLIC LANDS; AMENDING TITLE 58, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 15, TITLE 58, IDAHO CODE, TO PROVIDE AN INTERSTATE COMPACT ON TRANSFER OF PUBLIC LANDS, TO DEFINE TERMS, TO PROVIDE THE PURPOSE OF THE COMPACT AND COMMISSION, TO PROVIDE FOR A COMPACT COMMISSION AND COMPACT ADMINISTRATOR, TO PROVIDE THE COMPACT MEMBERSHIP AND WITHDRAWAL, TO PROVIDE FOR ADOPTION OF THE COMPACT, TO PROVIDE FOR COMMISSION MEETINGS, TO PROVIDE FOR FUNDING, TO PROVIDE FOR COOPERATION AND TO PROVIDE A DECLARATION OF THE INTERSTATE COMPACT ON THE TRANSFER OF PUBLIC LANDS GOALS.

HOUSE BILL NO. 266
BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO TRANSPORTATION; AMENDING SECTION 41-4909, IDAHO CODE, TO REVISE THE TRANSFER FEE IMPOSED ON PETROLEUM PRODUCTS AND TO PROVIDE ALTERNATE MEANS OF

DISTRIBUTION OF TRANSFER FEES DEPENDENT ON THE UNENCUMBERED BALANCE IN THE PETROLEUM CLEAN WATER TRUST FUND; AMENDING SECTION 41-4910, IDAHO CODE, TO PROVIDE FOR THE DISTRIBUTION OF SPECIFIED PORTIONS OF TRANSFER FEES AND TO PROVIDE FOR THE APPLICABILITY OF CERTAIN PROVISIONS OF LAW; AMENDING SECTION 49-402, IDAHO CODE, TO REVISE REGISTRATION FEES; AMENDING SECTION 49-402A, IDAHO CODE, TO REVISE REGISTRATION FEES; AMENDING SECTION 49-432, IDAHO CODE, TO REVISE CERTAIN PERMIT FEES; AMENDING SECTION 49-434, IDAHO CODE, TO REVISE REGISTRATION FEES; REPEALING SECTION 49-434, IDAHO CODE, RELATING TO REGISTRATION FEES; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-434, IDAHO CODE, TO PROVIDE FOR CRITERIA RELATING TO REGISTRATION, TO PROVIDE FOR REGISTRATION FEES AND TO PROVIDE FOR ADDITIONAL SPECIFIED FEES; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-457, IDAHO CODE, TO PROVIDE FOR AN ELECTRIC VEHICLE FEE, TO PROVIDE FOR A HYBRID VEHICLE FEE AND TO PROVIDE FOR THE DEPOSIT OF FEES; AMENDING SECTION 49-1004, IDAHO CODE, TO REVISE CERTAIN PERMIT FEES; AMENDING SECTION 57-814, IDAHO CODE, TO PROVIDE FOR THE TRANSFER OF CERTAIN GENERAL FUND COLLECTIONS TO THE BUDGET STABILIZATION FUND AND THE TRANSPORTATION INFRASTRUCTURE FUND, TO PROVIDE FOR THE TRANSPORTATION INFRASTRUCTURE FUND, TO PROVIDE FOR DEPOSITS INTO THE FUND AND TO PROVIDE FOR USE OF MONEYS IN THE FUND; AMENDING SECTION 40-718, IDAHO CODE, TO PROVIDE FOR APPROPRIATION OF GENERAL FUND MONEYS INTO THE GARVEE DEBT SERVICE FUND; AMENDING 63-2402, IDAHO CODE, TO REVISE THE TAX IMPOSED ON MOTOR FUEL; AMENDING SECTION 63-2412, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE DISTRIBUTION OF TAX IMPOSED ON MOTOR FUEL; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE EFFECTIVE DATES.

HOUSE BILL NO. 267
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO ADJUSTMENTS TO TAXABLE INCOME; AMENDING SECTION 63-3022, IDAHO CODE, TO PROVIDE A DEDUCTION FOR CERTAIN HEALTH CARE AND MEDICAL SERVICES COSTS WITH LIMITATIONS AND TO MAKE A TECHNICAL CORRECTION; AND PROVIDING AN EFFECTIVE DATE.

H 263, **H 264**, **H 265**, **H 266**, and **H 267** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1076, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Commerce and Human Resources Committee.

S 1120, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1125, **S 1126**, **S 1127**, **S 1128**, **S 1129**, **S 1130**, **S 1131**, **S 1132**, and **S 1133**, by Finance Committee, were introduced, read the first time by title, and filed for second reading.

9TH ORDER
First Reading of Engrossed Bills

H 29, as amended in the Senate, by Revenue and Taxation Committee, was introduced, read the first time by title, and filed for second reading.

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 242, by State Affairs Committee, was read the second time by title and filed for third reading.

H 247, **H 248**, **H 249**, **H 250**, and **H 251**, by Appropriations Committee, were read the second time by title and filed for third reading.

H 204, by Ways and Means Committee, was read the second time by title and filed for third reading.

S 1044, by Local Government and Taxation Committee, was read the second time by title and filed for third reading.

S 1082, by Transportation Committee, was read the second time by title and filed for third reading.

S 1001, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

S 1116, **S 1117**, **S 1118**, and **S 1119**, by Finance Committee, were read the second time by title and filed for third reading.

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

12TH ORDER
Consideration of General Orders

Mr. Moyle moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Mr. Erpelding. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Crane in the Chair.

When the Committee of the Whole House rose, the Speaker returned to the Chair and the House was in order.

Report of the Committee of the Whole House

March 12, 2015

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration **H 182** and **H 216** and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO H.B. NO. 182

AMENDMENT TO SECTION 1

On page 2 of the printed bill, in line 34, following ";" insert: "or"; in line 37, delete "; or" and insert: "."; and delete line 38.

HOUSE AMENDMENT TO H.B. NO. 216

AMENDMENT TO SECTION 2

On page 3 of the printed bill, in line 44, delete "As an alternative to"; and also on page 3, delete lines 45 through 48.

CRANE, Chairman

Mr. Crane moved that the report be adopted. Seconded by Mr. Erpelding.

Whereupon the Speaker declared the report adopted.

H 182, as amended, and H 216, as amended, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

The amendments were referred to Judiciary, Rules, and Administration committee for printing.

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

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 214 - SUNSHINE LAW

H 214 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. Nielsen to open debate.

The question being, "Shall H 214 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Rusche. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 214 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 240 - APPROPRIATIONS - H&W, MEDICAID

H 240 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. Malek to open debate.

The question being, "Shall H 240 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Bateman, Bell, Beyeler, Burtenshaw, Chew, Collins, DeMordaunt, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, Miller, Monks, Nye, Packer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Smith, Thompson, Troy, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 43.
NAYS – Andrus, Barbieri, Batt, Boyle, Chaney, Cheatham, Clow, Crane, Dayley, Dixon, Gestrin, Harris, Holtzclaw, Loertscher, Luker, McMillan, Mendive, Moyle, Nate, Nielsen, Palmer, Redman, Scott, Shepherd, Sims, Trujillo. Total – 26.
Absent – Rusche. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 240 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 221 - TAX EXEMPTION - WILDLIFE COSTS

H 221 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. Moyle and Mr. Erpelding to open debate.

The question being, "Shall H 221 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Rusche. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 221 passed the House. Title was approved and the bill ordered transmitted to the Senate.

S 1110 - APPROPRIATIONS - APPELLATE PUBLIC DEFENDER

S 1110 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. Youngblood to open debate.

The question being, "Shall S 1110 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Rusche. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1110 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1114 - APPROPRIATIONS - DIVISION OF HUMAN RESOURCES

S 1114 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. Gannon to open debate.

The question being, "Shall S 1114 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – Cheatham, Sims. Total – 2.
Absent – Rusche. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1114 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1115 - APPROPRIATIONS - FISH AND GAME DEPT

S 1115 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 S 1115 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Bateman, Bell, Beyeler, Burtenshaw, Chew, Clow, Erpelding, Gannon, Gibbs, Hartgen, Horman, Jordan, Kauffman, King, Kloc, Malek, McCrostie, Miller, Monks, Nye, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Smith, VanOrden, Wills, Wintrow, Wood, Youngblood. Total – 34.
NAYS – Andrus, Barbieri, Batt, Boyle, Chaney, Cheatham, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Harris, Hixon, Holtzclaw, Kerby, Loertscher, Luker, McDonald, McMillan, Mendive, Moyle, Nate, Nielsen, Packer, Palmer, Redman, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, Vander Woude, Mr. Speaker. Total – 35.
Absent – Rusche. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1115 failed to pass the House and ordered the bill returned to the Senate.

Mr. Moyle asked unanimous consent that S 1088 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1097 - EDUCATION

S 1097 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. Kloc to open debate.

The question being, "Shall S 1097 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – Rubel, Rusche. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1097 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1100 - WATER

S 1100 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. Gibbs to open debate.

The question being, "Shall S 1100 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – None.
Absent – Clow, Hartgen, Rubel, Rusche. Total – 4.
Total – 70.

Whereupon the Speaker declared that S 1100 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1046 - ENGINEERS AND SURVEYORS

S 1046 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Jordan to open debate.

Mr. Moyle asked unanimous consent that S 1046 retain its place at the top of the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Friday, March 13, 2015. Seconded by Mr. Erpelding. Motion carried.

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

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SIXTY-FIRST LEGISLATIVE DAY
FRIDAY, MARCH 13, 2015

House of Representatives

The House convened at 10:30 a.m., Mr. Moyle in the Chair.

Roll call showed 65 members present.
Absent – Loertscher, Rusche, Shepherd, Sims, Mr. Speaker. Total – 5.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Harper Gibbs, Page.

3RD ORDER
Approval of Journal

March 13, 2015

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

WILLS, Chairman

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

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

March 12, 2015

Mr. Speaker:
I return herewith enrolled **H 33**, **H 48**, **H 49**, **H 50**, **H 68**, **H 82**, **H 110**, **H 122**, and **H 133** which have been signed by the President.

NOVAK, Secretary

Enrolled **H 33**, **H 48**, **H 49**, **H 50**, **H 68**, **H 82**, **H 110**, **H 122**, and **H 133** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 12, 2015

Mr. Speaker:
I transmit herewith **S 1108**, as amended, and **S 1072**, as amended, which have passed the Senate.

NOVAK, Secretary

S 1108, as amended, and **S 1072**, as amended, were filed for first reading.

March 12, 2015

Mr. Speaker:
I return herewith **HJM 8**, **H 108**, **H 147**, **H 177**, **H 206**, **H 207**, **H 39**, **H 75**, **H 47**, **H 124**, **H 125**, and **H 61** which have passed the Senate.

NOVAK, Secretary

HJM 8, **H 108**, **H 147**, **H 177**, **H 206**, **H 207**, **H 39**, **H 75**, **H 47**, **H 124**, **H 125**, and **H 61** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 12, 2015

Mr. Speaker:
I return herewith **H 72**, as amended in the Senate, which has passed the Senate.

NOVAK, Secretary

H 72, as amended in the Senate, was ordered held at the Desk.

Mr. Beyeler asked unanimous consent that the House concur in the Senate amendments to **H 72**, as amended in the Senate. There being no objection, it was so ordered.

H 72, as amended in the Senate, was referred to the Judiciary, Rules, and Administration Committee for engrossing.

5TH ORDER
Report of Standing Committees

March 13, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 263**, **H 264**, **H 265**, **H 266**, and **H 267**.

WILLS, Chairman

H 263 and **H 264** were filed for second reading.

H 265 was referred to the Resources and Conservation Committee.

H 266 was referred to the Transportation and Defense Committee.

H 267 was referred to the Revenue and Taxation Committee.

March 13, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed House amendments to **H 216** and **H 182**.

WILLS, Chairman

March 13, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed **H 182**, as amended, and **H 216**, as amended.

WILLS, Chairman

H 182, as amended, and **H 216**, as amended, were filed for first reading of engrossed bills.

March 13, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 70 to the Governor at 10:45 a.m., as of this date, March 12, 2015.

WILLS, Chairman

March 12, 2015

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration S 1080, as amended, and recommend that it do pass.

WOOD, Chairman

S 1080, as amended, was filed for second reading.

March 12, 2015

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration S 1074 and SCR 113 and recommend that they do pass.

ANDRUS, Chairman

S 1074 and SCR 113 were filed for second reading.

March 12, 2015

Mr. Speaker:

We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration HCR 17 and recommend that it do pass.

LUKER, Chairman

HCR 17 was filed for second reading.

March 13, 2015

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration S 1075 and S 1077 and recommend that they do pass.

HARTGEN, Chairman

S 1075 and S 1077 were 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. 268
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF LANDS FOR FISCAL YEAR 2015; APPROPRIATING MONEYS TO THE DEPARTMENT OF LANDS FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; EXEMPTING CERTAIN APPROPRIATION OBJECT TRANSFER LIMITATIONS; PROVIDING LEGISLATIVE INTENT; AND DECLARING AN EMERGENCY.

H 268 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1108, as amended, by State Affairs Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1072, as amended, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

9TH ORDER
First Reading of Engrossed Bills

H 182, as amended, and H 216, as amended, by State Affairs Committee, were introduced, read the first time by title, and filed for second reading.

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 29, as amended in the Senate, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

H 253 and H 254, by Appropriations Committee, were read the second time by title and filed for third reading.

H 262, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

S 1087, by Education Committee, was read the second time by title and filed for third reading.

H 238, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1078, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

SCR 109 and SCR 110, by Health and Welfare Committee, were read the second time by title and filed for third reading.

S 1059, as amended, by Resources and Environment Committee, was read the second time by title and filed for third reading.

H 236 and H 237, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

S 1125, S 1126, S 1127, S 1128, S 1129, S 1130, S 1131, S 1132, and S 1133, by Finance Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

S 1046, having previously been read the third time at length, was before the House for final consideration.

The question being, "Shall S 1046 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Burtenshaw, Chew, Clow, Collins, DeMordaunt, Erpelding, Gibbs, Hartgen, Horman, Jordan, Kauffman, King, Kloc, Malek, McCrostie, McDonald, Miller, Moyle, Nye, Packer, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Smith, Thompson, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 42.

NAYS – Batt, Boyle, Chaney, Cheatham, Crane, Dayley, Dixon, Gannon, Gestrin, Harris, Hixon, Holtzclaw, Kerby, Luker, McMillan, Mendive, Monks, Nate, Nielsen, Palmer, Perry, Scott, Troy, Trujillo. Total – 24.

Absent – Loertscher, Rusche, Shepherd, Sims. Total – 4.
Paired Votes:
AYE – Mr. Speaker NAY – Luker
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that S 1046 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Crane asked unanimous consent that H 242 retain its place on the Third Reading Calendar until Monday, March 16, 2015. There being no objection, it was so ordered.

H 247 - APPROPRIATIONS - IDAHO STATE POLICE

H 247 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Burtenshaw to open debate.

The question being, "Shall H 247 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood. Total – 51.
NAYS – Barbieri, Batt, Boyle, Crane, Dayley, Gestrin, Harris, McMillan, Moyle, Nate, Nielsen, Palmer, Scott, Vander Woude. Total – 14.
Absent – Loertscher, Rusche, Shepherd, Sims, Mr. Speaker. Total – 5.
Total – 70.

Whereupon the Speaker Pro Tem declared that H 247 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 248 - APPROPRIATIONS - COMMISSION ON AGING

H 248 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Gibbs to open debate.

The question being, "Shall H 248 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood. Total – 54.
NAYS – Barbieri, Batt, Boyle, Cheatham, Dixon, McMillan, Nate, Palmer, Redman, Scott. Total – 10.
Absent – Loertscher, Malek, Rusche, Shepherd, Sims, Mr. Speaker. Total – 6.
Total – 70.

Whereupon the Speaker Pro Tem declared that H 248 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 249 - APPROPRIATIONS - STATE CONTROLLER

H 249 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Monks to open debate.

The question being, "Shall H 249 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood. Total – 56.
NAYS – Barbieri, Cheatham, Dixon, Harris, Holtzclaw, Luker, McMillan, Nate, Scott. Total – 9.
Absent – Loertscher, Rusche, Shepherd, Sims, Mr. Speaker. Total – 5.
Total – 70.

Whereupon the Speaker Pro Tem declared that H 249 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 250 - APPROPRIATIONS - IDAHO COMMISSION FOR LIBRARIES

H 250 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Gibbs to open debate.

The question being, "Shall H 250 pass?"

Roll call resulted as follows:
AYES – Anderson, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nielsen, Nye, Packer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood. Total – 53.
NAYS – Anderst, Cheatham, Crane, Harris, Hixon, McMillan, Mendive, Nate, Palmer, Redman, Scott. Total – 11.
Absent – Barbieri, Loertscher, Rusche, Shepherd, Sims, Mr. Speaker. Total – 6.
Total – 70.

Whereupon the Speaker Pro Tem declared that H 250 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 251 - APPROPRIATIONS - DIVISION OF VOCATIONAL REHABILITATION

H 251 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Ms. King to open debate.

The question being, "Shall H 251 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nye, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood. Total – 56.
NAYS – Barbieri, Cheatham, Dixon, McMillan, Nate, Nielsen, Palmer, Scott. Total – 8.
Absent – Loertscher, Packer, Rusche, Shepherd, Sims, Mr. Speaker. Total – 6.
Total – 70.

Whereupon the Speaker Pro Tem declared that H 251 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 204 - FIRE PROTECTION DISTRICTS

H 204 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Luker to open debate.

The question being, "Shall H 204 pass?"

Roll call resulted as follows:
AYES – Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Rudolph, Scott, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills. Total – 51.
NAYS – Anderson, Chaney, Clow, Erpelding, Jordan, Kauffman, Kerby, Nye, Pence, Romrell, Rubel, Wintrow, Youngblood. Total – 13.
Absent – Loertscher, Rusche, Shepherd, Sims, Wood, Mr. Speaker. Total – 6.
Total – 70.

Whereupon the Speaker Pro Tem declared that H 204 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Crane asked unanimous consent that S 1088 retain its place on the Third Reading Calendar until Monday, March 16, 2015. There being no objection, it was so ordered.

S 1063 - LAND SURVEYING

S 1063 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Dixon to open debate.

The question being, "Shall S 1063 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood. Total – 63.
NAYS – Miller. Total – 1.
Absent – Loertscher, Rusche, Shepherd, Sims, Wood, Mr. Speaker. Total – 6.
Total – 70.

Whereupon the Speaker Pro Tem declared that S 1063 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1004 - STATE BOARD OF CORRECTION

S 1004 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. McCrostie to open debate.

The question being, "Shall S 1004 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood. Total – 64.
NAYS – None.
Absent – Loertscher, Rusche, Shepherd, Sims, Wood, Mr. Speaker. Total – 6.
Total – 70.

Whereupon the Speaker Pro Tem declared that S 1004 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1014 - EXEMPTION OF PROPERTY

S 1014 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Malek to open debate.

The question being, "Shall S 1014 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham,

Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood. Total – 64.

NAYS – None.

Absent – Loertscher, Rusche, Shepherd, Sims, Wood, Mr. Speaker. Total – 6.

Total – 70.

Whereupon the Speaker Pro Tem declared that S 1014 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1035 - JUVENILE CORRECTIONS

S 1035 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Trujillo to open debate.

The question being, "Shall S 1035 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Smith, Thompson, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood. Total – 64.

NAYS – None.

Absent – Loertscher, Rusche, Shepherd, Sims, Troy, Mr. Speaker. Total – 6.

Total – 70.

Whereupon the Speaker Pro Tem declared that S 1035 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1054 - PROBATE CODE

S 1054 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Gannon to open debate.

The question being, "Shall S 1054 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Smith, Thompson, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood. Total – 64.

NAYS – None.

Absent – Loertscher, Rusche, Shepherd, Sims, Troy, Mr. Speaker. Total – 6.

Total – 70.

Whereupon the Speaker Pro Tem declared that S 1054 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Crane asked unanimous consent that S 1044 retain its place on the Third Reading Calendar until Monday, March 16, 2015. There being no objection, it was so ordered.

S 1082 - HIGHWAY DISTRICTS

S 1082 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Hixon to open debate.

The question being, "Shall S 1082 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood. Total – 64.

NAYS – None.

Absent – Boyle, Loertscher, Rusche, Shepherd, Sims, Mr. Speaker. Total – 6.

Total – 70.

Whereupon the Speaker Pro Tem declared that S 1082 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1001 - STATE GOVERNMENT AND STATE AFFAIRS

S 1001 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Rudolph to open debate.

The question being, "Shall S 1001 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Miller, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Smith, Thompson, Troy, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood. Total – 58.

NAYS – Dixon, Mendive, Monks, Moyle, Nate, Palmer, Trujillo. Total – 7.

Absent – Loertscher, Rusche, Shepherd, Sims, Mr. Speaker. Total – 5.

Total – 70.

Whereupon the Speaker Pro Tem declared that S 1001 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1116 - APPROPRIATIONS - PUBLIC SCHOOLS/CHILDREN'S PROGRAMS DIV

S 1116 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Horman to open debate.

The question being, "Shall S 1116 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood. Total – 60.
NAYS – Barbieri, McMillan, Nate, Palmer, Scott. Total – 5.
Absent – Loertscher, Rusche, Shepherd, Sims, Mr. Speaker. Total – 5.
Total – 70.

Whereupon the Speaker Pro Tem declared that S 1116 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1117 - APPROPRIATIONS - PERSI

S 1117 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Monks to open debate.

The question being, "Shall S 1117 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood. Total – 65.
NAYS – None.
Absent – Loertscher, Rusche, Shepherd, Sims, Mr. Speaker. Total – 5.
Total – 70.

Whereupon the Speaker Pro Tem declared that S 1117 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Crane asked unanimous consent that S 1118 retain its place on the Third Reading Calendar until Monday, March 16, 2015. There being no objection, it was so ordered.

S 1119 - APPROPRIATIONS - PUBLIC UTILITIES COMMISSION, STATE TAX COMMISSION, INDUSTRIAL COMMISSION

S 1119 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Burtenshaw to open debate.

The question being, "Shall S 1119 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Smith, Thompson, Troy, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood. Total – 57.
NAYS – Barbieri, Bateman, Clow, Dixon, Jordan, Nielsen, Scott, Trujillo. Total – 8.
Absent – Loertscher, Rusche, Shepherd, Sims, Mr. Speaker. Total – 5.
Total – 70.

Whereupon the Speaker Pro Tem declared that S 1119 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Crane asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, March 16, 2015. There being no objection, it was so ordered.

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

16TH ORDER
Adjournment

Mr. Crane moved that the House adjourn until 10 a.m., Monday, March 16, 2015. Seconded by Mr. Erpelding. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 11:40 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SIXTY-FOURTH LEGISLATIVE DAY
MONDAY, MARCH 16, 2015

House of Representatives

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

Roll call showed 68 members present.
Absent – Anderst, Erpelding. Total – 2.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Marilyn Clements, Page.

3RD ORDER
Approval of Journal

March 16, 2015

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

WILLS, Chairman

Mr. Wills 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 13, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 70

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 13, 2015

Mr. Speaker:
I transmit herewith enrolled **S 1034**, **S 1051**, **S 1052**, **S 1007**, **S 1008**, **S 1010**, **S 1023**, **S 1057**, **S 1058**, and **S 1099** for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled **S 1034**, **S 1051**, **S 1052**, **S 1007**, **S 1008**, **S 1010**, **S 1023**, **S 1057**, **S 1058**, and **S 1099** and, when so signed, ordered them returned to the Senate.

March 13, 2015

Mr. Speaker:
I return herewith enrolled **HCR 7** and **HCR 10** which have been signed by the President.

NOVAK, Secretary

Enrolled **HCR 7** and **HCR 10** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 13, 2015

Mr. Speaker:
I transmit herewith **SCR 118** which has passed the Senate.

NOVAK, Secretary

SCR 118 was filed for first reading.

March 13, 2015

Mr. Speaker:
I return herewith **HJM 5**, **HJM 7**, **HCR 9**, **HCR 14**, **HJM 6**, and **HCR 6** which have passed the Senate.

NOVAK, Secretary

HJM 5, **HJM 7**, **HCR 9**, **HCR 14**, **HJM 6**, and **HCR 6** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

Mr. DeMordaunt asked unanimous consent that **S 1088** be placed on General Orders for consideration. There being no objection it was so ordered.

March 16, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 268**.

WILLS, Chairman

H 268 was filed for second reading.

March 16, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 39**, **H 47**, **H 61**, **H 75**, **H 108**, **H 124**, **H 125**, **H 147**, **H 177**, **H 206**, **H 207**, and **HJM 8**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 39**, **H 47**, **H 61**, **H 75**, **H 108**, **H 124**, **H 125**, **H 147**, **H 177**, **H 206**, **H 207**, and **HJM 8** and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 16, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 72, as amended in the Senate.

WILLS, Chairman

H 72, as amended in the Senate, was filed for first reading of engrossed bills.

March 16, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 33, H 48, H 49, H 50, H 68, H 82, H 110, H 122, and H 133 to the Governor at 10:40 a.m., as of this date, March 13, 2015.

WILLS, Chairman

March 13, 2015

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 252 and report it back with amendments attached to be placed on General Orders for consideration.

COLLINS, Chairman

H 252 was placed on General Orders for consideration.

March 16, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration S 1086 and recommend that it do pass.

DEMORDAUNT, Chairman

S 1086 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

SCR 118, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

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

HOUSE BILL NO. 269
BY REVENUE AND TAXATION COMMITTEE

AN ACT

RELATING TO THE TAX ON OIL AND GAS; AMENDING SECTION 47-330, IDAHO CODE, TO REVISE HOW THE TAX ON THE PRODUCTION OF OIL AND GAS IS ADMINISTERED AND COLLECTED AND TO DEFINE "GROSS INCOME."

HOUSE BILL NO. 270
BY EDUCATION COMMITTEE

AN ACT

RELATING TO EDUCATION; AMENDING CHAPTER 16, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1630, IDAHO CODE, TO PROVIDE FOR AN AT-HOME SCHOOL READINESS PILOT PROGRAM, TO PROVIDE MINIMUM INSTRUCTION REQUIREMENTS, TO ESTABLISH DUTIES OF THE EARLY EDUCATION TECHNOLOGY PROVIDER, TO ESTABLISH DUTIES OF THE STATE DEPARTMENT OF EDUCATION AND TO ESTABLISH PROVISIONS RELATING TO FUNDING; AND PROVIDING A SUNSET DATE.

HOUSE BILL NO. 271
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE OFFICE OF THE STATE APPELLATE PUBLIC DEFENDER FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; PROVIDING LEGISLATIVE INTENT FOR THE PAYMENT OF OUTSIDE COUNSEL COSTS; PROVIDING LEGISLATIVE INTENT FOR THE PAYMENT OF CAPITAL REPRESENTATION COSTS; AND PROVIDING FOR A CASH TRANSFER.

HOUSE BILL NO. 272
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE STATE TREASURER FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES; PROVIDING LEGISLATIVE INTENT REGARDING CONFERENCE-RELATED ACTIVITIES; PROVIDING LEGISLATIVE INTENT REGARDING PAYMENT OF BANK SERVICE FEES; PROVIDING LEGISLATIVE INTENT REGARDING MITIGATION OF BANK SERVICE FEES; AND PROVIDING LEGISLATIVE INTENT REGARDING CONSULTATION WITH THE STATE TREASURER INVESTMENT ADVISORY BOARD.

HOUSE BILL NO. 273
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF WATER RESOURCES FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; APPROPRIATING AND TRANSFERRING MONEYS; AND PROVIDING LEGISLATIVE INTENT TO COMMENCE THE ADJUDICATION OF THE PALOUSE RIVER BASIN.

HOUSE BILL NO. 274
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE WELFARE DIVISION FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR GENERAL FUND TRANSFERS TO THE COOPERATIVE WELFARE FUND; DIRECTING EXPENDITURES FOR TRUSTEE AND BENEFIT PAYMENTS; PROVIDING LEGISLATIVE INTENT FOR PROGRAM INTEGRITY; AND REQUIRING BIANNUAL REPORTS.

HOUSE BILL NO. 275
BY EDUCATION COMMITTEE

AN ACT

RELATING TO THE EDUCATIONAL SUPPORT PROGRAM; AMENDING SECTION 33-1003, IDAHO CODE, TO PROVIDE AN EXEMPTION TO CODE PROVISIONS CONCERNING THE EDUCATION SUPPORT PROGRAM AND A DECREASE IN AVERAGE DAILY ATTENDANCE

AND TO PROVIDE A TERM OF PARTICIPATION IF NO EXEMPTION IS REQUESTED.

H 269, H 270, H 271, H 272, H 273, H 274, and H 275 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

9TH ORDER
First Reading of Engrossed Bills

H 72, as amended in the Senate, by Agricultural Affairs Committee, was introduced, read the first time by title, and filed for second reading.

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 263 and H 264, by Appropriations Committee, were read the second time by title and filed for third reading.

S 1080, as amended, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

S 1074, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

SCR 113, by State Affairs Committee, was read the second time by title and filed for third reading.

HCR 17, by Ways and Means Committee, was read the second time by title and filed for third reading.

S 1075 and S 1077, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

H 182, as amended, and H 216, as amended, by State Affairs Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 242 - ELECTIONS

H 242 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Sims to open debate.

The question being, "Shall H 242 pass?"

Roll call resulted as follows:
AYES – Anderson, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 63.
NAYS – None.
Absent – Anderst, Barbieri, Chew, Erpelding, Gestrin, Monks, Wood. Total – 7.
Total – 70.

Whereupon the Speaker declared that H 242 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 29, as amended in the Senate - TAXATION EXEMPTIONS

H 29, as amended in the Senate, 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. Chaney to open debate.

The question being, "Shall H 29, as amended in the Senate, pass?"

Roll call resulted as follows:
AYES – Anderson, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 64.
NAYS – None.
Absent – Anderst, Chew, Erpelding, Gestrin, Monks, Wood. Total – 6.
Total – 70.

Whereupon the Speaker declared H 29, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

H 253 - APPROPRIATIONS - COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED

H 253 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. King to open debate.

The question being, "Shall H 253 pass?"

Roll call resulted as follows:
AYES – Anderson, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Collins, Dayley, DeMordaunt, Dixon, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 55.
NAYS – Barbieri, Cheatham, Clow, Crane, Harris, McMillan, Mendive, Nate, Scott, Sims, Vander Woude. Total – 11.
Absent – Anderst, Erpelding, Gestrin, Monks. Total – 4.
Total – 70.

Whereupon the Speaker declared that H 253 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 254 - APPROPRIATIONS - ATTORNEY GENERAL

H 254 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. Gibbs to open debate.

The question being, "Shall H 254 pass?"

Roll call resulted as follows:
AYES – Anderson, Andrus, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Collins, DeMordaunt, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, Miller, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Smith, Thompson, VanOrden, Wills, Wood, Youngblood, Mr. Speaker. Total – 41.
NAYS – Barbieri, Bateman, Batt, Cheatham, Clow, Crane, Dayley, Dixon, Harris, Jordan, Loertscher, McMillan, Mendive, Moyle, Nate, Nielsen, Palmer, Rubel, Scott, Shepherd, Sims, Troy, Trujillo, Vander Woude, Wintrow. Total – 25.
Absent – Anderst, Erpelding, Gestrin, Monks. Total – 4.
Total – 70.

Whereupon the Speaker declared that H 254 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 262 - TRANSPORTATION NETWORK COMPANIES

H 262 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. Palmer to open debate.

The question being, "Shall H 262 pass?"

Roll call resulted as follows:
AYES – Anderson, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Rudolph, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 56.
NAYS – Chew, Erpelding, Gannon, Hartgen, Jordan, Kloc, Nye, Pence, Rubel, Rusche, Smith, Wintrow. Total – 12.
Absent – Anderst, Monks. Total – 2.
Paired Votes:
AYE – Gestrin NAY – Erpelding
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that H 262 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 238 - ELECTRICAL CONTRACTORS AND JOURNEYMEN

H 238 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. Batt to open debate.

Pursuant to Rule 38(3), Mr. Dixon disclosed a conflict of interest regarding H 238.

The question being, "Shall H 238 pass?"

Roll call resulted as follows:
AYES – Anderson, Andrus, Barbieri, Bateman, Batt, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 52.
NAYS – Bell, Chew, Erpelding, Gannon, Jordan, Kauffman, King, Kloc, McCrostie, Nye, Pence, Rubel, Rudolph, Rusche, Smith, Wintrow. Total – 16.
Absent – Anderst, Monks. Total – 2.
Paired Votes:
AYE – Gestrin NAY – Erpelding
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that H 238 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 236 - TAX INFORMATION

H 236 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. Moyle to open debate.

The question being, "Shall H 236 pass?"

Roll call resulted as follows:
AYES – Anderson, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Kloc, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 59.
NAYS – Cheatham, Chew, Erpelding, Jordan, King, McCrostie, Rubel, Scott, Wintrow. Total – 9.
Absent – Anderst, Monks. Total – 2.
Paired Votes:
AYE – Gestrin NAY – Erpelding
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that H 236 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 237 - USE TAX

H 237 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. Chaney to open debate.

The question being, "Shall **H 237** pass?"

Roll call resulted as follows:
AYES – Anderson, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Anderst, Erpelding, Monks. Total – 3.
Total – 70.

Whereupon the Speaker declared that **H 237** passed the House. Title was approved and the bill ordered transmitted to the Senate.

S 1044 - EMINENT DOMAIN

S 1044 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. Perry to open debate.

The question being, "Shall **S 1044** pass?"

Roll call resulted as follows:
AYES – Anderson, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 54.
NAYS – Chew, Clow, Erpelding, Gannon, Jordan, King, Kloc, McCrostie, Nye, Pence, Rubel, Rudolph, Rusche, Smith, Wintrow. Total – 15.
Absent – Anderst. Total – 1.
Paired Votes:
AYE – Gestrin NAY – Erpelding
AYE – Monks NAY – Chew
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that **S 1044** passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10 a.m., Tuesday, March 17, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:13 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SIXTY-FIFTH LEGISLATIVE DAY
TUESDAY, MARCH 17, 2015

House of Representatives

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

Roll call showed 69 members present.
Absent – Monks. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Olivia DeMordaunt, Page.

3RD ORDER
Approval of Journal

March 17, 2015

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

WILLS, Chairman

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

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

March 16, 2015

Mr. Speaker:
I transmit herewith enrolled **S 1110**, **S 1114**, **S 1097**, and **S 1100** for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled **S 1110**, **S 1114**, **S 1097**, and **S 1100** and, when so signed, ordered them returned to the Senate.

March 16, 2015

Mr. Speaker:
I transmit herewith **S 1092**, **S 1112**, **S 1138**, **S 1139**, **S 1140**, **S 1141**, **S 1142**, **S 1143**, **S 1041**, as amended, and **S 1096**, as amended, which have passed the Senate.

NOVAK, Secretary

S 1092, **S 1112**, **S 1138**, **S 1139**, **S 1140**, **S 1141**, **S 1142**, **S 1143**, **S 1041**, as amended, and **S 1096**, as amended, were filed for first reading.

March 16, 2015

Mr. Speaker:
I return herewith **HCR 11** which has passed the Senate.

NOVAK, Secretary

HCR 11 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

March 17, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 269**, **H 270**, **H 271**, **H 272**, **H 273**, **H 274**, and **H 275**.

WILLS, Chairman

H 269 was referred to the Revenue and Taxation Committee.

H 270 and **H 275** were referred to the Education Committee.

H 271, **H 272**, **H 273**, and **H 274** were filed for second reading.

March 17, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 29**, as amended in the Senate, **HCR 6**, **HCR 9**, **HCR 14**, **HJM 5**, **HJM 6**, and **HJM 7**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 29**, as amended in the Senate, **HCR 6**, **HCR 9**, **HCR 14**, **HJM 5**, **HJM 6**, and **HJM 7** and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 17, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HCR 7** and **HCR 10** to the Secretary of State at 10:15 a.m., as of this date, March 16, 2015.

WILLS, Chairman

March 16, 2015

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **S 1030** and recommend that it do pass.

LOERTSCHER, Chairman

S 1030 was filed for second reading.

March 16, 2015

Mr. Speaker:
We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration **H 192** and **SCR 102** and recommend that they do pass.

PALMER, Chairman

H 192 and **SCR 102** were filed for second reading.

March 16, 2015

Mr. Speaker:
We, your COMMITTEE ON ENVIRONMENT, ENERGY, AND TECHNOLOGY, report that we have had under consideration **SCR 117** and recommend that it do pass.

THOMPSON, Chairman

SCR 117 was filed for second reading.

March 17, 2015

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration S 1084 and recommend that it do pass.

PALMER, Chairman

S 1084 was filed for second reading.

March 17, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 245 and recommend that it do pass.

DEMORDAUNT, Chairman

H 245 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE JOINT MEMORIAL NO. 9
BY WAYS AND MEANS COMMITTEE

A JOINT MEMORIAL

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED, AND TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the First Regular Session of the Sixty-third Idaho Legislature, do hereby respectfully represent that:

WHEREAS, the State of Idaho is committed to the conservation of greater sage-grouse (Centrocercus urophasianus) and its present habitat located within the state; and

WHEREAS, the state has produced a statewide sage-grouse conservation plan in support of this commitment; and

WHEREAS, Idaho's Department of Fish and Game and Office of Species Conservation possess significant expertise in the management of greater sage-grouse and its habitat and whose experts have been working extensively in full cooperation with the federal agencies managing federal lands within the borders of the state; and

WHEREAS, the Endangered Species Act requires the Secretary of the Interior to take into account the State of Idaho's efforts to protect greater sage-grouse prior to the Secretary's determination that the species is endangered or threatened; and

WHEREAS, implementation of the state's conservation plan will produce scientific data related to disease or predation of the species, the adequacy of existing regulatory mechanisms, and other natural or manmade factors affecting the species' existence, all of which must be considered by the U.S. Fish and Wildlife Service in making a determination whether to list greater sage-grouse as threatened or endangered under the Endangered Species Act; and

WHEREAS, categorical exclusions from the National Environmental Policy Act are necessary to allow the federal land management agencies to remove Pinyon-Juniper trees that are harmful to greater sage-grouse habitat; and

WHEREAS, the State of Idaho wishes to continue its collaboration with other states possessing current habitat for greater sage-grouse; and

WHEREAS, the Congress and the President are to be commended for recognizing the unprecedented collaboration among the various states regarding greater sage-grouse conservation and the need to continue on-the-ground conservation and monitoring activities as recognized through the enactment of Section 122 of the Consolidated and Further Continuing Appropriations Act of 2015; and

WHEREAS, time is needed to continue to implement the state conservation plan over a period of multiple, consecutive sage-grouse life cycles to determine the efficacy of the plan and the need for modification, if any.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, urging that Congress should continue to make no funds available for use by the Secretary of the Interior to consider, prepare, write, or issue pursuant to Section 4 of the Endangered Species Act of 1973 (16 U.S.C. Section 1533) a petition finding or proposed regulation for greater sage-grouse for a period of 10 years through and including fiscal year 2025.

BE IT FURTHER RESOLVED that during this period, the State of Idaho will continue to implement its sage-grouse conservation plan, thereby establishing and enhancing its efficacy over time.

BE IT FURTHER RESOLVED that Congress should by legislation recognize and encourage state primacy in the long-term management of sage-grouse and its habitat to ensure an effective and balanced approach that seeks to recover and protect sage-grouse populations while protecting state economic interests, educational funding from state lands, and valid existing rights including private property rights.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the President of the Senate and the Speaker of the House of Representatives of Congress, and the congressional delegation representing the State of Idaho in the Congress of the United States.

HOUSE CONCURRENT RESOLUTION NO. 19
BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND DIRECTING THE BUREAU OF EMERGENCY MEDICAL SERVICES AND PREPAREDNESS TO CONVENE A WORKING GROUP TO PREPARE LEGISLATION ON EMERGENCY MEDICAL SERVICES IN IDAHO.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature has recognized the importance of emergency medical services (EMS) since the passage of the original EMS Act in the early 1970s; and

WHEREAS, emergency medical services in Idaho are currently provided by a patchwork of organizations bound loosely together by a set of outdated statutes that no longer adequately serve Idaho's needs; and

WHEREAS, during the 2010 legislative session, Senate Bill 1391 was introduced, which was intended to align Idaho's EMS-specific statutes and address the need for a systematic approach to the provision of EMS in Idaho; and

WHEREAS, Senate Bill 1391 was held in committee due to a number of stakeholder concerns; and

WHEREAS, following the failure of Senate Bill 1391, the Joint Legislative Oversight Committee directed the Office of Performance Evaluations (OPE) to study the governance of EMS in Idaho; and

WHEREAS, in a November 2010 report, "Governance of EMS Agencies in Idaho," OPE made seven recommendations intended to enable the Department of Health and Welfare's Bureau of Emergency Medical Services and Preparedness and local stakeholders to begin incorporating the design attributes of a well-functioning EMS system; and

WHEREAS, in June 2013, OPE issued a follow-up report, which noted numerous examples of local EMS stakeholders coming together to develop EMS systems, but which also noted that no significant statewide action had been taken to address OPE's recommendations.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Bureau of Emergency Medical Services and Preparedness convene a working group to draft EMS system legislation for consideration by the Second Regular Session of the Sixty-third Idaho Legislature.

BE IT FURTHER RESOLVED that, in preparing the legislation, the working group should address the findings and recommendations from the 2010 OPE report, "Governance of EMS Agencies in Idaho," and other pertinent materials.

BE IT FURTHER RESOLVED that the bureau include a broad stakeholder base in the membership of the working group to assure that the resulting legislation best addresses the needs of all Idahoans.

HJM 9 and **HCR 19** were 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. 276
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISIONS OF CHILD WELFARE, SERVICES FOR THE DEVELOPMENTALLY DISABLED AND SERVICE INTEGRATION FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR GENERAL FUND TRANSFERS TO THE COOPERATIVE WELFARE FUND; DIRECTING EXPENDITURES FOR TRUSTEE AND BENEFIT PAYMENTS; PROVIDING LEGISLATIVE INTENT FOR PROGRAM INTEGRITY; CLARIFYING RESPONSIBILITY FOR EDUCATION OF CERTAIN CHILDREN IN STATE CARE; AND DIRECTING EXPENDITURES FOR HEAD START APPROPRIATIONS FROM TEMPORARY ASSISTANCE FOR NEEDY FAMILIES.

HOUSE BILL NO. 277
BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO TITLE INSURANCE; AMENDING SECTION 41-2704, IDAHO CODE, TO ESTABLISH ADDITIONAL PROVISIONS CONCERNING THE BUSINESS OF TITLE INSURANCE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 41-2705, IDAHO CODE, TO ESTABLISH ADDITIONAL PROVISIONS CONCERNING THE BUSINESS OF TITLE INSURANCE OPERATING UNDER THE CONTROL AND SUPERVISION OF THE DIRECTOR OF THE DEPARTMENT OF INSURANCE; AND AMENDING CHAPTER 27, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-2714, IDAHO CODE, TO PROVIDE THAT A TITLE INSURER MAY ISSUE CLOSING OR SETTLEMENT PROTECTION TO CERTAIN PERSONS, TO PROVIDE A LIMITATION ON CLOSING OR SETTLEMENT PROTECTION, TO PROVIDE A RATE AND TO ESTABLISH PROVISIONS FOR HOW THE SECTION SHALL BE CONSTRUED.

HOUSE BILL NO. 278
BY EDUCATION COMMITTEE

AN ACT

RELATING TO SCHOOL COUNSELORS; AMENDING SECTION 33-1002, IDAHO CODE, TO PROVIDE AN AMOUNT NEEDED FOR SCHOOL COUNSELING SUPPORT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-1212, IDAHO CODE, TO REVISE PROVISIONS AND TO ESTABLISH ADDITIONAL PROVISIONS RELATING TO SCHOOL COUNSELORS; AND AMENDING CHAPTER 12, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1212A, IDAHO CODE, TO PROVIDE FOR ACADEMIC AND COLLEGE OR CAREER ADVISORS AND STUDENT MENTORS, TO GRANT SCHOOL DISTRICTS AND CHARTER SCHOOLS THE AUTHORITY TO EMPLOY CERTAIN STAFF, TO REQUIRE SCHOOL DISTRICTS TO PROVIDE PROFESSIONAL DEVELOPMENT FOR CERTAIN STAFF AND TO PROVIDE NOTICE AND REPORTING REQUIREMENTS.

HOUSE BILL NO. 279
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO THE IDAHO STATE GAMING COMMISSION; AMENDING SECTION 54-2502, IDAHO CODE, TO REVISE A DEFINITION; REPEALING SECTION 54-2503, IDAHO CODE, RELATING TO RACING COMMISSION CREATED, APPOINTMENT, REMOVAL, CLAIMS; REPEALING SECTION 54-2504, IDAHO CODE, RELATING TO CHAIRMAN, QUORUM, COSTS; REPEALING SECTION 54-2505, IDAHO CODE, RELATING TO COMMISSION'S ANNUAL REPORT, PUBLIC RECORD; REPEALING SECTION 54-2506, IDAHO CODE, RELATING TO DUTIES OF COMMISSION AND LICENSEES, LICENSE FEE; REPEALING SECTION 54-2507, IDAHO CODE, RELATING TO AUTHORITY OF COMMISSION; AMENDING SECTION 54-2508, IDAHO CODE, TO REDESIGNATE THE RACING COMMISSION AS THE GAMING COMMISSION AND TO PROVIDE A CODE REFERENCE; AMENDING SECTIONS 54-2509 AND 54-2510, IDAHO CODE, TO REDESIGNATE THE RACING COMMISSION AS THE GAMING COMMISSION; AMENDING SECTION 54-2512, IDAHO CODE, TO PROVIDE A CODE REFERENCE, TO REDESIGNATE THE RACING COMMISSION AS THE GAMING COMMISSION AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 54-2512A, IDAHO CODE, TO REDESIGNATE THE RACING COMMISSION AS THE GAMING COMMISSION; AMENDING SECTION 54-2513, IDAHO CODE, TO REDESIGNATE THE RACING COMMISSION AS THE GAMING COMMISSION, TO REMOVE PROVISIONS CONCERNING THE DISTRIBUTION OF EXCESS FUNDS IN THE RACING COMMISSION ACCOUNT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 54-2514, IDAHO CODE, TO REDESIGNATE THE RACING COMMISSION AS THE GAMING COMMISSION AND TO MAKE A TECHNICAL CORRECTION; AMENDING

THE HEADING FOR CHAPTER 74, TITLE 67, IDAHO CODE, TO PROVIDE FOR THE IDAHO STATE GAMING COMMISSION; AMENDING SECTION 67-7401, IDAHO CODE, TO REDESIGNATE THE RACING COMMISSION AS THE GAMING COMMISSION AND TO REVISE THE PURPOSE OF THE GAMING COMMISSION; AMENDING SECTION 67-7402, IDAHO CODE, TO REDESIGNATE THE RACING COMMISSION AS THE GAMING COMMISSION; AMENDING SECTION 67-7404, IDAHO CODE, TO REVISE DEFINITIONS AND TO DEFINE TERMS; AMENDING SECTION 67-7405, IDAHO CODE, TO AUTHORIZE THE CREATION OF THE GAMING COMMISSION, TO PROVIDE AUTHORITY TO THE GAMING COMMISSION AND TO REVISE THE MEMBERSHIP AND TERMS OF MEMBERS OF THE COMMISSION; AMENDING SECTION 67-7406, IDAHO CODE, TO REVISE A PROVISION CONCERNING MEMBERS NECESSARY TO ACT AND TO REMOVE REFERENCE TO RULES OF THE LOTTERY; AMENDING SECTION 67-7407, IDAHO CODE, TO REMOVE REFERENCE TO THE LOTTERY COMMISSION; AMENDING SECTION 67-7408, IDAHO CODE, TO PROVIDE CODE REFERENCES AND TO PROVIDE ADDITIONAL POWERS AND DUTIES TO THE GAMING COMMISSION; AMENDING SECTION 67-7409, IDAHO CODE, TO PROVIDE FOR RACING, INDIAN GAMING, BINGO GAMES AND RAFFLES, TO PROVIDE CODE REFERENCES AND TO PROVIDE THAT THE DIRECTOR SHALL MONITOR INDIAN GAMING AS REQUIRED BY COMPACTS; AMENDING SECTION 67-7702, IDAHO CODE, TO REVISE A DEFINITION; AND AMENDING SECTIONS 67-7703, 67-7705 THROUGH 67-7712, AND 67-7714, IDAHO CODE, TO REDESIGNATE THE LOTTERY COMMISSION AS THE GAMING COMMISSION.

H 276, **H 277**, **H 278**, and **H 279** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1092, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1041, as amended, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1112, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

S 1138, **S 1139**, **S 1140**, **S 1141**, **S 1142**, and **S 1143**, by Finance Committee, were introduced, read the first time by title, and filed for second reading.

S 1096, as amended, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 268, by Appropriations Committee, was read the second time by title and filed for third reading.

S 1086, by Education Committee, was read the second time by title and filed for third reading.

H 72, as amended in the Senate, by Agricultural Affairs Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 263 - APPROPRIATIONS - SUPERINTENDENT OF PUBLIC INSTRUCTION

H 263 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. Malek to open debate.

The question being, "Shall **H 263** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Gannon, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Nate, Nielsen, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.
NAYS – None.
Absent – Crane, Erpelding, Gestrin, Monks, Moyle, Nye. Total – 6.
Total – 70.

Whereupon the Speaker declared that **H 263** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 264 - APPROPRIATIONS - H&W - MENTAL HEALTH SERVICES/ PSYCHIATRIC HOSPITALIZATION/SUBSTANCE ABUSE SERVICES

H 264 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. Malek to open debate.

The question being, "Shall **H 264** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 58.
NAYS – Barbieri, Crane, Dayley, Harris, McMillan, Mendive, Nate, Nielsen, Sims. Total – 9.
Absent – Chaney, Monks, Moyle. Total – 3.
Total – 70.

Whereupon the Speaker declared that **H 264** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 182, as amended - INSURANCE

H 182, as amended, 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. Barbieri to open debate.

The question being, "Shall H 182, as amended, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Monks, Moyle, Raybould. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 182, as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 216, as amended - ELECTIONS

H 216, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Smith to open debate.

The question being, "Shall H 216, as amended, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Monks. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 216, as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

HCR 17 - URBAN RENEWAL STUDY COMMITTEE

HCR 17 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HCR 17 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Monks. Total – 1.
Total – 70.

Whereupon the Speaker declared HCR 17 adopted and ordered the resolution transmitted to the Senate.

S 1118 - APPROPRIATIONS - COMMISSION ON THE ARTS

S 1118 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 to open debate.

The question being, "Shall S 1118 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Burtenshaw, Chew, Collins, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, Miller, Nye, Packer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 45.
NAYS – Barbieri, Batt, Boyle, Chaney, Cheatham, Clow, Crane, Dayley, Gestrin, Harris, Hixon, Loertscher, Luker, McMillan, Mendive, Moyle, Nate, Nielsen, Palmer, Redman, Scott, Shepherd, Sims, Vander Woude. Total – 24.
Absent – Monks. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1118 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1087 - CHARTER SCHOOLS

S 1087 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. VanOrden to open debate.

Pursuant to Rule 38(3), Mr. Chaney disclosed a conflict of interest regarding S 1087.

The question being, "Shall S 1087 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Clow, Collins, Crane, Dayley, DeMordaunt, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, Kloc, Loertscher, McDonald, McMillan, Mendive, Miller, Moyle,

Nate, Nielsen, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 55.

NAYS – Cheatham, Chew, Dixon, Erpelding, Gannon, King, Luker, McCrostie, Nye, Rudolph, Rusche, Smith, Wintrow. Total – 13.

Absent – Malek, Monks. Total – 2.

Total – 70.

Whereupon the Speaker declared that S 1087 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1078 - MORTGAGE INSURANCE

S 1078 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. Rusche to open debate.

The question being, "Shall S 1078 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – Packer. Total – 1.

Absent – Malek, Monks. Total – 2.

Total – 70.

Whereupon the Speaker declared that S 1078 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1059, as amended - IRRIGATION DISTRICTS

S 1059, as amended, 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. Erpelding to open debate.

The question being, "Shall S 1059, as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – Luker. Total – 1.

Absent – Malek, Monks. Total – 2.

Total – 70.

Whereupon the Speaker declared that S 1059, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that S 1125 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1126 - APPROPRIATIONS - DEPARTMENT OF FINANCE

S 1126 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. Youngblood to open debate.

Pursuant to Rule 38(3), Mr. Youngblood disclosed a conflict of interest regarding S 1126.

The question being, "Shall S 1126 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bell, Beyeler, Burtenshaw, Chaney, Chew, Erpelding, Gannon, Gibbs, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, McCrostie, McDonald, Miller, Nye, Packer, Pence, Raybould, Romrell, Rubel, Rudolph, Rusche, Smith, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 38.

NAYS – Barbieri, Bateman, Batt, Boyle, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Harris, Hixon, Loertscher, Luker, McMillan, Mendive, Nate, Nielsen, Palmer, Perry, Redman, Scott, Shepherd, Sims, Thompson, Troy, Vander Woude. Total – 29.

Absent – Malek, Monks, Moyle. Total – 3.

Total – 70.

Whereupon the Speaker declared that S 1126 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1127 - APPROPRIATIONS - STATE LIQUOR DIVISION

S 1127 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. Gibbs to open debate.

The question being, "Shall S 1127 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Batt, Bell, Beyeler, Burtenshaw, Chew, Clow, Collins, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, Miller, Moyle, Nye, Packer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 46.

NAYS – Andrus, Barbieri, Bateman, Boyle, Chaney, Cheatham, Crane, Dayley, Dixon, Harris, Hixon, Holtzclaw, Loertscher, Luker, McMillan, Mendive, Nate, Nielsen, Palmer, Redman, Scott, Sims, Thompson. Total – 23.

Absent – Monks. Total – 1.

Total – 70.

Whereupon the Speaker declared that S 1127 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1128 - APPROPRIATIONS - OFFICE OF SPECIES CONSERVATION

S 1128 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. Burtenshaw to open debate.

The question being, "Shall S 1128 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Moyle, Nielsen, Nye, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 58.
NAYS – Barbieri, Chaney, Cheatham, Dixon, Hixon, McMillan, Nate, Packer, Palmer, Scott, Sims. Total – 11.
Absent – Monks. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1128 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1129 - APPROPRIATIONS - STATE INDEPENDENT LIVING COUNCIL

S 1129 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. Gibbs to open debate.

The question being, "Shall S 1129 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – Cheatham, Scott, Sims. Total – 3.
Absent – Monks. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1129 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1130 - APPROPRIATIONS - IDAHO STATE LOTTERY

S 1130 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. Gibbs to open debate.

The question being, "Shall S 1130 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Barbieri, Batt, Bell, Beyeler, Burtenshaw, Chaney, Chew, Clow, Erpelding, Gannon, Gestrin, Gibbs, Hixon, Holtzclaw, Horman, Kauffman, King, Kloc, Malek, McCrostie, McDonald, Miller, Moyle, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 41.
NAYS – Andrus, Bateman, Boyle, Cheatham, Collins, Dayley, DeMordaunt, Dixon, Harris, Jordan, Kerby, Loertscher, Luker, McMillan, Mendive, Nate, Nielsen, Nye, Packer, Palmer, Perry, Scott, Shepherd, Sims, Thompson, Vander Woude. Total – 26.
Absent – Crane, Hartgen, Monks. Total – 3.
Total – 70.

Whereupon the Speaker declared that S 1130 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1131 - APPROPRIATIONS - LIEUTENANT GOVERNOR

S 1131 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. Gibbs to open debate.

The question being, "Shall S 1131 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – Nate, Scott, Sims. Total – 3.
Absent – Hartgen, Monks. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1131 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1132 - APPROPRIATIONS - REGULATORY BOARDS

S 1132 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 S 1132 pass?"

Roll call resulted as follows:
AYES – Anderson, Andrus, Barbieri, Bateman, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Clow, Collins, Dayley, Dixon, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Moyle, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 53.

NAYS – Batt, Boyle, Crane, Gestrin, Harris, McMillan, Mendive, Nate, Palmer, Scott, Shepherd, Sims, Thompson. Total – 13.

Absent – Anderst, Chew, DeMordaunt, Monks. Total – 4.

Total – 70.

Whereupon the Speaker declared that S 1132 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1133 - APPROPRIATIONS - DEPARTMENT OF FISH AND GAME

S 1133 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 S 1133 pass?"

Roll call resulted as follows:

AYES – Anderson, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, DeMordaunt, Erpelding, Gannon, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, King, Kloc, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Moyle, Nye, Packer, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 48.

NAYS – Andrus, Barbieri, Boyle, Cheatham, Dayley, Dixon, Gestrin, Holtzclaw, Kerby, Loertscher, McMillan, Nate, Nielsen, Palmer, Perry, Scott, Shepherd, Sims, Thompson, Troy. Total – 20.

Absent – Anderst, Monks. Total – 2.

Total – 70.

Whereupon the Speaker declared that S 1133 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1080, as amended - OCCUPATIONAL LICENSES BUREAU

S 1080, as amended, 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. Wood to open debate.

The question being, "Shall S 1080, as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Bateman, Bell, Beyeler, Burtenshaw, Chew, Clow, Dayley, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, Miller, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 45.

NAYS – Andrus, Barbieri, Batt, Boyle, Chaney, Cheatham, Collins, Crane, DeMordaunt, Dixon, Gestrin, Harris, Luker, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Palmer, Scott, Shepherd, Sims, Trujillo, Vander Woude. Total – 25.

Paired Votes:

AYE – Erpelding NAY – Monks

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared that S 1080, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1074 - IDAHO HONEY COMMISSION

S 1074 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. Kerby to open debate.

Pursuant to Rule 38(3), Mr. Barbieri disclosed a conflict of interest regarding S 1074.

The question being, "Shall S 1074 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Monks. Total – 1.

Total – 70.

Whereupon the Speaker declared that S 1074 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1075 - CORRECTIONAL INDUSTRIES

S 1075 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. Nielsen to open debate.

The question being, "Shall S 1075 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Monks. Total – 1.

Total – 70.

Whereupon the Speaker declared that S 1075 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1077 - DEATH CERTIFICATES

S 1077 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. Beyeler to open debate.

The question being, "Shall S 1077 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Monks. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1077 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that SCR 103 be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

SCR 107 - STATE LAND EXCHANGES

SCR 107 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall SCR 107 be adopted?"

Whereupon the Speaker declared SCR 107 adopted by voice vote and ordered the resolution returned to the Senate.

SCR 109 - MUSIC THERAPY

SCR 109 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall SCR 109 be adopted?"

Whereupon the Speaker declared SCR 109 adopted by voice vote and ordered the resolution returned to the Senate.

SCR 110 - DIAPER NEED AWARENESS WEEK

SCR 110 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Packer to open debate.

The question being, "Shall SCR 110 be adopted?"

Whereupon the Speaker declared SCR 110 adopted by voice vote and ordered the resolution returned to the Senate.

SCR 113 - AGRICULTURE

SCR 113 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall SCR 113 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Monks. Total – 1.
Total – 70.

Whereupon the Speaker declared SCR 113 adopted and ordered the resolution returned to the Senate.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Wednesday, March 18, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:56 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SIXTY-SIXTH LEGISLATIVE DAY
WEDNESDAY, MARCH 18, 2015

House of Representatives

The House convened at 10:30 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 Erin Feeley, Page.

3RD ORDER
Approval of Journal

March 18, 2015

Mr. Speaker:

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

WILLS, Chairman

Mr. Wills 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 17, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 68

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 17, 2015

Mr. Speaker:

I transmit herewith enrolled **S 1046**, **S 1063**, **S 1004**, **S 1014**, **S 1035**, **S 1054**, **S 1082**, **S 1001**, **S 1116**, **S 1117**, and **S 1119** for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled **S 1046**, **S 1063**, **S 1004**, **S 1014**, **S 1035**, **S 1054**, **S 1082**, **S 1001**, **S 1116**, **S 1117**, and **S 1119** and, when so signed, ordered them returned to the Senate.

March 17, 2015

Mr. Speaker:

I return herewith enrolled **H 39**, **H 47**, **H 61**, **H 75**, **H 108**, **H 124**, **H 125**, **H 147**, **H 177**, **H 206**, **H 207**, and **HJM 8** which have been signed by the President.

NOVAK, Secretary

Enrolled **H 39**, **H 47**, **H 61**, **H 75**, **H 108**, **H 124**, **H 125**, **H 147**, **H 177**, **H 206**, and **H 207** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled **HJM 8** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 17, 2015

Mr. Speaker:

I transmit herewith **S 1053**, as amended, **S 1095**, as amended, **S 1144**, **S 1145**, **S 1069**, as amended, as amended, and **S 1062**, as amended, as amended, which have passed the Senate.

NOVAK, Secretary

S 1053, as amended, **S 1095**, as amended, **S 1144**, **S 1145**, **S 1069**, as amended, as amended, and **S 1062**, as amended, as amended, were filed for first reading.

March 17, 2015

Mr. Speaker:

I return herewith **H 114**, **H 161**, **H 62**, **H 64**, **H 205**, and **H 210** which have passed the Senate.

NOVAK, Secretary

H 114, **H 161**, **H 62**, **H 64**, **H 205**, and **H 210** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 17, 2015

Mr. Speaker:

I return herewith **H 211**, **H 31**, **H 58**, **H 123**, **H 166**, **H 150**, **H 189**, **H 169**, **H 136**, **H 138**, **H 139**, **H 218**, **H 223**, **H 224**, and **H 225** which have passed the Senate.

NOVAK, Secretary

H 211, **H 31**, **H 58**, **H 123**, **H 166**, **H 150**, **H 189**, **H 169**, **H 136**, **H 138**, **H 139**, **H 218**, **H 223**, **H 224**, and **H 225** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 17, 2015

Mr. Speaker:

I return herewith **H 17**, as amended in the Senate, **H 15**, as amended in the Senate, as amended in the Senate, and **H 142**, as amended in the Senate, which have passed the Senate.

NOVAK, Secretary

H 17, as amended in the Senate, **H 15**, as amended in the Senate, as amended in the Senate, and **H 142**, as amended in the Senate, were ordered held at the Desk.

Mr. Kauffman asked unanimous consent that the House concur in the Senate amendments to **H 15**, as amended in the Senate, as amended in the Senate. There being no objection, it was so ordered.

Mr. Redman asked unanimous consent that the House concur in the Senate amendments to **H 142**, as amended in the Senate. There being no objection, it was so ordered.

H 15, as amended in the Senate, as amended in the Senate, and H 142, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

5TH ORDER
Report of Standing Committees

March 18, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HJM 9, HCR 19, H 276, H 277, H 278, and H 279.

WILLS, Chairman

HJM 9 was referred to the Resources and Conservation Committee.

HCR 19 was referred to the Health and Welfare Committee.

H 276 was filed for second reading.

H 277 was referred to the Business Committee.

H 278 was referred to the Education Committee.

H 279 was referred to the State Affairs Committee.

March 18, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled HCR 11.

WILLS, Chairman

The Speaker announced he was about to sign enrolled HCR 11 and, when so signed, ordered it transmitted to the Senate for the signature of the President.

March 17, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 219, HJM 4, and SCR 112 and recommend that they do pass.

LOERTSCHER, Chairman

H 219, HJM 4, and SCR 112 were filed for second reading.

March 17, 2015

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 257 and recommend that it do pass.

COLLINS, Chairman

H 257 was filed for second reading.

March 17, 2015

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 256 and recommend that it do pass.

BARBIERI, Chairman

H 256 was filed for second reading.

March 17, 2015

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 92 and report it back with amendments attached to be placed on General Orders for consideration.

BARBIERI, Chairman

H 92 was placed on General Orders for consideration.

March 17, 2015

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 255 and recommend that it do pass.

RAYBOULD, Chairman

H 255 was filed for second reading.

March 17, 2015

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration S 1076 and recommend that it do pass.

HARTGEN, Chairman

S 1076 was filed for second reading.

March 17, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration S 1025, S 1040, as amended, S 1056, as amended, and S 1109 and recommend that they do pass.

WILLS, Chairman

S 1025, S 1040, as amended, S 1056, as amended, and S 1109 were filed for second reading.

March 18, 2015

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 269 and recommend that it do pass.

COLLINS, Chairman

H 269 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. 280
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO LIQUOR LICENSES; AMENDING SECTION 23-903, IDAHO CODE, TO PROVIDE FOR ISSUANCE OF A LICENSE TO RETAIL LIQUOR TO THE OWNER, OPERATOR OR LESSEE OF A CONFERENCE AND EVENT CENTER THAT IS WITHIN THE CITY LIMITS OF A RESORT CITY, TO PROVIDE CONDITIONS THE OWNER MUST MEET AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 281
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE PUBLIC HEALTH SERVICES DIVISION FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR GENERAL

FUND TRANSFERS TO THE COOPERATIVE WELFARE FUND; DIRECTING EXPENDITURES FOR TRUSTEE AND BENEFIT PAYMENTS; PROVIDING LEGISLATIVE INTENT FOR PROGRAM INTEGRITY; PROVIDING LEGISLATIVE INTENT REGARDING TRICARE VACCINES; AND REPORTING ON ACCREDITATION PROCESS.

HOUSE BILL NO. 282
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE CATASTROPHIC HEALTH CARE PROGRAM AND DIRECTING A TRANSFER FOR FISCAL YEAR 2016; AND PROVIDING GUIDANCE ON GENERAL FUND REVERSIONS.

HOUSE BILL NO. 283
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO THE STREAMLINED SALES TAX SIMPLIFICATION ACT; PROVIDING A SHORT TITLE; AMENDING SECTION 50-1046, IDAHO CODE, TO REVISE PROVISIONS ON CERTAIN CITY LOCAL-OPTION NONPROPERTY TAXES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-3607, IDAHO CODE, TO REVISE THE DEFINITION OF "PERSON"; AMENDING SECTION 63-3608, IDAHO CODE, TO REVISE THE DEFINITION OF "PURCHASE"; AMENDING SECTION 63-3609, IDAHO CODE, TO REVISE THE DEFINITION OF "RETAIL SALE" OR "SALE AT RETAIL" AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-3610, IDAHO CODE, TO REVISE THE DEFINITION OF "RETAILER"; AMENDING SECTION 63-3611, IDAHO CODE, TO REVISE THE DEFINITION OF "RETAILER ENGAGED IN BUSINESS IN THIS STATE"; AMENDING SECTION 63-3612, IDAHO CODE, TO REVISE THE DEFINITION OF "SALE" AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-3613, IDAHO CODE, TO REVISE THE DEFINITION OF "SALES PRICE" AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-3614, IDAHO CODE, TO REVISE THE DEFINITION OF "SELLER"; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3615B, IDAHO CODE, TO PROVIDE DEFINITIONS; AMENDING SECTION 63-3616, IDAHO CODE, TO REVISE THE DEFINITION OF "TANGIBLE PERSONAL PROPERTY"; AMENDING SECTION 63-3619, IDAHO CODE, TO PROVIDE AN ALGORITHM FOR ROUNDING; AMENDING SECTION 63-3621, IDAHO CODE, TO ALLOW THE USE TAX TO APPLY TO CERTAIN TRANSACTIONS; AMENDING SECTION 63-3622F, IDAHO CODE, TO REVISE THE SALES TAX EXEMPTION FOR NATURAL GAS, ELECTRICITY, STEAM AND WATER; AMENDING SECTION 63-3622N, IDAHO CODE, TO REVISE THE EXEMPTION FOR DRUGS AND MEDICAL EQUIPMENT; REPEALING SECTION 63-3622UU, IDAHO CODE, RELATING TO PERSONAL PROPERTY TAX ON RENTALS; AMENDING SECTION 67-4917B, IDAHO CODE, TO PROVIDE FOR AN EXCISE TAX ON SALE OF HOTEL OR MOTEL ROOMS; AMENDING TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 46, TITLE 63, IDAHO CODE, TO PROVIDE THAT THE STREAMLINED SALES TAX AGREEMENT IS NOT TO PREEMPT STATE LAW, TO PROVIDE INTENT, TO PROVIDE DUTIES OF THE STATE TAX COMMISSION, TO PROVIDE STATE AND LOCAL TAX BASES, TO DEFINE TERMS, TO PROVIDE FOR SELLER REGISTRATION, TO PROVIDE NOTICE FOR STATE TAX CHANGES, TO PROVIDE APPLICATION OF GENERAL SOURCING RULES AND EXCLUSIONS FROM THE RULES, TO PROVIDE FOR GENERAL SOURCING RULES, TO PROVIDE FOR GENERAL SOURCING DEFINITIONS, TO PROVIDE FOR DIRECT MAIL SOURCING, TO PROVIDE FOR ADMINISTRATION OF EXEMPTIONS, TO PROVIDE FOR UNIFORM TAX RETURNS, TO PROVIDE UNIFORM RULES FOR REMITTANCES OF FUNDS, TO PROVIDE UNIFORM RULES FOR RECOVERY OF BAD DEBTS, TO PROVIDE FOR CONFIDENTIALITY AND PRIVACY PROTECTIONS UNDER MODEL 1 AND TO DEFINE A TERM, TO PROVIDE THE EFFECTIVE DATE FOR RATE CHANGES, TO PROVIDE CUSTOMER REFUND PROCEDURES, TO PROVIDE FOR A TAXABILITY MATRIX, TO PROVIDE RELIEF FROM CERTAIN LIABILITY FOR PURCHASERS, TO PROVIDE FOR PROHIBITED REPLACEMENT TAXES, TO PROVIDE FOR SELLER PARTICIPATION, TO PROVIDE AMNESTY FOR REGISTRATION, TO PROVIDE A METHOD OF REMITTANCE, TO PROVIDE FOR REGISTRATION BY AN AGENT, TO PROVIDE FOR CERTIFICATION OF SERVICE PROVIDERS AND AUTOMATED SYSTEMS, TO PROVIDE FOR REVIEW AND APPROVAL OF CERTIFIED AUTOMATED SYSTEM SOFTWARE AND CERTAIN LIABILITY RELIEF, TO PROVIDE FOR A MONETARY ALLOWANCE UNDER MODEL 1 AND TO PROVIDE A MONETARY ALLOWANCE FOR MODEL 2 SELLERS; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 284
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AND EXPRESSING LEGISLATIVE INTENT REGARDING THE DISTRIBUTION OF MONEYS FOR THE SPECIAL ASSISTANT UNITED STATES ATTORNEY PROJECT.

HOUSE BILL NO. 285
BY EDUCATION COMMITTEE
AN ACT

RELATING TO EDUCATION; AMENDING SECTION 33-1001, IDAHO CODE, TO DEFINE TERMS AND TO REVISE DEFINITIONS; AMENDING SECTION 33-1002, IDAHO CODE, TO PROVIDE AMOUNTS NEEDED FOR STATE SUPPORT OF THE MASTER TEACHER PREMIUMS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-1004, IDAHO CODE, TO REVISE AND TO ESTABLISH ADDITIONAL PROVISIONS RELATING TO STAFF ALLOWANCE AND TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 33-1004A, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE EXPERIENCE AND EDUCATION MULTIPLIER, TO REMOVE PROVISIONS RELATING TO THE STATEWIDE AVERAGE MULTIPLIER FOR INSTRUCTIONAL STAFF, TO PROVIDE THAT ON A CERTAIN DATE PUPIL SERVICE STAFF SHALL BE DEEMED INSTRUCTIONAL STAFF FOR CERTAIN PURPOSES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1004B, IDAHO CODE, TO PROVIDE FOR A CAREER LADDER FOR INSTRUCTIONAL STAFF, TO PROVIDE ALLOCATION AMOUNTS, TO PROVIDE REQUIREMENTS RELATING TO PLACEMENT ON THE

CAREER LADDER, TO PROVIDE FOR ADDITIONAL EDUCATION ALLOCATION AMOUNTS AND TO PROVIDE FOR AN ANNUAL REVIEW OF CERTAIN EVALUATIONS; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1004B, IDAHO CODE, TO PROVIDE FOR A CAREER LADDER FOR INSTRUCTIONAL STAFF, TO PROVIDE ALLOCATION AMOUNTS, TO PROVIDE REQUIREMENTS RELATING TO PLACEMENT ON THE CAREER LADDER, TO PROVIDE FOR ADDITIONAL EDUCATION ALLOCATION AMOUNTS AND TO PROVIDE FOR AN ANNUAL REVIEW OF CERTAIN EVALUATIONS; AMENDING SECTION 33-1004C, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-1004E, IDAHO CODE, TO REVISE PROVISIONS RELATING TO EACH DISTRICT'S SALARY-BASED APPORTIONMENT FOR INSTRUCTIONAL STAFF, ADMINISTRATIVE STAFF AND CLASSIFIED STAFF, TO ESTABLISH PROVISIONS RELATING TO DETERMINING EACH DISTRICT'S SALARY-BASED APPORTIONMENT FOR PUPIL SERVICE STAFF, TO MAKE TECHNICAL CORRECTIONS AND TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 33-1004F, IDAHO CODE, TO ESTABLISH ADDITIONAL PROVISIONS RELATING TO MASTER TEACHER PREMIUMS AND OBLIGATIONS TO RETIREMENT AND SOCIAL SECURITY BENEFITS; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1004I, IDAHO CODE, TO PROVIDE FOR MASTER TEACHER PREMIUMS, TO PROVIDE MINIMUM AND ADDITIONAL QUALIFICATIONS, TO PROVIDE A MASTER TEACHER PREMIUM AMOUNT, TO DEFINE TERMS AND TO GRANT THE STATE BOARD OF EDUCATION RULEMAKING AUTHORITY; AMENDING SECTION 33-1004J, IDAHO CODE, TO PROVIDE THAT CERTAIN STAFF ARE ELIGIBLE FOR LEADERSHIP PREMIUMS, TO PROVIDE FOR A COMMITTEE, TO REMOVE A LEADERSHIP PRIORITY AND TO ESTABLISH ADDITIONAL REPORTING REQUIREMENTS; AMENDING CHAPTER 12, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1201A, IDAHO CODE, TO PROVIDE FOR AN IDAHO PROFESSIONAL ENDORSEMENT AND ELIGIBILITY REQUIREMENTS, TO PROVIDE THAT CERTAIN STAFF SHALL AUTOMATICALLY OBTAIN AN IDAHO PROFESSIONAL ENDORSEMENT, TO GRANT THE BOARD OF EDUCATION RULEMAKING AUTHORITY AND TO DEFINE A TERM; AMENDING SECTION 33-1204, IDAHO CODE, TO PROVIDE THAT THE STATE BOARD OF EDUCATION SHALL SET FORTH CRITERIA FOR RENEWAL OF ADMINISTRATOR CERTIFICATES, TO PROVIDE RELATED REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-515, IDAHO CODE, TO PROVIDE THAT CERTAIN STAFF MAY NOT BE PLACED ON A RENEWABLE CONTRACT STATUS, TO PROVIDE AN EXCEPTION AND TO PROVIDE A CORRECT CODE REFERENCE; PROVIDING A SUNSET DATE AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 286
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO PROPERTY EXEMPT FROM TAXATION; AMENDING SECTION 63-602NN, IDAHO CODE, TO REVISE DEFINITIONS, TO REVISE CAPITAL INVESTMENT REQUIREMENTS IN COUNTIES WITHIN A CERTAIN POPULATION CRITERIA, TO REVISE THE EXEMPTION CRITERIA AND TO PROVIDE NOTICE TO CERTAIN ENTITIES.

H 280, **H 281**, **H 282**, **H 283**, **H 284**, **H 285**, and **H 286** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1053, as amended, **S 1095**, as amended, and **S 1069**, as amended, as amended, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1144 and **S 1145**, by Finance Committee, were introduced, read the first time by title, and filed for second reading.

S 1062, as amended, as amended, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 271, **H 272**, **H 273**, and **H 274**, by Appropriations Committee, were read the second time by title and filed for third reading.

S 1030, by State Affairs Committee, was read the second time by title and filed for third reading.

H 192, by State Affairs Committee, was read the second time by title and filed for third reading.

SCR 102, by Transportation Committee, was read the second time by title and filed for third reading.

SCR 117, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1084, by Transportation Committee, was read the second time by title and filed for third reading.

H 245, by Education Committee, was read the second time by title and filed for third reading.

S 1138, **S 1139**, **S 1140**, **S 1141**, **S 1142**, and **S 1143**, by Finance Committee, were read the second time by title and filed for third reading.

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

12TH ORDER
Consideration of General Orders

Mr. Moyle moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Mr. Rusche. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Crane in the Chair.

When the Committee of the Whole House rose, the Speaker returned to the Chair and the House was in order.

Report of the Committee of the Whole House

March 18, 2015

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration **S 1088**, **H 252**, and **H 92** and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO S.B. NO. 1088

AMENDMENT TO SECTION 1

On page 1 of the printed bill, following line 31, insert:

"(3) (a) The decision to institute a reduction in force and the selection of an employee or employees subject to such reduction shall be at the sole discretion of the board of trustees, except for the following limitation: The decision as to which employee or employees shall be subject to such reduction shall not be made solely on consideration of employee seniority or contract status.

(b) Each school district may adopt a policy establishing an equitable method of recalling individuals subject to a reduction in force if positions become available subsequent to the reduction in force.".

CORRECTION TO TITLE

On page 1, in line 4, delete "AND" and insert: ", TO PROVIDE THE BOARD OF TRUSTEES WITH CERTAIN DECISION-MAKING AUTHORITY AND TO PROVIDE AN EXCEPTION, TO ALLOW EACH SCHOOL DISTRICT TO ADOPT A CERTAIN POLICY AND".

HOUSE AMENDMENT TO H.B. NO. 252

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 18, delete "Sales" and insert: "That portion of the taxes imposed by this chapter which exceeds the general retail sales or use tax, excluding any local taxes, that a nonresident purchaser would pay in their state of residence on sSales"; delete line 20, and insert: "biles, for use"; and following line 40, insert:

"The state tax commission shall prepare at least annually a sales and use tax schedule listing the sales and use tax rates for other states not including local government sales and use tax rates, and post such schedule on its website and otherwise make the schedule available to dealers selling items listed in this subsection. Such schedule shall also contain a column for the sales tax rate to be applied by sellers under this subsection for nonresident purchasers based upon their state of residence and the Idaho tax due under this subsection.".

CORRECTION TO TITLE

On page 1, delete lines 3 through 5, and insert: "IMPOSE A SALES AND USE TAX EXEMPTION WHERE THAT PORTION OF TAX EXCEEDS THE SALES AND USE TAX RATE THAT A NONRESIDENT PURCHASER WOULD PAY IN THE STATE OF RESIDENCE ON SALES UNDER CERTAIN"; and in line 6, following "CONDITIONS" insert: ", TO PROVIDE DUTIES OF THE STATE TAX COMMISSION".

HOUSE AMENDMENT TO H.B. NO. 92

AMENDMENT TO SECTION 2

On page 3 of the printed bill, in line 37, delete "party against which"; and delete lines 38 and 39, and insert: "defendant the burden of proving that it is probable that the debtor is solvent.".

CRANE, Chairman

Mr. Crane moved that the report be adopted. Seconded by Mr. Rusche.

Whereupon the Speaker declared the report adopted.

S 1088, as amended in the House, was filed for first reading.

H 252, as amended, and **H 92**, as amended, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

The amendments were referred to Judiciary, Rules, and Administration committee for printing.

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

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Palmer asked unanimous consent that **S 1084** be returned to the Transportation and Defense Committee. There being no objection, it was so ordered.

H 268 - APPROPRIATIONS - DEPARTMENT OF LANDS

H 268 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. Monks to open debate.

The question being, "Shall **H 268** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 61.

NAYS – Barbieri, Dayley, Dixon, Harris, Luker, McMillan, Nate, Nielsen, Sims. Total – 9.

Total – 70.

Whereupon the Speaker declared that **H 268** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Beyeler asked unanimous consent that **H 72**, as amended in the Senate, be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

S 1125 - APPROPRIATIONS - SECRETARY OF STATE

S 1125 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. Monks to open debate.

The question being, "Shall S 1125 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – Sims. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1125 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1086 - PROFESSIONAL-TECHNICAL EDUCATION

S 1086 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. Kerby to open debate.

Pursuant to Rule 38(3), Mr. Anderst disclosed a conflict of interest regarding S 1086.

The question being, "Shall S 1086 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Hartgen. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1086 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that H 72, as amended in the Senate, be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

H 72, as amended in the Senate - VETERINARIANS AND VETERINARY TECHNICIANS

H 72, as amended in the Senate, 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. Beyeler to open debate.

The question being, "Shall H 72, as amended in the Senate, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

Whereupon the Speaker declared H 72, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

Mr. Moyle asked unanimous consent that the remaining bill on the Third Reading Calendar retain its place for one legislative day. There being no objection, it was so ordered.

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

5TH ORDER
Report of Standing Committees

March 18, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 285.

WILLS, Chairman

H 285 was referred to the Education Committee.

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

7TH ORDER
Motions, Memorials, and Resolutions

H 271 - APPROPRIATIONS - STATE APPELLATE PUBLIC DEFENDER

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 271 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 271 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo,

VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Batt. Total – 1.
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 271 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 271 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 60.
NAYS – Barbieri, Cheatham, Clow, Crane, McMillan, Moyle, Nate, Nielsen, Scott, Sims. Total – 10.
Total – 70.

Whereupon the Speaker declared that H 271 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 272 - APPROPRIATIONS - STATE TREASURER

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 272 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 272 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Batt. Total – 1.
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 272 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Pursuant to Rule 38(3), Mr. Youngblood disclosed a conflict of interest regarding H 272.

Pursuant to Rule 38(3), Mr. Crane disclosed a conflict of interest regarding H 272.

The question being, "Shall H 272 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 60.
NAYS – Barbieri, Cheatham, Crane, Erpelding, McMillan, Moyle, Nate, Nielsen, Scott, Sims. Total – 10.
Total – 70.

Whereupon the Speaker declared that H 272 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 273 - APPROPRIATIONS - DEPARTMENT OF WATER RESOURCES

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 273 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 273 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Batt. Total – 1.
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 273 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Pursuant to Rule 38(3), Mr. Nye disclosed a conflict of interest regarding **H 273**.

Pursuant to Rule 38(3), Mrs. Batt disclosed a conflict of interest regarding **H 273**.

Pursuant to Rule 38(3), Mr. Burtenshaw disclosed a conflict of interest regarding **H 273**.

The question being, "Shall **H 273** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Burtenshaw, Chew, Clow, Collins, DeMordaunt, Erpelding, Gestrin, Gibbs, Hartgen, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 46.

NAYS – Barbieri, Batt, Boyle, Chaney, Cheatham, Crane, Dayley, Dixon, Gannon, Harris, Hixon, Holtzclaw, Luker, McMillan, Mendive, Nate, Nielsen, Nye, Palmer, Scott, Shepherd, Sims, Smith, Vander Woude. Total – 24.

Total – 70.

Whereupon the Speaker declared that **H 273** passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

5TH ORDER
Report of Standing Committees

March 18, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed House amendments to **S 1088**, **H 252**, and **H 92**.

WILLS, Chairman

March 18, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed **H 252**, as amended, and **H 92**, as amended.

WILLS, Chairman

H 252, as amended, and **H 92**, as amended, were filed for first reading of engrossed bills.

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

9TH ORDER
First Reading of Engrossed Bills

H 252, as amended, by Revenue and Taxation Committee, was introduced, read the first time by title, and filed for second reading.

H 92, as amended, by Business Committee, was introduced, read the first time by title, and filed for second reading.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Thursday, March 19, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:09 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SIXTY-SEVENTH LEGISLATIVE DAY
THURSDAY, MARCH 19, 2015

House of Representatives

The House convened at 10:30 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 Quentin Frederick, Page.

3RD ORDER
Approval of Journal

March 19, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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

March 18, 2015

Mr. Speaker:

I transmit herewith enrolled **S 1044** for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled **S 1044** and, when so signed, ordered it returned to the Senate.

March 18, 2015

Mr. Speaker:

I return herewith enrolled **H 29**, as amended in the Senate, **HCR 6**, **HCR 9**, **HCR 14**, **HJM 5**, **HJM 6**, and **HJM 7** which have been signed by the President.

NOVAK, Secretary

Enrolled **H 29**, as amended in the Senate, was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled **HCR 6**, **HCR 9**, **HCR 14**, **HJM 5**, **HJM 6**, and **HJM 7** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 18, 2015

Mr. Speaker:

I transmit herewith **SCR 119**, **SCR 120**, **SCR 121**, **SCR 122**, **SCR 123**, **SCR 124**, **S 1136**, **S 1148**, and **S 1149** which have passed the Senate.

NOVAK, Secretary

SCR 119, **SCR 120**, **SCR 121**, **SCR 122**, **SCR 123**, **SCR 124**, **S 1136**, **S 1148**, and **S 1149** were filed for first reading.

March 18, 2015

Mr. Speaker:

I return herewith **HCR 13**, **H 226**, **H 227**, **H 228**, **H 229**, **H 230**, **H 231**, **H 232**, **H 178**, **H 156**, **H 30**, **H 46**, **H 78**, **H 81**, **H 90**, and **H 91** which have passed the Senate.

NOVAK, Secretary

HCR 13, **H 226**, **H 227**, **H 228**, **H 229**, **H 230**, **H 231**, **H 232**, **H 178**, **H 156**, **H 30**, **H 46**, **H 78**, **H 81**, **H 90**, and **H 91** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 18, 2015

Mr. Speaker:

I return herewith **H 107**, **H 153**, **H 126**, **H 190**, **H 148**, **H 59**, **H 120**, as amended, **H 143**, **H 128**, **H 101**, **H 102**, **H 121**, **H 159**, **H 172**, and **H 209** which have passed the Senate.

NOVAK, Secretary

H 107, **H 153**, **H 126**, **H 190**, **H 148**, **H 59**, **H 120**, as amended, **H 143**, **H 128**, **H 101**, **H 102**, **H 121**, **H 159**, **H 172**, and **H 209** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 18, 2015

Mr. Speaker:

I return herewith **H 194**, as amended in the Senate, which has passed the Senate.

NOVAK, Secretary

H 194, as amended in the Senate, was ordered held at the Desk.

5TH ORDER
Report of Standing Committees

March 19, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 280**, **H 281**, **H 282**, **H 283**, **H 284**, and **H 286**.

WILLS, Chairman

H 280 was referred to the State Affairs Committee.

H 281, **H 282**, and **H 284** were filed for second reading.

H 283 and **H 286** were referred to the Revenue and Taxation Committee.

March 19, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 31**, **H 58**, **H 62**, **H 64**, **H 72**, as amended in the Senate, **H 114**, **H 123**, **H 136**, **H 138**, **H 139**, **H 150**, **H 161**, **H 166**, **H 169**, **H 189**, **H 205**, **H 210**, **H 211**, **H 218**, **H 223**, **H 224**, and **H 225**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 31**, **H 58**, **H 62**, **H 64**, **H 72**, as amended in the Senate, **H 114**, **H 123**,

H 136, **H 138**, **H 139**, **H 150**, **H 161**, **H 166**, **H 169**, **H 189**, **H 205**, **H 210**, **H 211**, **H 218**, **H 223**, **H 224**, and **H 225** and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 19, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed **H 15**, as amended in the Senate, as amended in the Senate, and **H 142**, as amended in the Senate.

WILLS, Chairman

H 15, as amended in the Senate, as amended in the Senate, and **H 142**, as amended in the Senate, were filed for first reading of engrossed bills.

March 19, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 39**, **H 47**, **H 61**, **H 75**, **H 108**, **H 124**, **H 125**, **H 147**, **H 177**, **H 206**, and **H 207** to the Governor at 10:45 a.m., as of this date, March 18, 2015.

WILLS, Chairman

March 19, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HJM 8** to the Secretary of State at 11:06 a.m., as of this date, March 18, 2015.

WILLS, Chairman

March 18, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **H 1**, **S 1091**, and **S 1107** and recommend that they do pass.

LOERTSCHER, Chairman

H 1, **S 1091**, and **S 1107** were filed for second reading.

March 18, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **S 1098** and report it back with amendments attached to be placed on General Orders for consideration.

LOERTSCHER, Chairman

S 1098 was placed on General Orders for consideration.

March 18, 2015

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration **S 1121** and recommend that it do pass.

WOOD, Chairman

S 1121 was filed for second reading.

March 18, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 246** and recommend that it do pass.

DEMORDAUNT, Chairman

H 246 was filed for second reading.

March 18, 2015

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration **H 260** and recommend that it do pass.

PALMER, Chairman

H 260 was filed for second reading.

March 18, 2015

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration **S 1061**, as amended, and report it back with amendments attached to be placed on General Orders for consideration.

PALMER, Chairman

S 1061, as amended, was placed on General Orders for consideration.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 20
BY HEALTH AND WELFARE COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN FINAL RULE OF THE BUREAU OF OCCUPATIONAL LICENSES RELATING TO RULES OF THE STATE BOARD OF CHIROPRACTIC PHYSICIANS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that a certain final rule of the Bureau of Occupational Licenses relating to Rules of the State Board of Chiropractic Physicians is not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 24.03.01, the Bureau of Occupational Licenses, Rules of the State Board of Chiropractic Physicians, final rule Section 020., only, be, and the same is hereby rejected and declared null, void and of no force and effect.

HCR 20 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 119, **SCR 120**, **SCR 121**, and **SCR 122**, by State Affairs Committee, were introduced, read the first time by title, and referred to the Education Committee.

SCR 123, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

SCR 124, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

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

HOUSE BILL NO. 287
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO FOR HEALTH EDUCATION PROGRAMS FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; EXEMPTING APPROPRIATION OBJECT TRANSFER LIMITATIONS; AND PROVIDING NON-GENERAL FUND REAPPROPRIATION.

HOUSE BILL NO. 288
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISIONS OF INDEPENDENT COUNCILS, INDIRECT SUPPORT SERVICES, HEALTHCARE POLICY INITIATIVES AND LICENSING AND CERTIFICATION FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR GENERAL FUND TRANSFERS TO THE COOPERATIVE WELFARE FUND; DIRECTING EXPENDITURES FOR TRUSTEE AND BENEFIT PAYMENTS; PROVIDING LEGISLATIVE INTENT FOR PROGRAM INTEGRITY; DIRECTING MONTHLY MEDICAID TRACKING REPORTS; DIRECTING REPORTING FOR THE MEDICAID PROGRAM INTEGRITY UNIT COLLECTIONS; DIRECTING PROGRAM TRANSFER REPORTS; REQUIRING A REPORT ON THE USE OF ADDITIONAL VOCA FUNDS; AND REQUIRING AN ANNUAL REPORT ON FACILITY LICENSING AND CERTIFICATION.

HOUSE BILL NO. 289
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR FISCAL YEAR 2015; REDUCING PERSONNEL COSTS TO THE SUPERINTENDENT OF PUBLIC INSTRUCTION IN FISCAL YEAR 2015; REDUCING OPERATING EXPENDITURES TO THE SUPERINTENDENT OF PUBLIC INSTRUCTION IN FISCAL YEAR 2015; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 290
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO FOR SPECIAL PROGRAMS FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND PROVIDING FOR THE TRANSFER OF UNEXPENDED AND UNENCUMBERED MONEYS TO THE OPPORTUNITY SCHOLARSHIP PROGRAM ACCOUNT AT THE END OF FISCAL YEAR 2015.

HOUSE BILL NO. 291
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO PUBLIC RECORDS; AMENDING SECTION 74-108, IDAHO CODE, AS ADDED IN SECTION 5, HOUSE BILL NO. 90, AS ENACTED BY THE FIRST REGULAR SESSION, SIXTY-THIRD IDAHO LEGISLATURE, TO PROVIDE THAT LAND MANAGEMENT PLANS REQUIRED FOR VOLUNTARY STEWARDSHIP AGREEMENTS ENTERED INTO PURSUANT TO LAW AND WRITTEN AGREEMENTS RELATING TO THE CONSERVATION OF ALL SPECIES OF SAGE GROUSE ENTERED INTO VOLUNTARILY BY OWNERS OR OCCUPIERS OF LAND WITH A SOIL CONSERVATION DISTRICT ARE EXEMPT FROM DISCLOSURE UNDER THE PUBLIC RECORDS ACT AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 292
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO TRANSPORTATION NETWORK COMPANIES; AMENDING CHAPTER 25, TITLE 41, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 41-2517, IDAHO CODE, TO ESTABLISH APPLICABILITY, TO DEFINE TERMS, TO PROVIDE THAT A DRIVER'S OR A VEHICLE OWNER'S PERSONAL AUTOMOBILE INSURANCE POLICY SHALL NOT PROVIDE COVERAGE FOR A CERTAIN COMMERCIAL USE EXCEPT UNDER CERTAIN CIRCUMSTANCES, TO PROVIDE THAT A DRIVER'S OR A VEHICLE OWNER'S PERSONAL AUTOMOBILE INSURER SHALL NOT HAVE THE DUTY TO DEFEND OR INDEMNIFY FOR CERTAIN ACTIVITIES EXCEPT UNDER CERTAIN CIRCUMSTANCES AND TO PROVIDE THAT THIS ACT SHALL NOT BE CONSTRUED TO REQUIRE A PASSENGER'S AUTOMOBILE INSURANCE POLICY TO PROVIDE CERTAIN COVERAGE.

HOUSE BILL NO. 293
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE IDAHO STATE HISTORICAL SOCIETY FOR FISCAL YEAR 2016; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 294
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR THE IDAHO STATE CAPITOL COMMISSION FOR FISCAL YEAR 2016; MAKING A CASH TRANSFER; AND PROVIDING REAPPROPRIATION AUTHORITY FOR DEDICATED FUNDS.

HOUSE BILL NO. 295
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR THE BOND PAYMENT PROGRAM FOR FISCAL YEAR 2016.

HOUSE BILL NO. 296
BY EDUCATION COMMITTEE
AN ACT

RELATING TO EDUCATION; AMENDING SECTION 33-1001, IDAHO CODE, TO DEFINE TERMS AND TO REVISE DEFINITIONS; AMENDING SECTION 33-1002, IDAHO CODE, TO PROVIDE AMOUNTS NEEDED FOR STATE SUPPORT OF THE MASTER TEACHER PREMIUMS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-1004, IDAHO CODE, TO REVISE AND TO ESTABLISH ADDITIONAL PROVISIONS RELATING TO STAFF ALLOWANCE AND TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 33-1004A, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE EXPERIENCE AND EDUCATION MULTIPLIER, TO REMOVE PROVISIONS RELATING TO THE STATEWIDE AVERAGE MULTIPLIER FOR INSTRUCTIONAL STAFF, TO PROVIDE THAT ON A CERTAIN DATE PUPIL SERVICE STAFF SHALL BE DEEMED INSTRUCTIONAL STAFF FOR CERTAIN PURPOSES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1004B, IDAHO CODE, TO PROVIDE FOR A CAREER LADDER FOR INSTRUCTIONAL STAFF, TO PROVIDE ALLOCATION AMOUNTS, TO PROVIDE REQUIREMENTS RELATING TO PLACEMENT ON THE CAREER LADDER, TO PROVIDE FOR ADDITIONAL EDUCATION ALLOCATION AMOUNTS AND TO PROVIDE FOR AN ANNUAL REVIEW OF CERTAIN EVALUATIONS; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1004B, IDAHO CODE, TO PROVIDE FOR A CAREER LADDER FOR INSTRUCTIONAL STAFF, TO PROVIDE ALLOCATION AMOUNTS, TO PROVIDE REQUIREMENTS RELATING TO PLACEMENT ON THE CAREER LADDER, TO PROVIDE FOR ADDITIONAL EDUCATION ALLOCATION AMOUNTS AND TO PROVIDE FOR AN ANNUAL REVIEW OF CERTAIN EVALUATIONS; AMENDING SECTION 33-1004C, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-1004E, IDAHO CODE, TO REVISE PROVISIONS RELATING TO EACH DISTRICT'S SALARY-BASED APPORTIONMENT FOR INSTRUCTIONAL STAFF, ADMINISTRATIVE STAFF AND CLASSIFIED STAFF, TO ESTABLISH PROVISIONS RELATING TO DETERMINING EACH DISTRICT'S SALARY-BASED APPORTIONMENT FOR PUPIL SERVICE STAFF, TO MAKE TECHNICAL CORRECTIONS AND TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 33-1004F, IDAHO CODE, TO ESTABLISH ADDITIONAL PROVISIONS RELATING TO MASTER TEACHER PREMIUMS AND OBLIGATIONS TO RETIREMENT AND SOCIAL SECURITY BENEFITS; AMENDING CHAPTER 10, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1004I, IDAHO CODE, TO PROVIDE FOR MASTER TEACHER PREMIUMS, TO PROVIDE MINIMUM AND ADDITIONAL QUALIFICATIONS, TO PROVIDE A MASTER TEACHER PREMIUM AMOUNT, TO DEFINE TERMS AND TO GRANT THE STATE BOARD OF EDUCATION RULEMAKING AUTHORITY; AMENDING SECTION 33-1004J, IDAHO CODE, TO PROVIDE THAT CERTAIN STAFF ARE ELIGIBLE FOR LEADERSHIP PREMIUMS, TO PROVIDE FOR A COMMITTEE, TO REMOVE A LEADERSHIP PRIORITY AND TO ESTABLISH ADDITIONAL REPORTING REQUIREMENTS; AMENDING CHAPTER 12, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1201A, IDAHO CODE, TO PROVIDE FOR AN IDAHO PROFESSIONAL ENDORSEMENT AND ELIGIBILITY REQUIREMENTS, TO PROVIDE THAT CERTAIN STAFF SHALL AUTOMATICALLY OBTAIN AN IDAHO PROFESSIONAL ENDORSEMENT, TO GRANT THE BOARD OF EDUCATION RULEMAKING AUTHORITY AND TO DEFINE A TERM; AMENDING SECTION 33-1204, IDAHO CODE, TO PROVIDE THAT THE STATE BOARD OF EDUCATION SHALL SET FORTH CRITERIA FOR RENEWAL OF ADMINISTRATOR CERTIFICATES, TO PROVIDE RELATED REQUIREMENTS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-515, IDAHO CODE, TO PROVIDE THAT CERTAIN STAFF MAY NOT BE PLACED ON A RENEWABLE CONTRACT STATUS, TO PROVIDE AN EXCEPTION AND TO PROVIDE A CORRECT CODE REFERENCE; PROVIDING A SUNSET DATE AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 297
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO THE STATE TAX COMMISSION, THE DEPARTMENT OF REVENUE AND TAXATION AND THE BOARD OF TAX APPEALS; AMENDING SECTION 63-101, IDAHO CODE, TO DELETE REFERENCE TO THE BOARD OF TAX APPEALS, TO PROVIDE FOR THE STATE TAX COMMISSION TO APPOINT A DIRECTOR AND TO PROVIDE MEANINGS FOR THE BOARD OF TAX APPEALS, THE STATE TAX COMMISSION AND THE DEPARTMENT OF REVENUE AND TAXATION; AMENDING SECTION 63-102, IDAHO CODE, TO PROVIDE FOR THE COMMISSION-APPOINTED DIRECTOR; AMENDING SECTION 63-103, IDAHO CODE, TO PROVIDE FOR APPOINTMENT OF A DIRECTOR OF THE DEPARTMENT OF REVENUE AND TAXATION AND TO PROVIDE PROCEDURES AND EMPLOYEES; AMENDING SECTION 63-3801, IDAHO CODE, TO PROVIDE THAT THE STATE TAX COMMISSION SHALL SERVE AS THE BOARD OF TAX APPEALS; REPEALING SECTIONS 63-3802 THROUGH 63-3806, IDAHO CODE, RELATING TO PROVISIONS DEALING WITH THE BOARD OF TAX APPEALS; AMENDING SECTION 63-3808, IDAHO CODE, TO PROVIDE FOR ADOPTION OF RULES AND ISSUANCE OF SUBPOENAS BY THE STATE TAX COMMISSION; AMENDING SECTION 63-3809, IDAHO CODE, TO REVISE HEARING PROCEDURES; REPEALING SECTION 63-3810, IDAHO CODE, RELATING TO MOTION FOR REHEARING AND REHEARING BY ENTIRE BOARD OF TAX APPEALS; REPEALING SECTION 63-3811, IDAHO CODE, RELATING TO APPEALS OF TAX LIABILITY; AND AMENDING SECTION 63-3812, IDAHO CODE, TO PROVIDE PROCEDURES FOR APPEALS FROM THE STATE TAX COMMISSION.

HOUSE BILL NO. 298
BY HEALTH AND WELFARE COMMITTEE
AN ACT

RELATING TO PAYMENT TO MEDICAID PROVIDERS; AMENDING SECTION 56-265, IDAHO CODE, TO PROVIDE THAT CERTAIN SERVICES PROVIDED TO ADOLESCENTS SHALL BE REIMBURSED AT A PERCENTAGE OF THE CURRENT MEDICARE RATE.

HOUSE BILL NO. 299
BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO TRANSPORTATION; AMENDING SECTION 40-701, IDAHO CODE, TO REVISE APPORTIONMENT PROVISIONS RELATING TO THE HIGHWAY DISTRIBUTION ACCOUNT; AMENDING SECTION 41-4909, IDAHO CODE, TO REVISE THE TRANSFER FEE IMPOSED ON PETROLEUM PRODUCTS AND TO PROVIDE ALTERNATE MEANS OF DISTRIBUTION OF TRANSFER FEES DEPENDENT ON THE UNENCUMBERED BALANCE IN THE PETROLEUM CLEAN WATER TRUST FUND; AMENDING SECTION 41-4910, IDAHO CODE, TO PROVIDE FOR THE DISTRIBUTION OF SPECIFIED PORTIONS OF TRANSFER FEES AND TO PROVIDE FOR THE APPLICABILITY OF CERTAIN PROVISIONS OF LAW; AMENDING SECTION 49-106, IDAHO CODE, TO DEFINE A TERM AND TO REVISE A DEFINITION; AMENDING SECTION 49-109, IDAHO CODE, TO REVISE A DEFINITION AND TO DEFINE A TERM; AMENDING SECTION 49-402, IDAHO CODE, TO REVISE REGISTRATION FEES; AMENDING SECTION 49-402A, IDAHO CODE, TO REVISE REGISTRATION FEES; AMENDING SECTION 49-432, IDAHO CODE, TO REVISE CERTAIN PERMIT FEES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 49-434, IDAHO CODE, TO REVISE REGISTRATION FEES; REPEALING SECTION 49-434, IDAHO CODE, RELATING TO REGISTRATION FEES; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-434, IDAHO CODE, TO PROVIDE FOR CRITERIA RELATING TO REGISTRATION, TO PROVIDE FOR REGISTRATION FEES AND TO PROVIDE FOR ADDITIONAL SPECIFIED FEES; PROVIDING LEGISLATIVE INTENT; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-457, IDAHO CODE, TO PROVIDE FOR AN ELECTRIC VEHICLE FEE, A HYBRID VEHICLE FEE AND THE DEPOSIT OF FEES; AMENDING SECTION 49-1004, IDAHO CODE, TO REVISE CERTAIN PERMIT FEES; AMENDING SECTION 57-814, IDAHO CODE, TO PROVIDE FOR THE TRANSFER OF CERTAIN GENERAL FUND COLLECTIONS TO THE BUDGET STABILIZATION FUND AND THE TRANSPORTATION INFRASTRUCTURE FUND, TO PROVIDE FOR THE TRANSPORTATION INFRASTRUCTURE FUND, TO PROVIDE FOR DEPOSITS INTO THE FUND AND TO PROVIDE FOR USE OF MONEYS IN THE FUND; AMENDING SECTION 63-2402, IDAHO CODE, TO REVISE THE TAX IMPOSED ON MOTOR FUEL AND TO MAKE TECHNICAL CORRECTIONS; REPEALING SECTION 63-2402, IDAHO CODE, RELATING TO THE IMPOSITION OF TAX UPON MOTOR FUEL; AMENDING CHAPTER 24, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-2402, IDAHO CODE, TO PROVIDE FOR TAX UPON MOTOR FUEL; AMENDING SECTION 63-2412, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE DISTRIBUTION OF TAX IMPOSED ON MOTOR FUEL; REPEALING SECTION 63-2412, IDAHO CODE, RELATING TO THE DISTRIBUTION OF TAX IMPOSED ON MOTOR FUEL; AMENDING CHAPTER 24, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-2412, IDAHO CODE, TO PROVIDE FOR THE DISTRIBUTION OF TAX IMPOSED ON MOTOR FUEL; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE EFFECTIVE DATES.

H 287, **H 288**, **H 289**, **H 290**, **H 291**, **H 292**, **H 293**, **H 294**, **H 295**, **H 296**, **H 297**, **H 298**, and **H 299** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1088, as amended in the House, by Education Committee, was introduced, read the first time by title, and filed for second reading.

S 1136, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1148 and **S 1149**, by Finance Committee, were introduced, read the first time by title, and filed for second reading.

9TH ORDER
First Reading of Engrossed Bills

H 15, as amended in the Senate, as amended in the Senate, by Transportation and Defense Committee, was introduced, read the first time by title, and filed for second reading.

H 142, as amended in the Senate, by Local Government Committee, was introduced, read the first time by title, and filed for second reading.

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 276, by Appropriations Committee, was read the second time by title and filed for third reading.

H 219 and **HJM 4**, by State Affairs Committee, were read the second time by title and filed for third reading.

SCR 112, by State Affairs Committee, was read the second time by title and filed for third reading.

H 257, **H 256**, and **H 255**, by Ways and Means Committee, were read the second time by title and filed for third reading.

S 1076, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

S 1025, **S 1040**, as amended, **S 1056**, as amended, and **S 1109**, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

H 269, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

S 1144 and **S 1145**, by Finance Committee, were read the second time by title and filed for third reading.

H 252, as amended, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

H 92, as amended, by Business Committee, was read the second time by title and filed for third reading.

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

5TH ORDER
Report of Standing Committees

March 19, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 296 and H 299.

WILLS, Chairman

H 296 was referred to the Education Committee.

H 299 was referred to the Transportation and Defense Committee.

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

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 274 - APPROPRIATIONS - H&W

H 274 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. Malek to open debate.

The question being, "Shall H 274 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Bell, Beyeler, Burtenshaw, Chew, Clow, Collins, DeMordaunt, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Horman, Jordan, Kauffman, King, Kloc, Malek, McDonald, Miller, Nye, Packer, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 41.

NAYS – Andrus, Bateman, Batt, Boyle, Chaney, Cheatham, Crane, Dayley, Dixon, Gestrin, Harris, Holtzclaw, Luker, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Palmer, Scott, Shepherd, Sims, Trujillo. Total – 24.

Absent – Barbieri, Kerby, Loertscher, McCrostie, Perry. Total – 5.

Total – 70.

Whereupon the Speaker declared that H 274 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that H 192 retain its place on the Third Reading Calendar until Monday, March 23, 2015. There being no objection, it was so ordered.

H 245 - EDUCATION

H 245 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. VanOrden to open debate.

The question being, "Shall H 245 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.

NAYS – Moyle. Total – 1.

Absent – Barbieri, Loertscher, McCrostie, Perry. Total – 4.

Total – 70.

Whereupon the Speaker declared that H 245 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Rusche asked unanimous consent that S 1030 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1138 - APPROPRIATIONS - FINANCIAL MANAGEMENT DIVISION

S 1138 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. Gibbs to open debate.

The question being, "Shall S 1138 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.

NAYS – Boyle, Cheatham, McMillan, Scott, Sims. Total – 5.

Absent – Loertscher. Total – 1.

Total – 70.

Whereupon the Speaker declared that S 1138 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1139 - APPROPRIATIONS - DEPARTMENT OF INSURANCE

S 1139 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. Youngblood to open debate.

The question being, "Shall S 1139 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bell, Beyeler, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, King, Kloc, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 56.

NAYS – Barbieri, Bateman, Batt, Boyle, Cheatham, Harris, Kerby, Luker, McMillan, Mendive, Nate, Nielsen, Sims. Total – 13.
Absent – Loertscher. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1139 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1140 - APPROPRIATIONS - INDUSTRIAL COMMISSION

S 1140 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. Youngblood to open debate.

The question being, "Shall S 1140 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 61.
NAYS – Barbieri, Batt, Boyle, Cheatham, Gestrin, McMillan, Nate, Palmer, Sims. Total – 9.
Total – 70.

Whereupon the Speaker declared that S 1140 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1141 - APPROPRIATIONS - BUILDING SAFETY

S 1141 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. Youngblood to open debate.

The question being, "Shall S 1141 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 61.
NAYS – Barbieri, Cheatham, Harris, Hixon, McMillan, Nate, Scott, Shepherd, Sims. Total – 9.
Total – 70.

Whereupon the Speaker declared that S 1141 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1142 - APPROPRIATIONS - LEGISLATIVE BRANCH

S 1142 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. Monks to open debate.

The question being, "Shall S 1142 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – Cheatham, McMillan, Nate. Total – 3.
Total – 70.

Whereupon the Speaker declared that S 1142 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1143 - APPROPRIATIONS - GOVERNOR, EXECUTIVE OFFICE OF

S 1143 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. Gibbs to open debate.

The question being, "Shall S 1143 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – Sims. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1143 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle 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 returned to the Seventh Order of Business.

7TH ORDER
Motions, Memorials, and Resolutions

H 276 - APPROPRIATIONS - H&W - CHILD WELFARE/DEVELOPMENTALLY DISABLED SERVICES/SERVICE INTEGRATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 276 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 276 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

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 276 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Pursuant to Rule 38(3), Mr. Monks disclosed a conflict of interest regarding H 276.

The question being, "Shall H 276 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 58.
NAYS – Barbieri, Dayley, Dixon, McMillan, Moyle, Nate, Nielsen, Scott, Shepherd, Sims. Total – 10.
Absent – Chaney, Palmer. Total – 2.
Total – 70.

Whereupon the Speaker declared that H 276 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 219 - ELECTIONS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 219 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 219 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

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 219 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 219 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

Whereupon the Speaker declared that H 219 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 257 - PROPERTY TAXATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 257 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 257 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon,

Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

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 257 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 257 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that H 257 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 256 - PUBLIC WORKS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 256 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 256 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

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 256 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 256 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.

NAYS – None.

Absent – Kauffman, Perry. Total – 2.

Total – 70.

Whereupon the Speaker declared that H 256 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 269 - OIL AND GAS TAX

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 269 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 269 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

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 269 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Mr. Kerby asked unanimous consent that, pursuant to Rule 22, discussion of other pending legislation be allowed in debate of H 269. There being no objection it was so ordered.

The question being, "Shall H 269 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Batt. Total – 1.
Total – 70.

Whereupon the Speaker declared that **H 269** passed the House. Title was approved and the bill ordered transmitted to the Senate.

S 1144 - APPROPRIATIONS - MILLENNIUM FUND

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **S 1144** 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 1144** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

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 1144** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **S 1144** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

Whereupon the Speaker declared that **S 1144** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1145 - APPROPRIATIONS - PUBLIC DEFENSE COMMISSION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **S 1145** 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 1145** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

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 1145** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Pursuant to Rule 38(3), Mrs. Perry disclosed a conflict of interest regarding **S 1145**.

The question being, "Shall **S 1145** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

Whereupon the Speaker declared that **S 1145** passed the House. Title was approved and the bill ordered returned to the Senate.

H 92, as amended, - VOIDABLE TRANSACTIONS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 92, as amended, 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 92, as amended, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

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 92, as amended, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 92, as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

Whereupon the Speaker declared that H 92, as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Friday, March 20, 2015. Seconded by Mr. Rusche. Motion carried.

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

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SIXTY-EIGHTH LEGISLATIVE DAY
FRIDAY, MARCH 20, 2015

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 69 members present.
Absent – Chew. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Harper Gibbs, Page.

3RD ORDER
Approval of Journal

March 20, 2015

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

WILLS, Chairman

Mr. Wills 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 19, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 33, **H 48**, **H 49**, **H 50**, **H 82**, **H 110**, **H 122**, and **H 133**

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 19, 2015

Mr. Speaker:
I transmit herewith enrolled **S 1118**, **S 1087**, **S 1078**, **S 1059**, as amended, **S 1126**, **S 1127**, **S 1128**, **S 1129**, **S 1130**, **S 1131**, **S 1132**, **S 1133**, **S 1080**, as amended, **S 1074**, **S 1075**, **S 1077**, **SCR 107**, **SCR 109**, **SCR 110**, and **SCR 113** for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled **S 1118**, **S 1087**, **S 1078**, **S 1059**, as amended, **S 1126**, **S 1127**, **S 1128**, **S 1129**, **S 1130**, **S 1131**, **S 1132**, **S 1133**, **S 1080**, as amended, **S 1074**, **S 1075**, **S 1077**, **SCR 107**, **SCR 109**, **SCR 110**, and **SCR 113** and, when so signed, ordered them returned to the Senate.

March 19, 2015

Mr. Speaker:
I return herewith enrolled **HCR 11** which has been signed by the President.

NOVAK, Secretary

Enrolled **HCR 11** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 19, 2015

Mr. Speaker:
I transmit herewith **S 1033**, as amended, **S 1150**, **S 1151**, **S 1157**, **S 1158**, **S 1159**, **S 1160**, **S 1161**, and **S 1162** which have passed the Senate.

NOVAK, Secretary

S 1033, as amended, **S 1150**, **S 1151**, **S 1157**, **S 1158**, **S 1159**, **S 1160**, **S 1161**, and **S 1162** were filed for first reading.

March 19, 2015

Mr. Speaker:
I return herewith **H 240**, **H 247**, **H 248**, **H 249**, **H 250**, **H 251**, **H 104**, **H 158**, **H 160**, **H 163**, **H 253**, **H 254**, **H 129**, **H 132**, **H 116**, **H 117**, and **H 137**, as amended, which have passed the Senate.

NOVAK, Secretary

H 240, **H 247**, **H 248**, **H 249**, **H 250**, **H 251**, **H 104**, **H 158**, **H 160**, **H 163**, **H 253**, **H 254**, **H 129**, **H 132**, **H 116**, **H 117**, and **H 137**, as amended, were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 19, 2015

Mr. Speaker:
I return herewith **H 157**, as amended in the Senate, which has passed the Senate.

NOVAK, Secretary

H 157, as amended in the Senate, was ordered held at the Desk.

Mr. McDonald asked unanimous consent that the House concur in the Senate amendments to **H 157**, as amended in the Senate. There being no objection, it was so ordered.

H 17, as amended in the Senate, was previously held at the Desk.

Mr. Palmer asked unanimous consent that the House concur in the Senate amendments to **H 17**, as amended in the Senate. There being no objection, it was so ordered.

H 194, as amended in the Senate, was previously held at the Desk.

Mr. Palmer asked unanimous consent that the House concur in the Senate amendments to **H 194**, as amended in the Senate. There being no objection, it was so ordered.

H 157, as amended in the Senate, **H 17**, as amended in the Senate, and **H 194**, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

5TH ORDER
Report of Standing Committees

March 20, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HCR 20**, **H 287**, **H 288**, **H 289**, **H 290**, **H 291**, **H 292**, **H 293**, **H 294**, **H 295**, **H 297**, and **H 298**.

WILLS, Chairman

HCR 20 and **H 298** were referred to the Health and Welfare Committee.

H 287, **H 288**, **H 289**, **H 290**, **H 293**, **H 294**, and **H 295** were filed for second reading.

H 291 was referred to the Resources and Conservation Committee.

H 292 was referred to the Business Committee.

H 297 was referred to the Revenue and Taxation Committee.

March 20, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 30**, **H 46**, **H 59**, **H 78**, **H 81**, **H 90**, **H 91**, **H 101**, **H 102**, **H 107**, **H 120**, as amended, **H 121**, **H 126**, **H 128**, **H 143**, **H 148**, **H 153**, **H 156**, **H 159**, **H 172**, **H 178**, **H 190**, **H 209**, **H 226**, **H 227**, **H 228**, **H 229**, **H 230**, **H 231**, **H 232**, and **HCR 13**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 30**, **H 46**, **H 59**, **H 78**, **H 81**, **H 90**, **H 91**, **H 101**, **H 102**, **H 107**, **H 120**, as amended, **H 121**, **H 126**, **H 128**, **H 143**, **H 148**, **H 153**, **H 156**, **H 159**, **H 172**, **H 178**, **H 190**, **H 209**, **H 226**, **H 227**, **H 228**, **H 229**, **H 230**, **H 231**, **H 232**, and **HCR 13** and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 20, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 29**, as amended in the Senate, to the Governor at 10:50 a.m., as of this date, March 19, 2015.

WILLS, Chairman

March 20, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HCR 6**, **HCR 9**, **HCR 14**, **HJM 5**, **HJM 6**, and **HJM 7** to the Secretary of State at 10:48 a.m., as of this date, March 19, 2015.

WILLS, Chairman

March 19, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **S 1072**, as amended, and recommend that it do pass.

DEMORDAUNT, Chairman

S 1072, as amended, was filed for second reading.

March 19, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **S 1011** and report it back without recommendation.

LOERTSCHER, Chairman

S 1011 was filed for second reading.

March 19, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **S 1104** and report it back with amendments attached to be placed on General Orders for consideration.

LOERTSCHER, Chairman

S 1104 was placed on General Orders for consideration.

March 19, 2015

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **H 277** and recommend that it do pass.

BARBIERI, Chairman

H 277 was filed for second reading.

March 19, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **S 1053**, as amended, and **S 1069**, as amended, as amended, and recommend that they do pass.

WILLS, Chairman

S 1053, as amended, and **S 1069**, as amended, as amended, were filed for second reading.

March 20, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 296** and recommend that it do pass.

DEMORDAUNT, Chairman

H 296 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 21
BY EDUCATION COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE DOCKET OF THE STATE BOARD OF AND STATE DEPARTMENT OF EDUCATION RELATING TO RULES GOVERNING THOROUGHNESS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that a certain rule docket of the State Board of and State Department of Education relating to Rules Governing Thoroughness is not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 08.02.03, the State Board of and State Department of Education, Rules Governing Thoroughness, adopted as a pending rule under Docket Number 08-0203-1406, the entire rulemaking docket, be, and the same is hereby rejected and declared null, void and of no force and effect.

HOUSE CONCURRENT RESOLUTION NO. 22
BY EDUCATION COMMITTEE
A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING A CERTAIN RULE OF THE STATE BOARD OF AND STATE DEPARTMENT OF EDUCATION RELATING TO RULES GOVERNING UNIFORMITY.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that a certain rule of the State Board of and State Department of Education relating to Rules Governing Uniformity is not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 08.02.02, the State Board of and State Department of Education, Rules Governing Uniformity, Section 004., Subsection 03., only, adopted as a pending rule under Docket Number 08-0202-1402, be, and the same is hereby rejected and declared null, void and of no force and effect.

HCR 21 and **HCR 22** were 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. 300
BY EDUCATION COMMITTEE
AN ACT

RELATING TO THE EDUCATIONAL SUPPORT PROGRAM; AMENDING SECTION 33-1002, IDAHO CODE, TO REMOVE THE TERM "SECONDARY" IN RELATION TO SUPPORT UNITS, ALTERNATIVE SCHOOLS AND STUDENTS AND TO PROVIDE THAT COMPUTATION OF ALTERNATIVE SCHOOL SUPPORT UNITS SHALL INCLUDE GRADES 6 THROUGH 12; AMENDING SECTION 33-1002C, IDAHO CODE, TO REMOVE THE TERM "SECONDARY" IN RELATION TO ALTERNATIVE SCHOOLS AND SUPPORT UNITS; AMENDING SECTION 33-1002F, IDAHO CODE, TO REMOVE THE TERM "SECONDARY" IN RELATION TO ALTERNATIVE SCHOOLS AND SUPPORT UNITS; AMENDING SECTION 46-805, IDAHO CODE, TO REMOVE THE TERM "SECONDARY" IN RELATION TO STATE ALTERNATIVE SCHOOL FUNDING; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 301
BY STATE AFFAIRS COMMITTEE
AN ACT

RELATING TO CONCEALED WEAPONS; REPEALING SECTION 18-3302, IDAHO CODE, RELATING TO THE ISSUANCE OF LICENSES TO CARRY CONCEALED WEAPONS; AMENDING CHAPTER 33, TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 18-3302, IDAHO CODE, TO PROVIDE POLICIES AND PROCEDURES IN THE ISSUANCE OF A LICENSE TO CARRY CONCEALED WEAPONS; AMENDING SECTION 18-3302I, IDAHO CODE, TO REMOVE A DEFINITION; REPEALING SECTION 18-3302K, IDAHO CODE, RELATING TO THE ISSUANCE OF ENHANCED LICENSES TO CARRY CONCEALED WEAPONS; AMENDING CHAPTER 33, TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 18-3302K, IDAHO CODE, TO PROVIDE POLICIES AND PROCEDURES IN THE ISSUANCE OF AN ENHANCED LICENSE TO CARRY CONCEALED WEAPONS; AMENDING SECTION 18-3316, IDAHO CODE, TO REMOVE A DEFINITION; AMENDING SECTION 31-870, IDAHO CODE, TO PROVIDE THAT A BOARD OF COUNTY COMMISSIONERS SHALL NOT IMPOSE OR COLLECT A FEE FOR LICENSES TO CARRY CONCEALED WEAPONS; AND AMENDING SECTION 9-340B, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE.

H 300 and **H 301** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1033, as amended, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1150, **S 1151**, **S 1157**, **S 1158**, **S 1159**, **S 1160**, **S 1161**, and **S 1162**, by Finance Committee, were introduced, read the first time by title, and 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 281, **H 282**, and **H 284**, by Appropriations Committee, were read the second time by title and filed for third reading.

H 1, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1091 and **S 1107**, by State Affairs Committee, were read the second time by title and filed for third reading.

S 1121, by Judiciary and Rules Committee, was read the second time by title and filed for third reading.

H 246, by Education Committee, was read the second time by title and filed for third reading.

H 260, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

S 1088, as amended in the House, by Education Committee, was read the second time by title and filed for third reading.

S 1148 and **S 1149**, by Finance Committee, were read the second time by title and filed for third reading.

H 15, as amended in the Senate, as amended in the Senate, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

H 142, as amended in the Senate, by Local Government Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that H 255 retain its place on the Third Reading Calendar until Monday, March 23, 2015. There being no objection, it was so ordered.

H 252, as amended - SALES AND USE TAX

H 252, as amended, 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. Luker to open debate.

Pursuant to Rule 38(3), Ms. Sims disclosed a conflict of interest regarding H 252, as amended.

The question being, "Shall H 252, as amended, pass?"

Roll call resulted as follows:
AYES – Anderst, Andrus, Bateman, Batt, Bell, Chaney, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gibbs, Harris, Hixon, Holtzclaw, Horman, Kauffman, Loertscher, Luker, McDonald, Miller, Monks, Moyle, Nate, Packer, Palmer, Pence, Perry, Raybould, Romrell, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 39.
NAYS – Anderson, Barbieri, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Dixon, Gestrin, Hartgen, Jordan, Kerby, King, Kloc, Malek, McCrostie, McMillan, Mendive, Nielsen, Nye, Redman, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy. Total – 31.
Paired Votes:
AYE – Erpelding NAY – Chew
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that H 252, as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

HJM 4 - JUDGES

HJM 4 was read the third time at length and placed before the House for final consideration.

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

The question being, "Shall HJM 4 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Boyle, Chaney, Cheatham, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kerby, Loertscher, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Raybould, Redman, Romrell, Scott, Shepherd, Sims, Thompson, Trujillo, VanOrden, Vander Woude, Wills, Youngblood, Mr. Speaker. Total – 44.
NAYS – Bell, Beyeler, Burtenshaw, Chew, Clow, Erpelding, Gannon, Gibbs, Jordan, Kauffman, King, Kloc, Malek, McCrostie, McDonald, Nye, Pence, Perry, Rubel, Rudolph, Rusche, Smith, Troy, Wintrow, Wood. Total – 25.
Absent – Luker. Total – 1.
Paired Votes:
AYE – Palmer NAY – Chew
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared HJM 4 adopted and ordered the memorial transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, March 23, 2015. There being no objection, it was so ordered.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10 a.m., Monday, March 23, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:26 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SEVENTY-FIRST LEGISLATIVE DAY
MONDAY, MARCH 23, 2015

House of Representatives

The House convened at 10 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 Nathan Johnston, Page.

3RD ORDER
Approval of Journal

March 23, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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

March 20, 2015

Mr. Speaker:

I transmit herewith enrolled S 1125 and S 1086 for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled S 1125 and S 1086 and, when so signed, ordered them returned to the Senate.

March 20, 2015

Mr. Speaker:

I return herewith enrolled H 31, H 58, H 62, H 64, H 72, as amended in the Senate, H 114, H 123, H 136, H 138, H 139, H 150, H 161, H 166, H 169, H 189, H 205, H 210, H 211, H 218, H 223, H 224, and H 225 which have been signed by the President.

NOVAK, Secretary

Enrolled H 31, H 58, H 62, H 64, H 72, as amended in the Senate, H 114, H 123, H 136, H 138, H 139, H 150, H 161, H 166, H 169, H 189, H 205, H 210, H 211, H 218, H 223, H 224, and H 225 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 20, 2015

Mr. Speaker:

I transmit herewith S 1067, S 1147, S 1152, S 1163, S 1164, S 1165, S 1166, and S 1123 which have passed the Senate.

NOVAK, Secretary

S 1067, S 1147, S 1152, S 1163, S 1164, S 1165, S 1166, and S 1123 were filed for first reading.

5TH ORDER
Report of Standing Committees

March 23, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HCR 21, HCR 22, H 300, and H 301.

WILLS, Chairman

HCR 21, HCR 22, and H 301 were filed for second reading.

H 300 was referred to the Education Committee.

March 23, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 104, H 116, H 117, H 129, H 132, H 137, as amended, H 158, H 160, H 163, H 240, H 247, H 248, H 249, H 250, H 251, H 253, and H 254.

WILLS, Chairman

The Speaker announced he was about to sign enrolled H 104, H 116, H 117, H 129, H 132, H 137, as amended, H 158, H 160, H 163, H 240, H 247, H 248, H 249, H 250, H 251, H 253, and H 254 and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 23, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 17, as amended in the Senate, H 194, as amended in the Senate, and H 157, as amended in the Senate.

WILLS, Chairman

H 17, as amended in the Senate, H 194, as amended in the Senate, and H 157, as amended in the Senate, were filed for first reading of engrossed bills.

March 23, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 11 to the Secretary of State at 10:47 a.m., as of this date, March 20, 2015.

WILLS, Chairman

March 20, 2015

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 265 and recommend that it do pass.

RAYBOULD, Chairman

H 265 was filed for second reading.

March 20, 2015

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration S 1073 and report it back with amendments attached to be placed on General Orders for consideration.

ANDRUS, Chairman

S 1073 was placed on General Orders for consideration.

March 20, 2015

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration S 1120 and recommend that it do pass.

PALMER, Chairman

S 1120 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE JOINT MEMORIAL NO. 10
BY WAYS AND MEANS COMMITTEE

A JOINT MEMORIAL

TO THE DIRECTOR OF THE UNITED STATES FISH AND WILDLIFE SERVICE, THE UNITED STATES SECRETARY OF THE INTERIOR, THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES OF CONGRESS, AND THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the First Regular Session of the Sixty-third Idaho Legislature, do hereby respectfully represent that:

WHEREAS, the purpose of a comprehensive conservation plan for a national wildlife refuge is to specify a management direction for the refuge that takes many considerations, including recreational opportunities, into account; and

WHEREAS, the Deer Flat National Wildlife Refuge, including Lake Lowell, has been an important source of outdoor recreational opportunities for the people of Idaho since the refuge's creation more than 100 years ago; and

WHEREAS, the comprehensive conservation plan proposed for the Deer Flat National Wildlife Refuge by the United States Fish and Wildlife Service imposes certain restrictions on recreational activities that are of great concern to the people of Idaho; and

WHEREAS, such restrictions will have a profoundly negative impact on boating, hiking and hunting opportunities in the refuge; and

WHEREAS, the Legislature recognizes the importance of conservation and preservation of habitat and wildlife and supports the United States Fish and Wildlife Service in its conservation and preservation efforts; and

WHEREAS, the Legislature believes that the goals of conservation and preservation can still be met while considering and respecting the importance of outdoor recreational opportunities held sacred by the people of Idaho.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that the United States Fish and Wildlife Service reconsider the excessive boating, hunting and hiking restrictions in the proposed Deer Flat National Wildlife Refuge comprehensive conservation plan.

BE IT FURTHER RESOLVED that future comprehensive conservation plans and other federal efforts at wildlife management that affect Idaho be developed in cooperation with Idaho stakeholders.

BE IT FURTHER RESOLVED that the House of Representatives and the Senate of Idaho request that our congressional delegates urge the United States Fish and Wildlife Service to address the concerns discussed in this Memorial and to develop future plans and efforts in cooperation with Idaho stakeholders.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the Director of the United States Fish and Wildlife Service, the United States Secretary of the Interior, the President of the Senate and the Speaker of the House of Representatives of Congress, and the congressional delegation representing the State of Idaho in the Congress of the United States.

HOUSE CONCURRENT RESOLUTION NO. 23
BY WAYS AND MEANS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND AUTHORIZING THE LEGISLATIVE COUNCIL TO APPOINT A COMMITTEE TO UNDERTAKE AND COMPLETE A STUDY OF THE PURCHASING LAWS OF THE STATE AND TO MAKE RECOMMENDATIONS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature of the State of Idaho finds that the purchasing laws of the state could be strengthened and have not been fully revised, modernized or updated during the past 40 years; and

WHEREAS, with changes in technology the purchasing laws of the 1970s are antiquated; and

WHEREAS, the State of Idaho is committed to open, honest and transparent purchasing processes; and

WHEREAS, Idaho's purchasing process should include an increased respect for local business interests; and

WHEREAS, statewide purchasing solutions may not always be in the best interests of Idaho; and

WHEREAS, a thorough and complete study of our state purchasing laws should include a comprehensive review of best practices in the field; and

WHEREAS, tax moneys will likely be saved through changes in procedures used in purchasing goods and services on behalf of the state.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislative Council is authorized to appoint a committee to undertake and complete a study of the purchasing laws of the State of Idaho including, but not limited to, the submission and acceptance of bids for goods and services, including construction and to report and make recommendations for changes therein. The Legislative Council shall determine the number of legislators and membership from each house appointed to the committee and shall authorize the committee to receive input, advice and assistance from interested and affected parties who are not members of the Legislature.

BE IT FURTHER RESOLVED that nonlegislative members of the committee may be appointed by the cochairs of the

committee who are appointed by the Legislative Council. Nonlegislative members of the committee shall not be reimbursed from legislative funds for per diem, mileage or other expenses and shall not have voting privileges regarding the committee's recommendations or proposed legislation.

BE IT FURTHER RESOLVED that the committee shall report its findings, recommendations and proposed legislation, if any, to the Second Regular Session of the Sixty-third Idaho Legislature.

HJM 10 and **HCR 23** were 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. 302
BY EDUCATION COMMITTEE

AN ACT

RELATING TO SCIENCE, TECHNOLOGY, ENGINEERING AND MATH EDUCATION; AMENDING CHAPTER 8, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-823, IDAHO CODE, TO CREATE IN THE OFFICE OF THE GOVERNOR THE SCIENCE, TECHNOLOGY, ENGINEERING AND MATH ACTION CENTER AND THE STEM ACTION CENTER BOARD, TO PROVIDE POWERS AND DUTIES AND TO PROVIDE FOR REPORTS.

HOUSE BILL NO. 303
BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO EMINENT DOMAIN; AMENDING SECTION 7-701A, IDAHO CODE, TO REQUIRE CERTAIN EVIDENCE IN CASES IN WHICH EMINENT DOMAIN IS INTENDED TO BE EXERCISED FOR SPECIFIC PURPOSES; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 304
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE STATE BOARD OF EDUCATION FOR COMMUNITY COLLEGES FOR 2016; EXEMPTING APPROPRIATION OBJECT AND PROGRAM TRANSFER LIMITATIONS; PROVIDING LEGISLATIVE INTENT RELATING TO SYSTEM-WIDE EXPENDITURES; AND PROVIDING LEGISLATIVE INTENT FOR REPORTING RELATED TO THE COMPLETE COLLEGE IDAHO INITIATIVE.

HOUSE BILL NO. 305
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE OFFICE OF THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; REAPPROPRIATING THE UNEXPENDED AND UNENCUMBERED FEDERAL GRANT FUND BALANCE INTO FISCAL YEAR 2016; AND REAPPROPRIATING THE UNEXPENDED AND UNENCUMBERED BALANCE IN THE PUBLIC CHARTER SCHOOL AUTHORIZERS FUND INTO FISCAL YEAR 2016.

H 302, **H 303**, **H 304**, and **H 305** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1067, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1147, by State Affairs Committee, was introduced, read the first time by title, and referred to the Ways and Means Committee.

S 1152, **S 1163**, **S 1164**, **S 1165**, and **S 1166**, by Finance Committee, were introduced, read the first time by title, and filed for second reading.

S 1123, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

9TH ORDER
First Reading of Engrossed Bills

H 17, as amended in the Senate, by Transportation and Defense Committee, was introduced, read the first time by title, and filed for second reading.

H 194, as amended in the Senate, by State Affairs Committee, was introduced, read the first time by title, and filed for second reading.

H 157, as amended in the Senate, by Judiciary, Rules, and Administration Committee, was introduced, read the first time by title, and filed for second reading.

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 287, **H 288**, **H 289**, **H 290**, **H 293**, **H 294**, and **H 295**, by Appropriations Committee, were read the second time by title and filed for third reading.

H 277, by Ways and Means Committee, was read the second time by title and filed for third reading.

S 1072, as amended, by Education Committee, was read the second time by title and filed for third reading.

S 1011, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1053, as amended, and **S 1069**, as amended, as amended, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

H 296, by Education Committee, was read the second time by title and filed for third reading.

S 1150, **S 1151**, **S 1157**, **S 1158**, **S 1159**, **S 1160**, **S 1161**, and **S 1162**, by Finance Committee, were read the second time by title and filed for third reading.

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

5TH ORDER
Report of Standing Committees

March 23, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 303.

WILLS, Chairman

H 303 was referred to the Local Government Committee.

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

11TH ORDER
Third Reading of Bills and Joint Resolutions

H 192 - LICENSE PLATES

H 192 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. Kloc to open debate.

The question being, "Shall H 192 pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Bateman, Chew, Collins, Dayley, Erpelding, Gannon, Holtzclaw, Horman, Jordan, King, Kloc, Malek, McCrostie, McDonald, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Rubel, Rudolph, Smith, Trujillo, Wills, Wintrow, Youngblood. Total – 30.

NAYS – Anderst, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Crane, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Kauffman, Kerby, Loertscher, Luker, McMillan, Mendive, Miller, Monks, Nate, Nielsen, Redman, Romrell, Rusche, Scott, Shepherd, Sims, Thompson, Troy, VanOrden, Vander Woude, Mr. Speaker. Total – 38.

Absent – DeMordaunt, Wood. Total – 2.

Total – 70.

Whereupon the Speaker declared that H 192 failed to pass the House and ordered the bill filed in the office of the Chief Clerk.

Mr. Moyle asked unanimous consent that H 255 be returned to the Resources and Conservation Committee. There being no objection, it was so ordered.

H 281 - APPROPRIATIONS - H&W - PUBLIC HEALTH SERVICES

H 281 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. Malek to open debate.

The question being, "Shall H 281 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bell, Beyeler, Burtenshaw, Chew, Collins, Erpelding, Gannon, Gibbs, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, King, Kloc, Malek, McCrostie, McDonald, Miller, Monks, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 42.

NAYS – Barbieri, Bateman, Batt, Boyle, Chaney, Cheatham, Clow, Crane, Dayley, Dixon, Gestrin, Harris, Hixon, Kerby, Loertscher, Luker, McMillan, Mendive, Moyle, Nate, Nielsen, Palmer, Scott, Shepherd, Sims, Trujillo. Total – 26.

Absent – DeMordaunt, Wood. Total – 2.

Total – 70.

Whereupon the Speaker declared that H 281 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Rusche, having voted on the prevailing side, served notice that he may ask for reconsideration of the vote by which H 192 failed the House.

H 192 was ordered held at the Desk.

H 282 - APPROPRIATIONS - CATASTROPHIC HEALTH CARE PROGRAM

H 282 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. Malek to open debate.

The question being, "Shall H 282 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 66.

NAYS – McMillan, Sims. Total – 2.

Absent – DeMordaunt, Wood. Total – 2.

Total – 70.

Whereupon the Speaker declared that H 282 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 284 - APPROPRIATIONS - CORRECTION DEPARTMENT

H 284 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. Youngblood to open debate.

Pursuant to Rule 38(3), Mr. Malek disclosed a conflict of interest regarding H 284.

The question being, "Shall H 284 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche,

Shepherd, Smith, Thompson, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 59.
NAYS – Dayley, Dixon, Harris, Jordan, McMillan, Nate, Nielsen, Scott, Sims, Troy. Total – 10.
Absent – DeMordaunt. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 284 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 1 - STATE AMPHIBIAN

H 1 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. McDonald and Mr. Bateman to open debate.

The question being, "Shall H 1 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Bateman, Batt, Bell, Beyeler, Boyle, Chaney, Cheatham, Chew, Clow, Dixon, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Smith, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood. Total – 51.
NAYS – Andrus, Burtenshaw, Collins, Crane, Dayley, Gestrin, Harris, McMillan, Mendive, Monks, Moyle, Nielsen, Shepherd, Sims, Thompson, Vander Woude, Mr. Speaker. Total – 17.
Absent – Barbieri, DeMordaunt. Total – 2.
Total – 70.

Whereupon the Speaker declared that H 1 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 246 - BULLYING

H 246 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. McDonald to open debate.

The question being, "Shall H 246 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, Miller, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood. Total – 51.
NAYS – Barbieri, Batt, Cheatham, Dayley, Dixon, Harris, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Palmer, Scott, Sims, Thompson, Vander Woude, Mr. Speaker. Total – 18.
Absent – Malek. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 246 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that the House recess until 1:15 p.m. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House at recess until 1:15 p.m.

RECESS
Afternoon Session

The House reconvened at 1:15 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Eleventh Order of Business.

Mr. Moyle asked unanimous consent that H 260 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

Mr. McDonald asked unanimous consent that S 1069, as amended, as amended, be placed on General Orders for consideration. There being no objection it was so ordered.

H 15, as amended in the Senate, as amended in the Senate - MOTOR VEHICLES

H 15, as amended in the Senate, as amended in the Senate, 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. Kauffman to open debate.

The question being, "Shall H 15, as amended in the Senate, as amended in the Senate, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Romrell, Rubel, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 58.
NAYS – Barbieri, Cheatham, Harris, McMillan, Mendive, Nate, Redman, Rudolph, Scott, Shepherd, Sims. Total – 11.
Absent – Boyle. Total – 1.
Total – 70.

Whereupon the Speaker declared H 15, as amended in the Senate, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

H 142, as amended in the Senate - PLANNING AND ZONING

H 142, as amended in the Senate, 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. Redman to open debate.

The question being, "Shall H 142, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Boyle. Total – 1.

Total – 70.

Whereupon the Speaker declared **H 142**, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

Mr. Moyle 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 returned to the Fifth Order of Business.

5TH ORDER
Report of Standing Committees

March 23, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HJM 10**, **HCR 23**, **H 302**, **H 304**, and **H 305**.

WILLS, Chairman

HJM 10, **H 304**, and **H 305** were filed for second reading.

HCR 23 was referred to the State Affairs Committee.

H 302 was referred to the Education Committee.

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

7TH ORDER
Motions, Memorials, and Resolutions

H 296 - EDUCATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 296** 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 296** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.

NAYS – Cheatham, Sims. Total – 2.

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 296** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **H 296** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Nate, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 62.

NAYS – Barbieri, Harris, McMillan, Monks, Moyle, Palmer, Scott, Sims. Total – 8.

Total – 70.

Whereupon the Speaker declared that **H 296** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 287 - APPROPRIATIONS - EDUCATION BOARD, HEALTH EDUCATION PROGRAMS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 287** 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 287** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.

NAYS – Cheatham, Sims. Total – 2.

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 287** was read the first

time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 287 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 53.
NAYS – Barbieri, Batt, Crane, Dayley, Dixon, Harris, Hixon, Loertscher, McMillan, Monks, Moyle, Nate, Nielsen, Palmer, Sims, Vander Woude. Total – 16.
Absent – Hartgen. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 287 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 288 - APPROPRIATIONS - DEPARTMENT OF HEALTH AND WELFARE - INDEPENDENT COUNCILS/ INDIRECT SUPPORT SERVICES/HEALTHCARE POLICY INITIATIVES/LICENSING AND CERTIFICATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 288 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 288 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – Cheatham, Sims. Total – 2.
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 288 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Pursuant to Rule 38(3), Mr. Monks disclosed a conflict of interest regarding H 288.

The question being, "Shall H 288 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 57.
NAYS – Barbieri, Boyle, Crane, Dayley, Dixon, Harris, Luker, McMillan, Nate, Nielsen, Palmer, Scott, Sims. Total – 13.
Total – 70.

Whereupon the Speaker declared that H 288 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 289 - APPROPRIATIONS - SUPERINTENDENT OF PUBLIC INSTRUCTION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 289 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 289 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – Cheatham, Sims. Total – 2.
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 289 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 289 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon,

Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Troy. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 289 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 290 - APPROPRIATIONS - SPECIAL PROGRAMS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 290 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 290 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.

NAYS – Cheatham, Sims. Total – 2.

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 290 was read the first time by title, second time by title, and 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 290 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, McCrostie, McDonald, Mendive, Miller, Monks, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 55.

NAYS – Barbieri, Cheatham, Collins, Crane, Dayley, Dixon, Harris, Luker, McMillan, Moyle, Nate, Nielsen, Scott, Sims. Total – 14.

Absent – Malek. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 290 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 293 - APPROPRIATIONS - IDAHO STATE HISTORICAL SOCIETY

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 293 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 293 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.

NAYS – Cheatham, Sims. Total – 2.

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 293 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 293 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Burtenshaw, Chaney, Chew, Dayley, DeMordaunt, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, McCrostie, McDonald, Miller, Monks, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 46.

NAYS – Barbieri, Batt, Boyle, Cheatham, Clow, Collins, Crane, Dixon, Gestrin, Harris, Holtzclaw, Loertscher, Luker, McMillan, Mendive, Moyle, Nate, Nielsen, Palmer, Scott, Shepherd, Sims, Vander Woude. Total – 23.

Absent – Malek. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 293 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 294 - APPROPRIATIONS - IDAHO STATE CAPITOL COMMISSION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 294 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 294 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – Cheatham, Sims. Total – 2.
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 294 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 294 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Malek. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 294 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 295 - APPROPRIATIONS - DEPARTMENT OF ADMINISTRATION FOR THE BOND PAYMENT PROGRAM

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 295 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 295 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – Cheatham, Sims. Total – 2.
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 295 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 295 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

Whereupon the Speaker declared that H 295 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 277 - TITLE INSURANCE

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 277 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 277 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker,

Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.

NAYS – Cheatham, Sims. Total – 2.

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 277** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **H 277** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – Moyle. Total – 1.

Total – 70.

Whereupon the Speaker declared that **H 277** passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

13TH ORDER
Miscellaneous and Unfinished Business

Notice having been served and having voted on the prevailing side, Mr. Rusche moved that the House reconsider the vote by which **H 192** failed the House. Seconded by Mr. Erpelding.

The question being, "Shall the motion carry?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Bateman, Beyeler, Chew, Clow, Erpelding, Gannon, Horman, Jordan, Kauffman, King, Kloc, Malek, McCrostie, Miller, Moyle, Nye, Packer, Pence, Perry, Rubel, Rudolph, Rusche, Shepherd, Smith, VanOrden, Wills, Wintrow, Wood, Youngblood. Total – 31.

NAYS – Anderst, Barbieri, Batt, Bell, Boyle, Burtenshaw, Chaney, Cheatham, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Kerby, Loertscher, Luker, McDonald, McMillan, Mendive, Monks, Nate, Nielsen, Palmer, Raybould, Redman, Romrell, Scott, Sims, Thompson, Troy, Trujillo, Vander Woude, Mr. Speaker. Total – 39.

Total – 70.

Whereupon the Speaker declared the motion to reconsider failed to carry and **H 192**, having failed the House, was filed in the office of the Chief Clerk.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10 a.m., Tuesday, March 24, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:22 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SEVENTY-SECOND LEGISLATIVE DAY
TUESDAY, MARCH 24, 2015

House of Representatives

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

Roll call showed 69 members present.
Absent – Chaney. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Preston Moyle, Page.

3RD ORDER
Approval of Journal

March 24, 2015

Mr. Speaker:

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

WILLS, Chairman

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

Mrs. Bell asked unanimous consent that **S 1152** be referred to the Appropriations Committee. There being no objection, it was so ordered.

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

OFFICE OF THE GOVERNOR
Boise

March 23, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 39, **H 47**, **H 61**, **H 108**, **H 125**, **H 147**, **H 177**, **H 206**, and **H 207**

As Always - Idaho, "Esto Perpetua"

/s/ C.L. "Butch" Otter
Governor

March 23, 2015

Mr. Speaker:

I transmit herewith enrolled **S 1138**, **S 1139**, **S 1140**, **S 1141**, **S 1142**, **S 1143**, **S 1144**, and **S 1145** for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled **S 1138**, **S 1139**, **S 1140**, **S 1141**, **S 1142**, **S 1143**, **S 1144**, and **S 1145** and, when so signed, ordered them returned to the Senate.

March 23, 2015

Mr. Speaker:

I return herewith enrolled **H 30**, **H 46**, **H 59**, **H 78**, **H 81**, **H 90**, **H 91**, **H 101**, **H 102**, **H 107**, **H 120**, as amended, **H 121**, **H 126**, **H 128**, **H 143**, **H 148**, **H 153**, **H 156**, **H 159**, **H 172**, **H 178**, **H 190**, **H 209**, **H 226**, **H 227**, **H 228**, **H 229**, **H 230**, **H 231**, **H 232**, and **HCR 13** which have been signed by the President.

NOVAK, Secretary

Enrolled **H 30**, **H 46**, **H 59**, **H 78**, **H 81**, **H 90**, **H 91**, **H 101**, **H 102**, **H 107**, **H 120**, as amended, **H 121**, **H 126**, **H 128**, **H 143**, **H 148**, **H 153**, **H 156**, **H 159**, **H 172**, **H 178**, **H 190**, **H 209**, **H 226**, **H 227**, **H 228**, **H 229**, **H 230**, **H 231**, and **H 232** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled **HCR 13** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 23, 2015

Mr. Speaker:

I transmit herewith **S 1135**, as amended, and **S 1154**, as amended, which have passed the Senate.

NOVAK, Secretary

S 1135, as amended, and **S 1154**, as amended, were filed for first reading.

March 23, 2015

Mr. Speaker:

I return herewith **H 113**, as amended in the Senate, and **H 154**, as amended in the Senate, which have passed the Senate.

NOVAK, Secretary

H 113, as amended in the Senate, and **H 154**, as amended in the Senate, were ordered held at the Desk.

Mrs. Trujillo asked unanimous consent that the House concur in the Senate amendments to **H 113**, as amended in the Senate. There being no objection, it was so ordered.

Mr. Loertscher asked unanimous consent that the House concur in the Senate amendments to **H 154**, as amended in the Senate. There being no objection, it was so ordered.

H 113, as amended in the Senate, and **H 154**, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

5TH ORDER
Report of Standing Committees

March 24, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 142**, as

amended in the Senate, and H 15, as amended in the Senate, as amended in the Senate.

WILLS, Chairman

The Speaker announced he was about to sign enrolled H 142, as amended in the Senate, and H 15, as amended in the Senate, as amended in the Senate, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 24, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 31, H 58, H 62, H 64, H 72, as amended in the Senate, H 114, H 123, H 136, H 138, H 139, H 150, H 161, H 166, H 169, H 189, H 205, H 210, H 211, H 218, H 223, H 224, and H 225 to the Governor at 10:17 a.m., as of this date, March 23, 2015.

WILLS, Chairman

March 23, 2015

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 286 and recommend that it do pass.

COLLINS, Chairman

H 286 was filed for second reading.

March 23, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration S 1071, as amended, and recommend that it do pass.

DEMORDAUNT, Chairman

S 1071, as amended, was filed for second reading.

March 23, 2015

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration H 298 and HCR 19 and recommend that they do pass.

WOOD, Chairman

H 298 and HCR 19 were filed for second reading.

March 23, 2015

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration H 291 and HJM 9 and recommend that they do pass.

RAYBOULD, Chairman

H 291 and HJM 9 were filed for second reading.

March 23, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration S 1033, as amended, S 1041, as amended, S 1136, and SCR 124 and recommend that they do pass.

WILLS, Chairman

S 1033, as amended, S 1041, as amended, S 1136, and SCR 124 were 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

S 1135, as amended, and S 1154, as amended, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

HCR 21 and HCR 22, by Education Committee, were read the second time by title and filed for third reading.

H 301, by State Affairs Committee, was read the second time by title and filed for third reading.

H 265, by Ways and Means Committee, was read the second time by title and filed for third reading.

S 1120, by Judiciary and Rules Committee, was read the second time by title and filed for third reading.

S 1163, S 1164, S 1165, and S 1166, by Finance Committee, were read the second time by title and filed for third reading.

H 17, as amended in the Senate, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

H 194, as amended in the Senate, by State Affairs Committee, was read the second time by title and filed for third reading.

H 157, as amended in the Senate, by Judiciary, Rules, and Administration Committee, was read the second time by title and filed for third reading.

HJM 10, by Ways and Means Committee, was read the second time by title and filed for third reading.

H 304 and H 305, by Appropriations Committee, were read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Crane asked unanimous consent that H 260 and S 1011 retain their places on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1030 - CODIFIER CORRECTIONS

S 1030 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. McCrostie to open debate.

The question being, "Shall S 1030 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Chaney. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1030 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Loertscher asked unanimous consent that S 1107 be returned to the State Affairs Committee. There being no objection, it was so ordered.

S 1076 - BENEFIT CORPORATION ACT

S 1076 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. Anderson to open debate.

The question being, "Shall S 1076 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Chaney. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1076 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1025 - IDAHO UNIFORM BUSINESS ORGANIZATIONS CODE

S 1025 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. Malek to open debate.

The question being, "Shall S 1025 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – Scott. Total – 1.
Absent – Chaney. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1025 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that S 1109 be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

S 1109 - UNIFORM BUSINESS ORGANIZATIONS CODE

S 1109 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. Malek to open debate.

Mr. Malek asked unanimous consent that, pursuant to Rule 22, discussion of S 1025 be allowed in debate of S 1109. There being no objection it was so ordered.

The question being, "Shall S 1109 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – Scott. Total – 1.
Absent – Chaney. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1109 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1040, as amended - CRIMINAL PROCEDURE

S 1040, as amended, 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. Perry to open debate.

The question being, "Shall S 1040, as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Chaney. Total – 1.

Total – 70.

Whereupon the Speaker declared that S 1040, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1056, as amended - NONPROBATE TRANSFERS

S 1056, as amended, 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. Gannon to open debate.

The question being, "Shall S 1056, as amended, pass?"

Roll call resulted as follows:

AYES – Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.

NAYS – Anderson, Jordan, Kloc, VanOrden. Total – 4.

Absent – Chaney, DeMordaunt. Total – 2.

Total – 70.

Whereupon the Speaker declared that S 1056, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1121 - IMMUNIZATION REGISTRY

S 1121 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. Rusche to open debate.

The question being, "Shall S 1121 pass?"

Roll call resulted as follows:

AYES – Anderson, Bell, Beyeler, Burtenshaw, Chew, Clow, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, Nye, Packer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Smith, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 37.

NAYS – Anderst, Andrus, Barbieri, Bateman, Batt, Boyle, Chaney, Cheatham, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Harris, Holtzclaw, Luker, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Palmer, Redman, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, Vander Woude. Total – 33.

Paired Votes:

AYE – Perry NAY – Chaney

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared that S 1121 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1088, as amended in the House - EDUCATION

S 1088, as amended in the House, 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. VanOrden to open debate.

Mrs. VanOrden asked unanimous consent that, pursuant to Rule 22, discussion of other pending legislation be allowed in debate of S 1088, as amended in the House. There being no objection it was so ordered.

The question being, "Shall S 1088, as amended in the House, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – McCrostie. Total – 1.

Absent – Chaney, Kloc. Total – 2.

Total – 70.

Whereupon the Speaker declared that S 1088, as amended in the House, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1148 - APPROPRIATIONS - HISPANIC AFFAIRS

S 1148 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. Gibbs to open debate.

The question being, "Shall S 1148 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chew, Collins, Dayley, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, Miller, Monks, Nye, Packer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 47.

NAYS – Barbieri, Boyle, Cheatham, Clow, Crane, DeMordaunt, Dixon, Gestrin, Harris, Holtzclaw, Loertscher,

Luker, McMillan, Mendive, Moyle, Nate, Nielsen, Palmer, Redman, Scott, Shepherd, Sims. Total – 22.
Absent – Chaney. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1148 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1149 - APPROPRIATIONS - PUBLIC TELEVISION

S 1149 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. King to open debate.

The question being, "Shall S 1149 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Burtenshaw, Chew, Collins, Dixon, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, King, Kloc, Luker, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nye, Packer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 47.
NAYS – Barbieri, Batt, Boyle, Cheatham, Clow, Crane, Dayley, DeMordaunt, Gestrin, Harris, Kerby, Loertscher, McMillan, Mendive, Nate, Nielsen, Palmer, Redman, Scott, Shepherd, Sims, Vander Woude. Total – 22.
Absent – Chaney. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1149 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1091 - APPORTIONMENT PLANS

S 1091 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. Bateman to open debate.

The question being, "Shall S 1091 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – Shepherd, Sims. Total – 2.
Absent – Chaney, Holtzclaw. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1091 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1072, as amended - ELECTIONS - SCHOOL DISTRICT TRUSTEES

S 1072, as amended, 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. McDonald to open debate.

Pursuant to Rule 38(3), Mr. Beyeler disclosed a conflict of interest regarding S 1072, as amended.

The question being, "Shall S 1072, as amended, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Barbieri, Bateman, Batt, Boyle, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, King, Kloc, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Monks, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Redman, Rubel, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow. Total – 50.
NAYS – Andrus, Bell, Beyeler, Burtenshaw, Gibbs, Jordan, Kauffman, Kerby, McCrostie, Miller, Nielsen, Raybould, Romrell, Rudolph, Rusche, Smith, Wood, Youngblood, Mr. Speaker. Total – 19.
Absent – Chaney. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1072, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1053, as amended - PROTECTION OF PERSONS UNDER DISABILITY AND THEIR PROPERTY

S 1053, as amended, 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. McCrostie to open debate.

The question being, "Shall S 1053, as amended, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – Chaney, Kauffman. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1053, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1150 - APPROPRIATIONS - AGRICULTURAL RESEARCH AND COOPERATIVE EXTENSION SERVICE

S 1150 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. Burtenshaw to open debate.

The question being, "Shall S 1150 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.
NAYS – Barbieri, Crane, Harris, Luker, Palmer, Sims. Total – 6.
Absent – Chaney. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1150 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that the House recess until 1:15 p.m.

Without objection, the Speaker declared the House at recess until 1:15 p.m.

RECESS
Afternoon Session

The House reconvened at 1:15 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Eleventh Order of Business.

S 1151 - APPROPRIATIONS - PROFESSIONAL-TECHNICAL EDUCATION DIVISION

S 1151 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 S 1151 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Moyle, Nielsen, Nye, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 58.
NAYS – Barbieri, Cheatham, Crane, McMillan, Nate, Scott, Sims. Total – 7.
Absent – Chaney, Monks, Packer, Palmer, Perry. Total – 5.
Total – 70.

Whereupon the Speaker declared that S 1151 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle 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 returned to the Seventh Order of Business.

7TH ORDER
Motions, Memorials, and Resolutions

HCR 21 - EDUCATION - RULEMAKING

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of HCR 21 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 21 be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – None.
Absent – Chaney, Monks, Packer, Palmer, Perry. 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 21 was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. VanOrden to open debate.

The question being, "Shall HCR 21 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Palmer, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – None.
Absent – Chaney, Gestrin, Monks, Packer, Perry. Total – 5.
Total – 70.

Whereupon the Speaker declared HCR 21 adopted and ordered the resolution transmitted to the Senate.

HCR 22 - EDUCATION - RULEMAKING

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of HCR 22 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 22** be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – None.
Absent – Chaney, Monks, Packer, Palmer, Perry. 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 22** was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. VanOrden to open debate.

The question being, "Shall **HCR 22** be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Chaney, Monks, Packer. Total – 3.
Total – 70.

Whereupon the Speaker declared **HCR 22** adopted and ordered the resolution transmitted to the Senate.

H 301 - CONCEALED WEAPONS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 301** 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 301** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – None.
Absent – Chaney, Monks, Packer, Palmer, Perry. 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 301** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Boyle to open debate.

Ms. Wintrow asked unanimous consent that, pursuant to Rule 22, discussion of other pending legislation be allowed in debate of **H 301**. There being no objection it was so ordered.

The question being, "Shall **H 301** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Palmer, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wood, Youngblood, Mr. Speaker. Total – 57.
NAYS – Chew, Erpelding, King, Kloc, McCrostie, Nye, Pence, Rubel, Smith, Wills, Wintrow. Total – 11.
Absent – Chaney, Packer. Total – 2.
Total – 70.

Whereupon the Speaker declared that **H 301** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 304 - APPROPRIATIONS - COMMUNITY COLLEGES

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 304** 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 304** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson,

Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – None.
Absent – Chaney, Monks, Packer, Palmer, Perry. 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 304** was read the first time by title, second time by title, and 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 304** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Chaney, Hixon, Packer. Total – 3.
Total – 70.

Whereupon the Speaker declared that **H 304** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 305 - APPROPRIATIONS - OFFICE OF STATE BOARD OF EDUCATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 305** 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 305** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – None.
Absent – Chaney, Monks, Packer, Palmer, Perry. 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 305** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **H 305** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Burtenshaw, Cheatham, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Harris, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Nye, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 54.
NAYS – Barbieri, Batt, Boyle, Crane, Loertscher, Luker, McMillan, Moyle, Nate, Nielsen, Palmer, Sims. Total – 12.
Absent – Chaney, Gestrin, Hartgen, Packer. Total – 4.
Total – 70.

Whereupon the Speaker declared that **H 305** passed the House. Title was approved and the bill ordered transmitted to the Senate.

HJM 10 - DEER FLAT NATIONAL WILDLIFE REFUGE

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **HJM 10** 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 **HJM 10** be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – None.
Absent – Chaney, Monks, Packer, Palmer, Perry. 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 **HJM 10** was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

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

The question being, "Shall **HJM 10** be adopted?"

Whereupon the Speaker declared **HJM 10** adopted by voice vote and ordered the memorial transmitted to the Senate.

Mr. Moyle asked unanimous consent that H 265 be placed on General Orders for consideration. There being no objection it was so ordered.

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

HOUSE BILL NO. 306
BY EDUCATION COMMITTEE

AN ACT

RELATING TO COURSES OF INSTRUCTION; AMENDING CHAPTER 16, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1630, IDAHO CODE, TO GRANT THE STATE BOARD OF EDUCATION RULEMAKING AUTHORITY CONCERNING THE FLEXIBILITY DOCUMENT ASSOCIATED WITH THE FEDERAL ELEMENTARY AND SECONDARY EDUCATION ACT, TO PROVIDE TESTING REQUIREMENTS, TO PROVIDE REQUIREMENTS CONCERNING THE CONTENTS OF THE FLEXIBILITY DOCUMENT AND TO PROVIDE REVIEW REQUIREMENTS.

HOUSE BILL NO. 307
BY EDUCATION COMMITTEE

AN ACT

RELATING TO EDUCATION; PROVIDING LEGISLATIVE INTENT; AMENDING SECTION 33-201, IDAHO CODE, TO ESTABLISH PROVISIONS RELATING TO A VOLUNTARY KINDERGARTEN PREPAREDNESS PILOT PROGRAM AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 33-208, IDAHO CODE, TO PROVIDE THAT SCHOOL DISTRICTS MAY ESTABLISH A VOLUNTARY KINDERGARTEN PREPAREDNESS PILOT PROGRAM; AMENDING CHAPTER 2, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-208A, IDAHO CODE, TO DEFINE TERMS; AMENDING CHAPTER 2, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-208B, IDAHO CODE, TO ESTABLISH A VOLUNTARY KINDERGARTEN PREPAREDNESS PILOT PROGRAM, TO PROVIDE FOR USE OF THE STATE DATA SYSTEM AND TO ESTABLISH PROVISIONS RELATING TO PARENTAL PARTICIPATION IN THE PILOT PROGRAM; AMENDING CHAPTER 2, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-208C, IDAHO CODE, TO ESTABLISH PROVISIONS RELATING TO FUNDING FOR THE KINDERGARTEN PREPAREDNESS PILOT PROGRAM; AMENDING CHAPTER 2, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-208D, IDAHO CODE, TO AUTHORIZE THE STATE DEPARTMENT OF EDUCATION TO ENTER INTO RESULTS-BASED CONTRACTS WITH PRIVATE ENTITIES, TO ESTABLISH REQUIREMENTS RELATING TO RESULTS-BASED CONTRACTS, TO PROVIDE FOR AN INDEPENDENT EVALUATOR, AND TO PROVIDE FOR PARENTAL PERMISSION; AMENDING CHAPTER 2, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-208E, IDAHO CODE, TO ESTABLISH REPORTING REQUIREMENTS FOR RECIPIENTS OF RESULTS-BASED CONTRACTS AND REPORTING REQUIREMENTS FOR THE STATE DEPARTMENT OF EDUCATION; AMENDING CHAPTER 2, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-208F, IDAHO CODE, TO ESTABLISH THE KINDERGARTEN PREPAREDNESS PILOT PROGRAM FUND AND RELATED PROVISIONS; REPEALING SECTION 33-201, IDAHO CODE, RELATING TO SCHOOL AGE; REPEALING SECTION 33-208, IDAHO CODE, RELATING TO KINDERGARTENS, KINDERGARTEN PREPAREDNESS AND CHILD ATTENDANCE NOT COMPULSORY; AMENDING CHAPTER 2, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-201, IDAHO CODE, TO PROVIDE A DEFINITION, TO ESTABLISH PROVISIONS RELATING TO ENROLLING IN SCHOOL AND TO ESTABLISH PROVISIONS RELATING TO CHILDREN WITH DISABILITIES; AMENDING CHAPTER 2, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-208, IDAHO CODE, TO PROVIDE THAT KINDERGARTEN PROGRAMS ARE NOT COMPULSORY AND CHILD ATTENDANCE IN KINDERGARTEN IS NOT MANDATORY; AND PROVIDING EFFECTIVE DATES AND A SUNSET DATE.

H 306 and H 307 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Wednesday, March 25, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:14 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SEVENTY-THIRD LEGISLATIVE DAY
WEDNESDAY, MARCH 25, 2015

House of Representatives

The House convened at 10:30 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 Janel Prigge, Page.

3RD ORDER
Approval of Journal

March 25, 2015

Mr. Speaker:

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

WILLS, Chairman

Mr. Wills 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 24, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 124

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

THE OFFICE OF THE GOVERNOR
Boise

March 24, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I am transmitting today to the Secretary of State the following House bill which will be allowed to become law without my signature within the time limited by law:

H 75

as prescribed by the Constitution.

I support exempting eyeglasses, eyeglass components and contact lenses from Idaho's 6-percent sales tax. These are the last medical devices subject to the State sales tax, and there is no justification for that to continue.

However, my concerns and my decision to allow House Bill 75 to become law without my signature stem from the potential cost in General Fund tax dollars as stated in the legislation's fiscal impact statement. Both $1.4 million in foregone revenue during fiscal 2016 and $2.8 million in each subsequent year is a substantial bite from an apple on which more and more public interests rely for sustenance.

The Senate seemed to reflect that concern in its 18-17 vote for legislation that was approved so handily in the House. I encourage the Tax Commission, the Division of Financial Management, JFAC and all legislators to closely monitor the actual fiscal impacts with an eye toward a continuous practice of prioritization and judicious use of General Fund dollars - whether expended or foregone.

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 24, 2015

Mr. Speaker:

I return herewith enrolled **H 104**, **H 116**, **H 117**, **H 129**, **H 132**, **H 137**, as amended, **H 158**, **H 160**, **H 163**, **H 240**, **H 247**, **H 248**, **H 249**, **H 250**, **H 251**, **H 253**, and **H 254** which have been signed by the President.

NOVAK, Secretary

Enrolled **H 104**, **H 116**, **H 117**, **H 129**, **H 132**, **H 137**, as amended, **H 158**, **H 160**, **H 163**, **H 240**, **H 247**, **H 248**, **H 249**, **H 250**, **H 251**, **H 253**, and **H 254** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 24, 2015

Mr. Speaker:

I transmit herewith **S 1146**, as amended, **S 1156**, and **S 1171** which have passed the Senate.

NOVAK, Secretary

S 1146, as amended, **S 1156**, and **S 1171** were filed for first reading.

March 24, 2015

Mr. Speaker:

I return herewith **H 99**, **H 208**, **H 220**, **H 185**, **H 264**, **H 263**, **H 197**, **H 195**, **H 268**, **H 271**, **H 272**, **H 273**, **H 183**, **H 179**, **H 221**, **H 236**, **H 237**, **H 184**, **H 274**, and **H 276** which have passed the Senate.

NOVAK, Secretary

H 99, **H 208**, **H 220**, **H 185**, **H 264**, **H 263**, **H 197**, **H 195**, **H 268**, **H 271**, **H 272**, **H 273**, **H 183**, **H 179**, **H 221**, **H 236**, **H 237**, **H 184**, **H 274**, and **H 276** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 24, 2015

Mr. Speaker:

I return herewith H 109, as amended in the Senate, H 202, as amended in the Senate, and H 167, as amended in the Senate, which have passed the Senate.

NOVAK, Secretary

H 109, as amended in the Senate, H 202, as amended in the Senate, and H 167, as amended in the Senate, were ordered held at the Desk.

Mr. Erpelding asked unanimous consent that the House concur in the Senate amendments to H 109, as amended in the Senate. There being no objection, it was so ordered.

Mr. Moyle asked unanimous consent that the House concur in the Senate amendments to H 202, as amended in the Senate. There being no objection, it was so ordered.

Mr. Harris asked unanimous consent that the House concur in the Senate amendments to H 167, as amended in the Senate. There being no objection, it was so ordered.

H 109, as amended in the Senate, H 202, as amended in the Senate, and H 167, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

5TH ORDER
Report of Standing Committees

March 25, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 306 and H 307.

WILLS, Chairman

H 306 and H 307 were referred to the Education Committee.

March 25, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 99, H 179, H 183, H 184, H 185, H 195, H 197, H 208, H 220, H 221, H 236, H 237, H 263, H 264, H 268, H 271, H 272, H 273, H 274, and H 276.

WILLS, Chairman

The Speaker announced he was about to sign enrolled H 99, H 179, H 183, H 184, H 185, H 195, H 197, H 208, H 220, H 221, H 236, H 237, H 263, H 264, H 268, H 271, H 272, H 273, H 274, and H 276 and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 25, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 113, as amended in the Senate, and H 154, as amended in the Senate.

WILLS, Chairman

H 113, as amended in the Senate, and H 154, as amended in the Senate, were filed for first reading of engrossed bills.

March 25, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 30, H 46, H 59, H 78, H 81, H 90, H 91, H 101, H 102, H 107, H 120, as amended, H 121, H 126, H 128, H 143, H 148, H 153, H 156, H 159, H 172, H 178, H 190, H 209, H 226, H 227, H 228, H 229, H 230, H 231, and H 232 to the Governor at 10:15 a.m., as of this date, March 24, 2015.

WILLS, Chairman

March 25, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 13 to the Secretary of State at 10:15 a.m., as of this date, March 24, 2015.

WILLS, Chairman

March 24, 2015

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration S 1062, as amended, as amended, and recommend that it do pass.

WOOD, Chairman

S 1062, as amended, as amended, was filed for second reading.

March 24, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 302 and recommend that it do pass.

DEMORDAUNT, Chairman

H 302 was filed for second reading.

March 24, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration S 1066 and SCR 118 and recommend that they do pass.

LOERTSCHER, Chairman

S 1066 and SCR 118 were filed for second reading.

March 24, 2015

Mr. Speaker:

We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration H 303 and recommend that it do pass.

LUKER, Chairman

H 303 was filed for second reading.

March 24, 2015

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration S 1113 and recommend that it do pass.

ANDRUS, Chairman

S 1113 was filed for second reading.

March 25, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 300 and recommend that it do pass.

DEMORDAUNT, Chairman

H 300 was filed for second reading.

March 25, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration HCR 23, S 1047, and S 1112 and recommend that they do pass.

LOERTSCHER, Chairman

HCR 23, S 1047, and S 1112 were filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 24
BY HEALTH AND WELFARE COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND ENDORSING EFFORTS BY THE IDAHO CAREGIVER ALLIANCE TO CREATE A TASK FORCE TO EXPLORE INNOVATIVE MEANS TO SUPPORT UNCOMPENSATED FAMILY CAREGIVERS IN IDAHO.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, family caregivers are an essential part of Idaho's health care system, providing uncompensated support and care to ill or disabled family members or loved ones; and

WHEREAS, family caregivers are valued community members who are the backbone of Idaho's long-term care system; and

WHEREAS, the State Healthcare Innovation Plan is focused on redesigning Idaho's health care delivery system to evolve from a fee-for-service, volume-based system to a value-based system of care based on improved health outcomes; and

WHEREAS, uncompensated family caregivers in Idaho are an essential part of the medical neighborhood, the medical neighborhood being the array of services that are available to patients beyond the scope of a patient-centered medical home; and

WHEREAS, the State Healthcare Innovation Plan envisions better connection of the patient-centered medical home to the rest of the medical neighborhood in order to improve care coordination and care quality and reduce costs and duplication of services; and

WHEREAS, half of Idaho's 44 counties are frontier, with fewer than seven persons per square mile, resulting in areas that lack access to many levels of health care, including access to caregiving resources; and

WHEREAS, the population of the state that is 65 years and older is projected to reach 370,000 in 2032, a significant increase from 2012, and this demographic represents the fastest growing population in the state; and

WHEREAS, Idaho has 137,099 veterans, with an estimated 19,041 who suffer disabilities, including 1,645 who are completely disabled; and

WHEREAS, an estimated 53,280 Idaho children have a special health care need, and an estimated 18,820 have a serious emotional disorder; and

WHEREAS, providing services and support to Idahoans in their homes and communities is generally less expensive than institutional care; and

WHEREAS, individuals who receive care at home are less likely to need public assistance; and

WHEREAS, at any time during the year an estimated 307,000 adults in Idaho provide care to adult relatives or friends, which equates to an estimated value of $2 billion per year; and

WHEREAS, approximately two-thirds of Idaho's unpaid caregivers are employed or looking for work, and their caregiving responsibilities therefore have an economic impact on families and employers in Idaho; and

WHEREAS, more than half of care recipients are under the age of 75, and almost one-third are under the age of 50, thus indicating that caregiving is a multigenerational issue in family life that also impacts a broad spectrum of individuals with chronic illnesses that necessitate family caregiving throughout the lifespan; and

WHEREAS, approximately 22,000 Idahoans are living with Alzheimer's Disease or a related disorder, and an estimated 77,000 individuals, many of whom are unpaid, provide caregiving responsibilities for people with Alzheimer's Disease or a related disorder; and

WHEREAS, to successfully address the surging population of older adults and people with disabilities who have significant needs for long-term services and support, the state must develop methods that both encourage and support individuals who assist family members and must also develop ways to recruit and retain a qualified, responsive in-home care workforce.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that we endorse the efforts of the Idaho Caregiver Alliance and encourage their plans to create a task force to explore innovative means to support uncompensated family caregivers in Idaho and to provide information to those who may serve as a caregiver in the future.

BE IT FURTHER RESOLVED that we encourage the task force to explore policies, resources and programs available for family caregivers and make this information available to the State Healthcare Innovation Plan leaders as a potential resource for the medical neighborhood model.

BE IT FURTHER RESOLVED that we encourage the task force to compile an inventory of the resources available to family caregivers in Idaho.

BE IT FURTHER RESOLVED that we encourage the task force to report its findings to the Second Regular Session of the Sixty-third Idaho Legislature.

HCR 24 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. 308
BY EDUCATION COMMITTEE

AN ACT

RELATING TO PUBLIC CHARTER SCHOOLS; AMENDING SECTION 33-5208, IDAHO CODE, TO PROVIDE THAT CERTAIN CODE PROVISIONS RELATING

TO PUPIL SERVICE STAFF ALLOWANCE DO NOT APPLY TO PUBLIC CHARTER SCHOOLS.

HOUSE BILL NO. 309
BY EDUCATION COMMITTEE
AN ACT

RELATING TO PUBLIC CHARTER SCHOOLS; AMENDING CHAPTER 52, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-5217, IDAHO CODE, TO CREATE THE PUBLIC CHARTER SCHOOL DEBT RESERVE, TO PROVIDE CONDITIONS TO USE THE PUBLIC CHARTER SCHOOL DEBT RESERVE, TO PROVIDE FOR APPROVAL FROM THE IDAHO HOUSING AND FINANCE ASSOCIATION, TO ESTABLISH THE PUBLIC CHARTER SCHOOL DEBT RESERVE FUND, TO PROVIDE FOR CONTINUOUS APPROPRIATION, TO PROVIDE FOR THE DEPOSIT OF CERTAIN MONEYS INTO THE FUND, TO ESTABLISH PROVISIONS CONCERNING A DEFAULT ON AN OUTSTANDING DEBT AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 310
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO TRANSPORTATION; AMENDING SECTION 40-701, IDAHO CODE, TO REVISE APPORTIONMENT PROVISIONS RELATING TO THE HIGHWAY DISTRIBUTION ACCOUNT; AMENDING SECTION 57-814, IDAHO CODE, TO PROVIDE FOR THE TRANSFER OF CERTAIN GENERAL FUND COLLECTIONS TO THE STATE HIGHWAY ACCOUNT; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 311
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO TAXATION POLICY; AMENDING SECTION 63-2402, IDAHO CODE, TO REVISE THE TAX IMPOSED ON MOTOR FUEL AND TO ESTABLISH PROVISIONS CONCERNING A FLOOR STOCK TAX; AMENDING SECTION 63-2412, IDAHO CODE, TO ESTABLISH ADDITIONAL PROVISIONS CONCERNING THE DISTRIBUTION OF TAX REVENUES FROM TAX ON MOTOR FUEL; AMENDING SECTION 63-2418, IDAHO CODE, TO ESTABLISH ADDITIONAL PROVISIONS CONCERNING THE DISTRIBUTION OF TAX REVENUES FROM TAX ON SPECIAL FUELS; AMENDING SECTION 63-3024, IDAHO CODE, TO ESTABLISH ADDITIONAL PROVISIONS CONCERNING IDAHO TAXABLE INCOME; REPEALING SECTION 63-3024A, IDAHO CODE, RELATING TO THE GROCERY TAX CREDIT; AMENDING SECTION 63-3067, IDAHO CODE, TO PROVIDE THAT A CERTAIN SUM SHALL BE DISTRIBUTED ON A DATE CERTAIN TO OFFSET THE LOSS OF REVENUES CAUSED BY THE REPEAL OF THE FOOD TAX CREDIT; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3622VV, IDAHO CODE, TO PROVIDE A SALES AND USE TAX EXEMPTION FOR FOOD SOLD FOR HUMAN CONSUMPTION AND TO PROVIDE A DEFINITION OF "FOOD"; AMENDING SECTION 63-3638, IDAHO CODE, TO ESTABLISH ADDITIONAL PROVISIONS CONCERNING PAYMENTS FROM THE REVENUE SHARING ACCOUNT; REPEALING SECTION 63-3638, IDAHO CODE, RELATING TO SALES TAX DISTRIBUTION; AMENDING CHAPTER 36, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3638, IDAHO CODE, TO PROVIDE FOR THE DISTRIBUTION OF MONEYS COLLECTED ON SALES TAX; PROVIDING SEVERABILITY; DECLARING AN EMERGENCY, PROVIDING RETROACTIVE APPLICATION AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 312
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO TRANSPORTATION; AMENDING SECTION 49-402, IDAHO CODE, TO REVISE REGISTRATION FEES; AMENDING SECTION 49-434, IDAHO CODE, TO PROVIDE FOR ADDITIONAL REGISTRATION FEES; AND AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-457, IDAHO CODE, TO PROVIDE A FEE FOR ELECTRIC AND HYBRID VEHICLES AND TO PROVIDE FOR THE DEPOSIT OF FEES.

H 308, **H 309**, **H 310**, **H 311**, and **H 312** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1146, as amended, and **S 1156**, by State Affairs Committee, were introduced, read the first time by title, and referred to the State Affairs Committee.

S 1171, by Finance Committee, was introduced, read the first time by title, and filed for second reading.

9TH ORDER
First Reading of Engrossed Bills

H 113, as amended in the Senate, and **H 154**, as amended in the Senate, by State Affairs Committee, were introduced, read the first time by title, and filed for second reading.

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 286, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

S 1071, as amended, by Education Committee, was read the second time by title and filed for third reading.

H 298, by Health and Welfare Committee, was read the second time by title and filed for third reading.

HCR 19, by Ways and Means Committee, was read the second time by title and filed for third reading.

H 291, by State Affairs Committee, was read the second time by title and filed for third reading.

HJM 9, by Ways and Means Committee, was read the second time by title and filed for third reading.

S 1033, as amended, **S 1041**, as amended, **S 1136**, and **SCR 124**, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

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

12TH ORDER
Consideration of General Orders

Mr. Moyle moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Mr. Rusche. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Crane in the Chair.

When the Committee of the Whole House rose, the Speaker returned to the Chair and the House was in order.

Report of the Committee of the Whole House

March 25, 2015

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration **H 265**, **S 1098**, **S 1104**, **S 1073**, and **S 1069**, as amended, as amended, and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO H.B. NO. 265

AMENDMENT TO SECTION 1

On page 2 of the printed bill, in line 28, following "aries." insert: "Idaho's member to the commission shall be appointed by the president pro tempore of the senate and the speaker of the house of representatives and shall serve at their pleasure.".

HOUSE AMENDMENT TO S.B. NO. 1098

AMENDMENT TO SECTION 1

On page 4 of the printed bill, in line 13, delete "rights"; also in line 13, delete "and licensing".

HOUSE AMENDMENT TO S.B. NO. 1104

AMENDMENT TO SECTION 1

On page 1 of the printed bill, following line 18, insert:

"(3) The state's matching funds shall be provided from the veterans recognition fund established in section 65-702, Idaho Code, and shall not exceed the amount in such fund.".

HOUSE AMENDMENT TO S.B. NO. 1073

AMENDMENT TO SECTION 1

On page 1 of the printed bill, delete lines 11 through 41; delete page 2 and on page 3, delete lines 1 through 8, and insert:

"22-2402. DEFINITIONS. As used in this chapter:

(1) "Agency" means:

(a) In the case of the federal government, any authority which exercises administrative control over defined areas of federal lands within the state of Idaho;

(b) In the case of the state of Idaho, any department, board, commission, or institution;

(c) In the case of local government, cities, counties and any legal subdivisions thereof, drainage districts, irrigation districts, canal companies, highway districts, or any special taxing district.

(2) "Applicable fund or account" means:

(a) In the case of the state of Idaho, the noxious weed account, which is hereby created and established in the dedicated fund and which shall be used exclusively for the purposes prescribed by this chapter;

(b) In each county, the noxious weed fund, which is hereby created and established and shall be maintained in each county and which shall be used exclusively for the purposes prescribed by this chapter.

(3) "Aquatic plant" means any plant growing in, or closely associated with, the aquatic environment and includes, but is not limited to, riparian plants.

(4) "Article" means a particular kind of object, and includes any type of conveyance, mode of transport or associated materials such as water.

(5) "Classical biological control" means the introduction of control agents into a region, that is not part of their natural range, to suppress permanently the populations of selected target weeds usually also introduced into that region. "Augmentative biological control" means the supplemental release of control agents into a region, that is part of their natural range, to suppress permanently the populations of selected target weeds.

(6) "Containment" means halting the spread of a weed infestation beyond specified boundaries.

(~~5~~7) "Control" means any or all of the following: prevention, rehabilitation, eradication or modified treatments.

(~~6~~8) "Control authority" means:

(a) On the state level, the director of the department of agriculture;

(b) On the county level, the board of county commissioners.

(~~7~~9) "Cooperative weed management area (CWMA)" means a distinguishable hydrologic, vegetative or geographic zone based upon geography, weed infestations, climate or human-use patterns. Cooperative weed management areas may be composed of a portion of a county, a county, portions of several counties, or portions of one (1) or more states.

(~~8~~10) "Department" means the Idaho state department of agriculture.

(~~9~~11) "Director" means the director of the department of agriculture or the director's designated agent.

(1~~0~~2) "Eradication" means the elimination of a noxious weed based on absence as determined by a visual inspection by the control authority during the current growing season.

(1~~1~~3) "Integrated weed management plan (IWMP)" means a plan developed to manage, control or eradicate a noxious weed(s) from a cooperative weed management area or other weed management area. Integrated weed management strategies may include, but are not limited to, prevention, cultural, mechanical, chemical and biological methods.

(1~~2~~4) "Land" means all soil or water or other growing medium.

(1~~3~~5) "Landowner" means:

(a) The person who holds legal title to the land, except that portion for which another person has the right to exclude others from possession of the parcel; or

(b) A person with an interest in a parcel of land such that the person has the right to exclude others from possession of the parcel.

(1~~4~~6) "Modified treatment" means treatment specified in an integrated weed management plan.

(1~~5~~7) "Noxious weed" means any plant having the potential to cause injury to public health, crops, livestock, land or other property; and which is designated as noxious by the director.

(1~~6~~8) "Person" means any individual, partnership, firm, agency, corporation, company, society or association.

(1~~7~~9) "Prevention" means:

(a) Any action that reduces the potential for the introduction or establishment of a plant species in areas not currently infested with that species; or

(b) Any action that deters the spread of noxious weeds.

(~~18~~20) "Quarantine" means the regulation of the production, movement, or existence of plants, plant products, animals, animal products, or any other article or material, or the normal activity of persons, to prevent or limit introduction or spread of noxious weeds.

(~~19~~21) "Rehabilitation" means the process of reconditioning formerly weed infested land to a productive or desirable condition.

(2~~0~~2) "Riparian" means the green, vegetated areas along the edge of water bodies like rivers, creeks, canals, lakes, springs, sloughs, potholes and wetlands. They are the transition zone between upland and aquatic ecosystems. Underlying saturated soil is a key feature in riparian areas.

(2~~1~~3) "State noxious weed advisory committee" means an advisory committee appointed by the director to advise and to assist in development, modification and direction of a statewide noxious weed management strategy.

(24) "Viable" means a plant or plant part capable of surviving or living successfully, especially under particular environmental conditions.

(2~~2~~5) "Waters" means all the accumulations of water, surface and underground, natural and artificial, public and private, or parts thereof which are wholly or partially within, which flow through, or which border upon the state.

(2~~3~~6) "Weed control advisory committee" means a committee established by weed control agencies or authorities, at the county level, or a steering committee of a cooperative weed management area, to develop and to recommend implementation of integrated weed management plans and strategies.

(27) "Hybrid" means the offspring of two (2) plants of different breeds, varieties, species or genera.

(28) "Releasing" means releasing, placing, planting, or causing to be released, a species in a water body, facility, water supply system, field, garden, planted area, ecosystem or otherwise into the environment within the state of Idaho.

(29) "Researcher" means someone who has the generally accepted education, experience and position within the biological control research community.

(30) "Research facility" means any laboratory, institution, college or university, at which scientific tests, experiments or peer-reviewed investigations involving the use of any living plants is carried out, conducted or attempted and that receives funds under a grant, award or contract from a department, agency, or instrumentality of the United States for the purpose of carrying out research, tests or experiments and that uses generally accepted protocols at an equivalent or higher level than a U.S. center for disease control and prevention biosafety level 1 facility.".

AMENDMENT TO SECTION 2

On page 3, delete lines 11 through 49; delete page 4; and on page 5, delete lines 1 through 12, and insert:

"22-2404. STATE POWERS. (1) The director is authorized to:

(a) Investigate the subject of noxious weeds; and

(b) Require information, annual work plans and reports from each county and from each state agency as to the presence of noxious weeds and other information relative to noxious weeds and the control thereof; and

(c) To cooperate with agencies and persons in carrying out the director's duties under this chapter, and to conduct matters outside this state in the interest of state noxious weed control; and

(d) Advise and confer as to the extent of noxious weed infestations and the methods of control; and

(e) Assist counties in the training of county weed superintendents; and

(f) Call and attend meetings and conferences dealing with the subject of noxious weeds; and

(g) Disseminate information and conduct educational campaigns independently or in cooperation with others; and

(h) Appoint a state noxious weed advisory committee, as provided by section 22-103, Idaho Code, to aid in the development and implementation of a statewide noxious weed management strategy, aid in evaluation of cost share projects and research proposals, and advise the director on matters pertaining to the state noxious weed program; and

(i) Procure materials and equipment; and

(j) Inspect and certify Idaho crops and imports and exports to verify freedom from noxious weeds, and authorize others to conduct such inspections and certification; and

(k) Enter on any public or private land at reasonable times for the purpose of carrying out the provisions of this chapter; and

(l) Apply to any court of competent jurisdiction for a search warrant authorizing access to any land where access was denied and sought for the purposes set forth in this chapter. The court may, upon such application, issue the search warrant for the purposes requested; and

(m) Perform such other acts as may be necessary or appropriate to the administration of the provisions of this chapter; and

(n) Cooperate with the federal government or any established agency thereof in any program of noxious weed control which shall be deemed advisable for the welfare of the people of the state of Idaho, accept any advisable program and make any necessary rules which are not in contradiction to the purposes of this chapter; and

(o) Accept any gift, grant, contract or other funds, or grants-in-aid from the federal government or other entities for noxious weed control purposes and account for such moneys as prescribed by the state controller, and all such funds are hereby appropriated to the purpose for which they are received; and

(p) Initiate agreements with federal agencies in accordance with applicable federal laws; and

(q) Control noxious weeds on federal land within the state, with or without reimbursement, and with the consent of the federal agency involved; and

(r) Take any appropriate action necessary to control or quarantine noxious weed infestations whenever an actual or potential emergency situation exists concerning noxious weed infestations anywhere in the state; and

(s) Initiate cooperative agreements with other agencies and states for the establishment and support of cooperative weed management areas; and

(t) Aid other weed control agencies or authorities in developing and implementing integrated weed management plans for control of noxious weeds; and

(u) Temporarily designate a weed as noxious for up to fifteen (15) months, after publication in a newspaper of general circulation serving the area of infestation; and

(v) Authorize the issuance of deficiency warrants for the purposes of defraying excess costs for the control of noxious weeds for emergency situations, in the event the actual cost for the control of noxious weeds in any one (1) year exceeds the appropriations made for that purpose. When so

authorized the state controller shall draw deficiency warrants against the general account; and

(w) Allow the collection, removal and movement of noxious weeds by a researcher from an infested area in Idaho to a facility within Idaho when available within the state of Idaho for purposes of biological control research, so long as the following conditions are satisfied and certified by the researcher and the director in legally binding and notarized documents:

1. The director is notified in writing by the researcher the precise details of the proposed research project at least thirty (30) days prior to any contemplated collection, removal or movement of noxious weeds. The director and specialist staff shall conduct a review of the proposed research project and complete a written project approval plan that includes details of all appropriate actions that will be taken to ensure implementation and protection of the authority of the director as outlined in section 22-2403, Idaho Code, the state powers as outlined in section 22-2404, Idaho Code, the county duties as outlined in section 22-2405, Idaho Code, the county powers as outlined in section 22-2406, Idaho Code, the landowner duties as outlined in section 22-2407, Idaho Code, and the landowner and citizen powers as outlined in section 22-2408, Idaho Code. The researcher shall take no action prior to written approval from all control authorities. The written approval process shall also contain a notification to all other appropriate entities as outlined in this chapter;

2. The collection, removal and movement activities are certified in writing that they will be conducted using methods and protocols prescribed and generally accepted in the biological control research community that prevent the dissemination of noxious weeds;

3. The biological control agent that is the subject of the research is not a plant pest within the meaning of the plant pest act of 2002, an invasive species within the meaning of the invasive species act of 2008 or a viable noxious weed within the meaning of this chapter;

4. Viable noxious weeds, as determined by the department, are not reintroduced into the environment as a component or result of the biological control research;

5. Any articles, including but not limited to plant parts, that are collected for transport as part of biological control research must be destroyed or treated at the research facility in such a way as to destroy the viability of any plant pests, invasive species, hybrids and noxious weeds; and

6. The project is conducted in accordance with such other conditions as may be set in the written approval document by the director to ensure containment during collection, removal and movement of the noxious weed.

Penalties for intentional transportation or release of a biological control agent shall not exceed those established in the plant protection act (Title 7, USC 7734).

Should it be necessary to transport a biological control agent into or out of the state of Idaho all appropriate biological control protocols shall be followed as delineated by the appropriate federal agencies such as the USDA animal plant health inspection service plant protection quarantine (USDA APHIS PPQ).

None of the actions authorized in this paragraph shall be carried out until the director both outlines the actions and certifies to the board of examiners that the specific funding and personnel necessary for all actions is available within the current operational budget of the Idaho state department of agriculture.

(2) If at any time the director determines that the county commissioners have failed to cooperate or carry out their duties and responsibilities as a control authority, the director shall notify them of the deficiency, and suggest corrective action. If the situation is not satisfactorily corrected within seven (7) days after the time outlined in the director's corrective action plan, the director shall initiate appropriate action and charge to the county all expenses including the hiring of necessary labor and equipment. Quarantine of specific crops or potential noxious weed propagating activities may be a part of the control program.".

CORRECTION TO TITLE

On page 1, delete lines 2 through 7, and insert:

"RELATING TO NOXIOUS WEEDS; AMENDING SECTION 22-2402, IDAHO CODE, TO DEFINE TERMS AND TO REVISE A DEFINITION; AND AMENDING SECTION 22-2404, IDAHO CODE, TO AUTHORIZE THE DIRECTOR OF THE IDAHO STATE DEPARTMENT OF AGRICULTURE TO ALLOW THE COLLECTION, REMOVAL AND MOVEMENT OF NOXIOUS WEEDS FROM AN INFESTED AREA TO A FACILITY WITHIN THE STATE FOR PURPOSES OF BIOLOGICAL CONTROL RESEARCH, TO PROVIDE CONDITIONS, TO PROVIDE A LIMITATION ON PENALTIES, TO PROVIDE FOR COMPLIANCE WITH SPECIFIED PROTOCOL AND TO PROVIDE CONDITIONS PRIOR TO IMPLEMENTATION OF SPECIFIED PROVISIONS.".

HOUSE AMENDMENT TO S.B. NO. 1069, As Amended, As Amended

AMENDMENT TO THE BILL

On page 1 of the engrossed bill, following line 14, insert:

"SECTION 1. That Section 11-101, Idaho Code, be, and the same is hereby amended to read as follows:

11-101. TIME WITHIN WHICH EXECUTION MAY ISSUE – STAY PENDING DISPOSITION OF MOTIONS. Except as provided in section 5-245, Idaho Code, for execution on judgments for support of a child, the party in whose favor judgment is given may, at any time within ~~five~~ ten (~~5~~10) years after the entry thereof, have a writ of execution issued for its enforcement, subject to the right of the court to stay execution as provided by the rules adopted by the supreme court.";

and renumber all the subsequent sections accordingly.

CORRECTION TO TITLE

On page 1, in line 2, following "JUDGMENTS;" insert: "AMENDING SECTION 11-101, IDAHO CODE, TO PROVIDE FOR EXECUTION ON JUDGMENTS FOR SUPPORT OF A CHILD, THE PARTY IN WHOSE FAVOR JUDGMENT IS GIVEN MAY, AT ANY TIME WITHIN TEN YEARS AFTER THE ENTRY, HAVE A WRIT OF EXECUTION ISSUED FOR ITS ENFORCEMENT WITH CONDITIONS;".

We have also had under consideration **S 1061**, as amended, report progress and beg leave to sit again.

CRANE, Chairman

Mr. Crane moved that the report be adopted. Seconded by Mr. Rusche.

Whereupon the Speaker declared the report adopted.

H 265, as amended, was referred to the Judiciary, Rules, and Administration Committee for engrossing.

S 1098, as amended in the House, S 1104, as amended in the House, S 1073, as amended in the House, and S 1069, as amended, as amended, as amended in the House, were filed for first reading.

S 1061, as amended, was retained on General Orders.

The amendments were referred to Judiciary, Rules, and Administration committee for printing.

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

5TH ORDER
Report of Standing Committees

March 25, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HCR 24, H 308, H 309, H 310, H 311, and H 312.

WILLS, Chairman

HCR 24 and H 308 were filed for second reading.

H 309 was referred to the Education Committee.

H 310 and H 312 were referred to the Transportation and Defense Committee.

H 311 was referred to the Revenue and Taxation Committee.

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

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Crane asked unanimous consent that H 260 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 17, as amended in the Senate - MOTOR VEHICLES - AUTOCYCLES

H 17, as amended in the Senate, 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. Palmer to open debate.

The question being, "Shall H 17, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Hixon. Total – 1.

Total – 70.

Whereupon the Speaker declared H 17, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

H 194, as amended in the Senate - MOTOR VEHICLES

H 194, as amended in the Senate, 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. Palmer to open debate.

The question being, "Shall H 194, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 63.

NAYS – Erpelding, Kloc, Nye, Perry, Rusche, Wintrow. Total – 6.

Absent – Hixon. Total – 1.

Total – 70.

Whereupon the Speaker declared H 194, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

H 157, as amended in the Senate - IDAHO STATE POLICE

H 157, as amended in the Senate, 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. McDonald to open debate.

The question being, "Shall H 157, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims,

Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – Barbieri, Gestrin, King, Perry, Rusche. Total – 5.
Total – 70.

Whereupon the Speaker declared H 157, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

Mr. Moyle asked unanimous consent to hold S 1011 on the Third Reading Calendar for one legislative day. Mr. Andrus objected.

Mr. Moyle moved to hold S 1011 on the Third Reading Calendar for one legislative day. Mr. Rusche seconded the motion.

The question being, "Shall the motion pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Barbieri, Bateman, Batt, Bell, Boyle, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Kloc, Loertscher, Luker, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nye, Palmer, Perry, Raybould, Redman, Rubel, Rusche, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 49.
NAYS – Andrus, Beyeler, Burtenshaw, Chew, Dixon, Erpelding, Harris, Jordan, King, Malek, McCrostie, Monks, Nielsen, Packer, Pence, Romrell, Rudolph, Scott, Shepherd, Smith, Wintrow. Total – 21.
Total – 70.

Whereupon the Speaker declared the motion passed and S 1011 was held on the Third Reading Calendar for one legislative day.

S 1157 - APPROPRIATIONS - PARDONS AND PAROLE COMMISSION

S 1157 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. Gannon to open debate.

The question being, "Shall S 1157 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 66.
NAYS – Jordan, Sims. Total – 2.
Absent – Smith, Youngblood. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1157 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1158 - APPROPRIATIONS - PARKS AND RECREATION DEPARTMENT

S 1158 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 S 1158 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Crane, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 60.
NAYS – Barbieri, Cheatham, Dayley, Dixon, Harris, McMillan, Nate, Scott, Sims. Total – 9.
Absent – Youngblood. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1158 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that S 1159 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1160 - APPROPRIATIONS - WOLF CONTROL FUND

S 1160 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. Gibbs to open debate.

The question being, "Shall S 1160 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Scott, Shepherd, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Mr. Speaker. Total – 53.
NAYS – Chew, Erpelding, Gannon, Jordan, King, Kloc, Luker, McCrostie, Nye, Pence, Rubel, Rudolph, Rusche, Sims, *Smith, Wintrow. Total – 16.
Absent – Youngblood. Total – 1.
Total – 70.

* Corrected by unanimous consent.

Whereupon the Speaker declared that S 1160 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle moved that the House recess until 1:30 p.m. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House at recess until 1:30 p.m.

RECESS
Afternoon Session

The House reconvened at 1:30 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Eleventh Order of Business.

S 1161 - APPROPRIATIONS - DEPARTMENT OF AGRICULTURE

S 1161 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. Burtenshaw to open debate.

The question being, "Shall S 1161 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 65.
NAYS – Sims. Total – 1.
Absent – Boyle, Chew, Monks, Youngblood. Total – 4.
Total – 70.

Whereupon the Speaker declared that S 1161 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1162 - APPROPRIATIONS - SOIL AND WATER CONSERVATION COMMISSION

S 1162 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.

Pursuant to Rule 38(3), Mr. Miller disclosed a conflict of interest regarding S 1162.

The question being, "Shall S 1162 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 66.
NAYS – None.
Absent – Boyle, Chew, Monks, Youngblood. Total – 4.
Total – 70.

Whereupon the Speaker declared that S 1162 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1120 - DRIVER'S TRAINING

S 1120 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. Gibbs to open debate.

The question being, "Shall S 1120 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 66.
NAYS – None.
Absent – Boyle, Chew, Monks, Youngblood. Total – 4.
Total – 70.

Whereupon the Speaker declared that S 1120 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1163 - APPROPRIATIONS - ENVIRONMENTAL QUALITY DEPARTMENT

S 1163 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. Burtenshaw to open debate.

The question being, "Shall S 1163 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Dixon, Erpelding, Gannon, Gibbs, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Nye, Packer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 47.
NAYS – Barbieri, Batt, Boyle, Crane, Dayley, DeMordaunt, Gestrin, Harris, Hixon, Kerby, McMillan, Mendive, Moyle, Nate, Nielsen, Palmer, Redman, Scott, Shepherd, Sims, Troy. Total – 21.
Absent – Monks, Youngblood. Total – 2.
Paired Votes:

AYE – Chew	NAY – Crane
AYE – Erpelding	NAY – Boyle

(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that S 1163 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1164 - APPROPRIATIONS - BOARD OF TAX APPEALS

S 1164 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. Gibbs to open debate.

The question being, "Shall S 1164 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 66.
NAYS – None.
Absent – Boyle, Chew, Monks, Youngblood. Total – 4.
Total – 70.

Whereupon the Speaker declared that S 1164 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that S 1165 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1166 - APPROPRIATIONS - DEPARTMENT OF COMMERCE

S 1166 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 to open debate.

The question being, "Shall S 1166 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, Mendive, Miller, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 55.
NAYS – Barbieri, Cheatham, Dixon, Harris, Jordan, Loertscher, Luker, McMillan, Nate, Scott, Sims. Total – 11.
Absent – Boyle, Chew, Monks, Youngblood. Total – 4.
Total – 70.

Whereupon the Speaker declared that S 1166 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle 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 returned to the Seventh Order of Business.

7TH ORDER
Motions, Memorials, and Resolutions

H 286 - PROPERTY EXEMPT FROM TAXATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 286 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 286 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 66.
NAYS – None.
Absent – Boyle, Chew, Monks, Youngblood. Total – 4.
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 286 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 286 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 62.
NAYS – Nate, Scott, Sims. Total – 3.
Absent – Boyle, Chew, Malek, Monks, Youngblood. Total – 5.
Total – 70.

Whereupon the Speaker declared that H 286 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 298 - MEDICAID

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 298 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 298** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 66.
NAYS – None.
Absent – Boyle, Chew, Monks, Youngblood. Total – 4.
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 298** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Perry to open debate.

The question being, "Shall **H 298** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 60.
NAYS – Barbieri, Dixon, Harris, McMillan, Scott, Shepherd, Sims. Total – 7.
Absent – Boyle, Monks, Youngblood. Total – 3.
Paired Votes:
AYE – Chew NAY – Sims
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that **H 298** passed the House. Title was approved and the bill ordered transmitted to the Senate.

HCR 19 - EMERGENCY MEDICAL SERVICES

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **HCR 19** 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 19** be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 66.
NAYS – None.
Absent – Boyle, Chew, Monks, Youngblood. Total – 4.
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 19** was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

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

The question being, "Shall **HCR 19** be adopted?"

Whereupon the Speaker declared **HCR 19** adopted by voice vote and ordered the resolution transmitted to the Senate.

H 291 - PUBLIC RECORDS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 291** 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 291** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 66.
NAYS – None.
Absent – Boyle, Chew, Monks, Youngblood. Total – 4.
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 291** was read the first time by title, second time by title, and 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 291** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Clow, Collins, Crane, Dayley, DeMordaunt, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Moyle, Nielsen, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Mr. Speaker. Total – 53.

NAYS – Cheatham, Chew, Dixon, Erpelding, Gannon, Harris, King, Kloc, McCrostie, Nate, Nye, Rubel, Rusche, Scott. Total – 14.

Absent – Monks, Wood, Youngblood. Total – 3.

Paired Votes:

AYE – Anderst	NAY – Chew
AYE – Boyle	NAY – Rusche

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared that **H 291** passed the House. Title was approved and the bill ordered transmitted to the Senate.

HJM 9 - SAGE-GROUSE

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **HJM 9** 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 **HJM 9** be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 66.

NAYS – None.

Absent – Boyle, Chew, Monks, Youngblood. Total – 4.

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 **HJM 9** was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

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

The question being, "Shall **HJM 9** be adopted?"

Whereupon the Speaker declared **HJM 9** adopted by voice vote and ordered the memorial transmitted to the Senate.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Thursday, March 26, 2015. Seconded by Mr. Crane. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:28 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SEVENTY-FOURTH LEGISLATIVE DAY
THURSDAY, MARCH 26, 2015

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 68 members present.
Absent – Chew, Wood. Total – 2.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Samantha Ruggles, Page.

3RD ORDER
Approval of Journal

March 26, 2015

Mr. Speaker:

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

WILLS, Chairman

Mr. Wills 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 25, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 29, as amended in the Senate, **H 31**, **H 58**, **H 64**, **H 72**, as amended in the Senate, **H 114**, **H 123**, **H 136**, **H 138**, **H 150**, **H 161**, **H 166**, **H 169**, and **H 223**

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 25, 2015

Mr. Speaker:

I return herewith enrolled **H 142**, as amended in the Senate, and **H 15**, as amended in the Senate, as amended in the Senate, which have been signed by the President.

NOVAK, Secretary

Enrolled **H 142**, as amended in the Senate, and **H 15**, as amended in the Senate, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 25, 2015

Mr. Speaker:

I transmit herewith **SCR 126**, **S 1169**, **S 1170**, **S 1172**, **S 1175**, and **S 1176** which have passed the Senate.

NOVAK, Secretary

SCR 126, **S 1169**, **S 1170**, **S 1172**, **S 1175**, and **S 1176** were filed for first reading.

March 25, 2015

Mr. Speaker:

I return herewith **HCR 16**, **H 238**, **H 112**, **H 281**, **H 282**, **H 284**, **H 287**, **H 288**, **H 289**, **H 290**, **H 293**, **H 294**, **H 295**, and **H 262** which have passed the Senate.

NOVAK, Secretary

HCR 16, **H 238**, **H 112**, **H 281**, **H 282**, **H 284**, **H 287**, **H 288**, **H 289**, **H 290**, **H 293**, **H 294**, **H 295**, and **H 262** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 25, 2015

Mr. Speaker:

I return herewith **H 170**, as amended in the Senate, and **H 94**, as amended in the Senate, which have passed the Senate.

NOVAK, Secretary

H 170, as amended in the Senate, and **H 94**, as amended in the Senate, were ordered held at the Desk.

Pursuant to House Rule 73, **H 170**, as amended in the Senate, was referred to Education Committee for concurrence recommendation.

Mr. Raybould asked unanimous consent that the House concur in the Senate amendments to **H 94**, as amended in the Senate. There being no objection, it was so ordered.

H 94, as amended in the Senate, was referred to the Judiciary, Rules, and Administration Committee for engrossing.

5TH ORDER
Report of Standing Committees

March 26, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed House amendments to **S 1098**, **S 1104**, **S 1073**, **S 1069**, as amended, as amended, and **H 265**.

WILLS, Chairman

March 26, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 17, as amended in the Senate, H 112, H 157, as amended in the Senate, H 194, as amended in the Senate, H 238, H 262, H 281, H 282, H 284, H 287, H 288, H 289, H 290, H 293, H 294, H 295, and HCR 16.

WILLS, Chairman

The Speaker announced he was about to sign enrolled H 17, as amended in the Senate, H 112, H 157, as amended in the Senate, H 194, as amended in the Senate, H 238, H 262, H 281, H 282, H 284, H 287, H 288, H 289, H 290, H 293, H 294, H 295, and HCR 16 and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 26, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 109, as amended in the Senate, H 167, as amended in the Senate, H 202, as amended in the Senate, and H 265, as amended.

WILLS, Chairman

H 109, as amended in the Senate, H 167, as amended in the Senate, H 202, as amended in the Senate, and H 265, as amended, were filed for first reading of engrossed bills.

March 26, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 104, H 116, H 117, H 129, H 132, H 137, as amended, H 158, H 160, H 163, H 240, H 247, H 248, H 249, H 250, H 251, H 253, and H 254 to the Governor at 10:45 a.m., as of this date, March 25, 2015.

WILLS, Chairman

March 25, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration S 1135, as amended, and recommend that it do pass.

WILLS, Chairman

S 1135, as amended, was filed for second reading.

March 26, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 309, SCR 119, and SCR 121 and recommend that they do pass.

DEMORDAUNT, Chairman

H 309, SCR 119, and SCR 121 were filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE JOINT MEMORIAL NO. 11
BY WAYS AND MEANS COMMITTEE

A JOINT MEMORIAL

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED, AND TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the First Regular Session of the Sixty-third Idaho Legislature, do hereby respectfully represent that:

WHEREAS, the Legislature of the State of Idaho recognizes the Columbia-Snake River System as part of the United States Marine Highway network; and

WHEREAS, the Legislature of the State of Idaho recognizes the Columbia-Snake River System and its tributaries, collectively and in its entirety, as a multiuse system providing navigation, transportation, fish and wildlife habitat, recreation, hydropower generation, flood control and irrigation to the citizens and industry of the Pacific Northwest; and

WHEREAS, the Legislature of the State of Idaho recognizes the vital contribution the Columbia-Snake River System and its tributaries, functioning collectively and in its entirety, make to the state's economic well-being and to the quality of life of our citizens; and

WHEREAS, the State of Idaho asserts sovereign control over all water resources within the state; and

WHEREAS, the Legislature of the State of Idaho recognizes that the anadromous fish decline is due to many factors, including increased predation, unfavorable ocean conditions and harvest; and

WHEREAS, the Legislature of the State of Idaho recognizes the efforts by Northwest families, farmers, ranchers, organizations and businesses investing billions in fish passage and habitat improvements resulting in 97.5 percent average survival for juvenile Chinook and 99.5 percent for juvenile steelhead migrating downstream through the Lower Snake River dams; and

WHEREAS, the Legislature of the State of Idaho recognizes the legal priority that agriculture irrigation and industrial applications of water have within the state; and

WHEREAS, the Legislature of the State of Idaho recognizes the Port of Lewiston, Idaho's only seaport, is part of the collective Columbia-Snake River System and is an asset of the State of Idaho and to the Inland Northwest region, providing global competitiveness and connectivity for regional products, economic development investment and multimodal transportation; and

WHEREAS, the Legislature of the State of Idaho recognizes the Columbia-Snake River System as the top wheat export gateway in the United States, with approximately 16 percent of all U.S. wheat exports barged through at least one of the Snake River dams; and

WHEREAS, the Legislature of the State of Idaho recognizes barging as the most fuel efficient mode of transportation; and

WHEREAS, the Legislature of the State of Idaho recognizes hydropower as the most efficient, environmentally favorable form of electrical generation, combatting global warming by offsetting at least 3 million metric tons of CO2 emissions per year through use of the Lower Snake River dams while producing 1,000 megawatts of carbon-free, renewable energy annually, and 3,000 megawatts for peak power emergencies; and

WHEREAS, the Legislature of the State of Idaho believes that any actions to degrade the functionality, in whole or in part, to remove or breach dams on the Columbia-Snake River System or its tributaries, or take water from the state for anadromous fish enhancement efforts, would inflict on the citizenry of the state a loss in economic and trade opportunities, a loss of recharge waters for the state's aquifers, a loss of navigation and transportation, an increased risk for floods, an increase in electrical rates, a shortfall in power generation, a loss of recreational opportunities and a threatened quality of life for Idaho citizens.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that Idaho opposes the removal or breaching of the dams on the Columbia-Snake River System and its tributaries, has sovereignty of its water resources, prohibits contributions of water from Idaho's reservoirs for flow augmentation except those expressly authorized by state law, that efforts for further recovery of anadromous fish must be undertaken in a manner based on sound science, and supports maintenance and multiple use benefits of the Columbia-Snake River System. Additionally, the Idaho Legislature recognizes and supports the international competitiveness, multimodal transportation and economic development benefits provided by the Port of Lewiston.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the President of the Senate and the Speaker of the House of Representatives of Congress, and the congressional delegation representing the State of Idaho in the Congress of the United States.

HJM 11 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 126, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

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

HOUSE BILL NO. 313
BY EDUCATION COMMITTEE

AN ACT

RELATING TO SCHOOL COUNSELORS; AMENDING SECTION 33-1002, IDAHO CODE, TO PROVIDE AN AMOUNT NEEDED FOR SCHOOL COUNSELING SUPPORT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-1212, IDAHO CODE, TO REVISE PROVISIONS AND TO ESTABLISH ADDITIONAL PROVISIONS RELATING TO SCHOOL COUNSELORS; AND AMENDING CHAPTER 12, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1212A, IDAHO CODE, TO PROVIDE FOR ACADEMIC AND COLLEGE OR CAREER ADVISORS AND STUDENT MENTORS, TO GRANT SCHOOL DISTRICTS AND CHARTER SCHOOLS THE AUTHORITY TO EMPLOY CERTAIN STAFF, TO REQUIRE SCHOOL DISTRICTS TO PROVIDE PROFESSIONAL DEVELOPMENT FOR CERTAIN STAFF AND TO PROVIDE NOTICE AND REPORTING REQUIREMENTS.

HOUSE BILL NO. 314
BY EDUCATION COMMITTEE

AN ACT

RELATING TO COURSES OF INSTRUCTION; AMENDING CHAPTER 16, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1630, IDAHO CODE, TO GRANT THE STATE BOARD OF EDUCATION RULEMAKING AUTHORITY CONCERNING THE FLEXIBILITY DOCUMENT ASSOCIATED WITH THE FEDERAL ELEMENTARY AND SECONDARY EDUCATION ACT, TO PROVIDE TESTING REQUIREMENTS, TO PROVIDE REQUIREMENTS CONCERNING THE CONTENTS OF THE FLEXIBILITY DOCUMENT AND TO PROVIDE REVIEW REQUIREMENTS.

HOUSE BILL NO. 315
BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO INFORMATION TECHNOLOGY SYSTEMS; AMENDING TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 92, TITLE 67, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE FOR PURPOSE AND INTENT, TO PROVIDE DEFINITIONS, TO ESTABLISH THE EDUCATION OPPORTUNITY NETWORK BOARD AND TO PROVIDE FOR BOARD DUTIES, CERTAIN REQUIREMENTS, BOARD MEMBERSHIP AND BOARD OFFICERS, TO PROVIDE THAT THE EDUCATION OPPORTUNITY NETWORK BOARD SHALL BE A GOVERNMENTAL ENTITY AND TO ESTABLISH PROVISIONS RELATING TO SUCH, TO ESTABLISH CERTAIN POWERS AND AUTHORITY OF THE BOARD, TO ESTABLISH PROVISIONS RELATING TO ASSISTANCE TO SCHOOL DISTRICTS, TO ESTABLISH AN OVERSIGHT COMMITTEE AND PROVISIONS RELATING TO THE OVERSIGHT COMMITTEE, TO ESTABLISH AN INTERIM WORKING GROUP AND TO ESTABLISH PROVISIONS RELATING TO THE WORKING GROUP, TO PROVIDE REPORTING REQUIREMENTS AND TO PROVIDE FOR HONORARIUM; REPEALING SECTION 67-5745D, IDAHO CODE, RELATING TO THE IDAHO EDUCATION NETWORK; REPEALING SECTION 67-5745E, IDAHO CODE, RELATING TO THE IDAHO EDUCATION NETWORK PROGRAM AND RESOURCE ADVISORY COUNCIL; PROVIDING SEVERABILITY; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 316
BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO TRANSPORTATION NETWORK COMPANIES; AMENDING CHAPTER 25, TITLE 41, IDAHO CODE, BY THE ADDITION OF NEW SECTIONS 41-2517 THROUGH 41-2521, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO DEFINE TERMS, TO ESTABLISH REQUIREMENTS REGARDING FINANCIAL RESPONSIBILITY AND PROOF OF INSURANCE COVERAGE, TO REQUIRE CERTAIN DISCLOSURES AND TO ESTABLISH PROVISIONS REGARDING AUTOMOBILE INSURANCE; AND AMENDING SECTION 49-3703, IDAHO CODE, AS ADDED BY SECTION 1, HOUSE BILL NO. 262, AS ENACTED BY THE FIRST REGULAR SESSION OF THE SIXTY-THIRD IDAHO LEGISLATURE, TO REVISE A DEFINITION.

HOUSE BILL NO. 317
BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO STATE PURCHASING; AMENDING SECTION 67-5716, IDAHO CODE, TO REVISE A DEFINITION; AND AMENDING CHAPTER 57, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-5716A, IDAHO CODE, TO ESTABLISH PROVISIONS REGARDING CONTRACTS MADE BY STATE OFFICERS.

H 313, **H 314**, **H 315**, **H 316**, and **H 317** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1169, by State Affairs Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1170, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1172, S 1175, and S 1176, by Finance Committee, were introduced, read the first time by title, and filed for second reading.

S 1098, as amended in the House, by Resources and Environment Committee, was introduced, read the first time by title, and filed for second reading.

S 1104, as amended in the House, by State Affairs Committee, was introduced, read the first time by title, and filed for second reading.

S 1073, as amended in the House, by Agricultural Affairs Committee, was introduced, read the first time by title, and filed for second reading.

S 1069, as amended, as amended, as amended in the House, by Judiciary and Rules Committee, was introduced, read the first time by title, and filed for second reading.

9TH ORDER
First Reading of Engrossed Bills

H 109, as amended in the Senate, by Revenue and Taxation Committee, was introduced, read the first time by title, and filed for second reading.

H 167, as amended in the Senate, by State Affairs Committee, was introduced, read the first time by title, and filed for second reading.

H 202, as amended in the Senate, and H 265, as amended, by Ways and Means Committee, were introduced, read the first time by title, and filed for second reading.

10TH ORDER
Second Reading of Bills and Joint Resolutions

S 1062, as amended, as amended, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

H 302, by Education Committee, was read the second time by title and filed for third reading.

S 1066 and SCR 118, by State Affairs Committee, were read the second time by title and filed for third reading.

H 303, by Ways and Means Committee, was read the second time by title and filed for third reading.

S 1113, by State Affairs Committee, was read the second time by title and filed for third reading.

H 300, by Education Committee, was read the second time by title and filed for third reading.

HCR 23, by Ways and Means Committee, was read the second time by title and filed for third reading.

S 1047, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

S 1112, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1171, by Finance Committee, was read the second time by title and filed for third reading.

H 113, as amended in the Senate, and H 154, as amended in the Senate, by State Affairs Committee, were read the second time by title and filed for third reading.

HCR 24, by Health and Welfare Committee, was read the second time by title and filed for third reading.

H 308, by Education Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Crane asked unanimous consent that H 260 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1011 - HORSE RACING

S 1011 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. Andrus to open debate.

Mr. Gibbs moved to Lay on the Table S 1011. Mrs. Perry seconded the motion.

Roll call resulted as follows:
AYES – Anderst, Barbieri, Bell, Beyeler, Chaney, Cheatham, Clow, Collins, Gestrin, Gibbs, Kauffman, Kloc, Loertscher, McMillan, Mendive, Miller, Perry, Redman, Scott, Thompson, Troy, VanOrden, Wills, Youngblood, Mr. Speaker. Total – 25.
NAYS – Anderson, Andrus, Bateman, Batt, Boyle, Burtenshaw, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kerby, King, Luker, Malek, McCrostie, McDonald, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Romrell, Rubel, Rudolph, Rusche, Shepherd, Sims, Smith, Trujillo, Vander Woude, Wintrow. Total – 43.
Absent – Chew, Wood. Total – 2.
Total – 70.

Whereupon the Speaker declared the motion failed.

Pursuant to Rule 38(3), Ms. Jordan disclosed a conflict of interest regarding S 1011.

Pursuant to Rule 38(3), Mr. Nye disclosed a conflict of interest regarding S 1011.

Pursuant to Rule 38(3), Mr. Malek disclosed a conflict of interest regarding S 1011.

Mr. Gestrin moved to send **S 1011** to General Orders to amend the fiscal note. Mrs. Perry seconded the motion. The Speaker declared the motion out of order.

The question being, "Shall S 1011 pass?"

Roll call resulted as follows:
AYES – Anderson, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chew, Crane, Dayley, DeMordaunt, Erpelding, Gannon, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Romrell, Rubel,

Rudolph, Rusche, Shepherd, Sims, Smith, Thompson, Trujillo, Vander Woude, Wills, Wintrow. Total – 49.

NAYS – Anderst, Barbieri, Chaney, Cheatham, Clow, Collins, Dixon, Gestrin, Gibbs, Kloc, McMillan, Mendive, Moyle, Perry, Redman, Scott, Troy, VanOrden, Wood, Youngblood, Mr. Speaker. Total – 21.

Paired Votes:

AYE – Chew NAY – McMillan

AYE – Bell NAY – Wood

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared that S 1011 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle moved that the House recess until 2 p.m. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House at recess until 2 p.m.

RECESS
Afternoon Session

The House reconvened at 2 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Eleventh Order of Business.

Mr. Moyle 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 returned to the Fifth Order of Business.

5TH ORDER
Report of Standing Committees

March 26, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 313, H 314, H 315, H 316, and HJM 11.

WILLS, Chairman

H 313 and H 314 were referred to the Education Committee.

H 315 and HJM 11 were referred to the State Affairs Committee.

H 316 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

H 303 - EMINENT DOMAIN

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 303 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 303 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 63.

NAYS – None.

Absent – Chew, DeMordaunt, Jordan, McDonald, Perry, Rubel, Wood. Total – 7.

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 303 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Pursuant to Rule 38(3), Mr. Nye disclosed a conflict of interest regarding H 303.

The question being, "Shall H 303 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Luker, Malek, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rudolph, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 57.

NAYS – King, Kloc, McCrostie, Nye, Rusche, Smith. Total – 6.

Absent – Chew, DeMordaunt, Jordan, McDonald, Perry, Rubel, Wood. Total – 7.

Total – 70.

Whereupon the Speaker declared that H 303 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 300 - EDUCATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 300 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 300 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek,

McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 63.

NAYS – None.

Absent – Chew, DeMordaunt, Jordan, McDonald, Perry, Rubel, Wood. Total – 7.

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 300 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 300 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 65.

NAYS – None.

Absent – Chew, Jordan, Perry, Rubel, Wood. Total – 5.

Total – 70.

Whereupon the Speaker declared that H 300 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 302 - SCIENCE AND TECHNOLOGY

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 302 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 302 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 63.

NAYS – None.

Absent – Chew, DeMordaunt, Jordan, McDonald, Perry, Rubel, Wood. Total – 7.

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 302 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 302 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 62.

NAYS – Batt, Gannon. Total – 2.

Absent – Chew, Crane, Jordan, Rubel, Vander Woude, Wood. Total – 6.

Total – 70.

Whereupon the Speaker declared that H 302 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 308 - PUBLIC CHARTER SCHOOLS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 308 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 308 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 63.

NAYS – None.

Absent – Chew, DeMordaunt, Jordan, McDonald, Perry, Rubel, Wood. Total – 7.

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 308 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 308 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 64.
NAYS – None.
Absent – Chew, Hartgen, Jordan, Rubel, Vander Woude, Wood. Total – 6.
Total – 70.

Whereupon the Speaker declared that H 308 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 113, as amended in the Senate, - PARENT AND CHILD

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 113, as amended in the Senate, 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 113, as amended in the Senate, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 63.
NAYS – None.
Absent – Chew, DeMordaunt, Jordan, McDonald, Perry, Rubel, Wood. Total – 7.
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 113, as amended in the Senate, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Trujillo to open debate.

The question being, "Shall H 113, as amended in the Senate, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Perry, Raybould, Redman, Romrell, Rudolph, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Wills, Youngblood, Mr. Speaker. Total – 56.
NAYS – Chew, Erpelding, Gannon, Jordan, King, Kloc, McCrostie, Pence, Rubel, Rusche, Smith, Wintrow. Total – 12.
Absent – Vander Woude, Wood. Total – 2.
Paired Votes:

AYE – Hixon	NAY – Chew
AYE – Collins	NAY – Rubel
AYE – Crane	NAY – Jordan

(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared H 113, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

H 154, as amended in the Senate, - ABORTION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 154, as amended in the Senate, 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 154, as amended in the Senate, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 63.
NAYS – None.
Absent – Chew, DeMordaunt, Jordan, McDonald, Perry, Rubel, Wood. Total – 7.
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 154, as amended in the Senate, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 154, as amended in the Senate, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow,

Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Wills, Youngblood, Mr. Speaker. Total – 54.

NAYS – Chew, Erpelding, Gannon, Jordan, King, Kloc, McCrostie, Nye, Pence, Rubel, Rudolph, Rusche, Smith, Wintrow. Total – 14.

Absent – Vander Woude, Wood. Total – 2.

Paired Votes:

AYE – Hixon	NAY – Chew
AYE – Collins	NAY – Rubel
AYE – Crane	NAY – Jordan

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared **H 154**, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

HCR 23 - PURCHASING LAWS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **HCR 23** 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 23** be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 63.

NAYS – None.

Absent – Chew, DeMordaunt, Jordan, McDonald, Perry, Rubel, Wood. Total – 7.

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 23** was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

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

The question being, "Shall **HCR 23** be adopted?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 65.

NAYS – None.

Absent – Chew, Jordan, Rubel, Vander Woude, Wood. Total – 5.

Total – 70.

Whereupon the Speaker declared **HCR 23** adopted and ordered the resolution transmitted to the Senate.

HCR 24 - FAMILY CAREGIVERS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **HCR 24** 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 24** be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 63.

NAYS – None.

Absent – Chew, DeMordaunt, Jordan, McDonald, Perry, Rubel, Wood. Total – 7.

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 24** was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Troy to open debate.

Pursuant to Rule 38(3), Mr. DeMordaunt disclosed a conflict of interest regarding **HCR 24**.

The question being, "Shall **HCR 24** be adopted?"

Whereupon the Speaker declared **HCR 24** adopted by voice vote and ordered the resolution transmitted to the Senate.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Friday, March 27, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 3:08 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SEVENTY-FIFTH LEGISLATIVE DAY
FRIDAY, MARCH 27, 2015

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 69 members present.
Absent – Malek. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Alexa Snooks, Page.

3RD ORDER
Approval of Journal

March 27, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-917, Idaho Code, SUE CHEW, State Representative, District 17, Seat B, Ada County, State of Idaho, has nominated, WILLIAM KILLEN, of 734 S. Coral Place, Boise, ID 83705, to perform the duties of this office temporarily as Acting State Representative, District 17, Seat B.

NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint William Killen of Boise, Idaho, to the office of Acting State Representative, District 17, Seat B, for a term commencing March 27, 2015, and continuing until such time as Representative Chew is able to resume her duties.

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 26th day of March, in the year of our Lord two thousand and fifteen, and of the Independence of the United States of America, the two hundred and thirty-ninth year.

/s/ C.L. "BUTCH" OTTER
Governor
/s/ LAWERENCE DENNEY
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 William Killen.

OFFICE OF THE GOVERNOR
Boise

March 25, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 189

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

OFFICE OF THE GOVERNOR
Boise

March 26, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 62, **H 90**, **H 91**, **H 101**, **H 139**, **H 205**, **H 210**, **H 211**, **H 218**, **H 224**, and **H 225**

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

OFFICE OF THE GOVERNOR
Boise

March 26, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 30, H 107, H 120, as amended, H 128, H 148, H 153, H 159, H 178, H 226, H 227, H 228, H 229, H 230, H 231, and H 232

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 26, 2015

Mr. Speaker:

I transmit herewith enrolled S 1030, S 1076, S 1025, S 1109, S 1040, as amended, S 1056, as amended, S 1121, S 1148, S 1149, S 1091, S 1072, as amended, S 1053, as amended, S 1150, and S 1151 for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled S 1030, S 1076, S 1025, S 1109, S 1040, as amended, S 1056, as amended, S 1121, S 1148, S 1149, S 1091, S 1072, as amended, S 1053, as amended, S 1150, and S 1151 and, when so signed, ordered them returned to the Senate.

March 26, 2015

Mr. Speaker:

I return herewith enrolled H 99, H 179, H 183, H 184, H 185, H 195, H 197, H 208, H 220, H 221, H 236, H 237, H 263, H 264, H 268, H 271, H 272, H 273, H 274, and H 276 which have been signed by the President.

NOVAK, Secretary

Enrolled H 99, H 179, H 183, H 184, H 185, H 195, H 197, H 208, H 220, H 221, H 236, H 237, H 263, H 264, H 268, H 271, H 272, H 273, H 274, and H 276 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 26, 2015

Mr. Speaker:

I transmit herewith S 1168, S 1155, and SCR 125 which have passed the Senate.

NOVAK, Secretary

S 1168, S 1155, and SCR 125 were filed for first reading.

March 26, 2015

Mr. Speaker:

I return herewith H 53, as amended, H 269, H 304, H 305, H 1, HCR 15, and H 296 which have passed the Senate.

NOVAK, Secretary

H 53, as amended, H 269, H 304, H 305, H 1, HCR 15, and H 296 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 27, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 170, as amended in the Senate, and recommend concurrence with Senate Amendments.

DEMORDAUNT, Chairman

There being no objection, it was so ordered.

H 170, as amended in the Senate, was referred to the Judiciary, Rules, and Administration Committee for engrossing.

5TH ORDER
Report of Standing Committees

March 27, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 317.

WILLS, Chairman

H 317 was ordered held at the Desk.

March 27, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 1, H 53, as amended, H 113, as amended in the Senate, H 154, as amended in the Senate, H 269, H 296, H 304, H 305, and HCR 15.

WILLS, Chairman

The Speaker announced he was about to sign enrolled H 1, H 53, as amended, H 113, as amended in the Senate, H 154, as amended in the Senate, H 269, H 296, H 304, H 305, and HCR 15 and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 27, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 94, as amended in the Senate.

WILLS, Chairman

H 94, as amended in the Senate, was filed for first reading of engrossed bills.

March 27, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 142, as amended in the Senate, and H 15, as amended in the Senate, as amended in the Senate, to the Governor at 10:40 a.m., as of this date, March 26, 2015.

WILLS, Chairman

March 26, 2015

Mr. Speaker:

We, your COMMITTEE ON APPROPRIATIONS, report that we have had under consideration S 1152 and recommend that it do pass.

BELL, Chairman

S 1152 was filed for second reading.

March 27, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 313 and H 314 and recommend that they do pass.

DEMORDAUNT, Chairman

H 313 and H 314 were filed for second reading.

March 27, 2015

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration H 310 and H 312 and recommend that they do pass.

PALMER, Chairman

H 310 and H 312 were filed for second reading.

March 27, 2015

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration H 311 and recommend that it do pass.

COLLINS, Chairman

H 311 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

SCR 125, by State Affairs Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

H 309 - PUBLIC CHARTER SCHOOLS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 309 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 309 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Malek. Total – 1.

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 309 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Pursuant to Rule 38(3), Mr. Youngblood disclosed a conflict of interest regarding H 309.

The question being, "Shall H 309 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, Loertscher, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Nate, Nielsen, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 58.

NAYS – Chew(Killen), Gannon, King, Kloc, Luker, Moyle, Nye, Rudolph, Rusche, Smith, Wood. Total – 11.

Absent – Malek. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 309 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 109, as amended in the Senate, - INCOME TAX

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 109, as amended in the Senate, 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 109, as amended in the Senate, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Malek. Total – 1.

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 109, as amended in the Senate, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 109, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Malek. Total – 1.
Total – 70.

Whereupon the Speaker declared H 109, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

H 167, as amended in the Senate, - LABOR

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 167, as amended in the Senate, 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 167, as amended in the Senate, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Malek. Total – 1.
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 167, as amended in the Senate, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 167, as amended in the Senate, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – Hartgen, Malek. Total – 2.
Total – 70.

Whereupon the Speaker declared H 167, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

H 202, as amended in the Senate, - FIRE PROTECTION DISTRICTS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 202, as amended in the Senate, 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 202, as amended in the Senate, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Malek. Total – 1.
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 202, as amended in the Senate, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 202, as amended in the Senate, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Malek. Total – 1.
Total – 70.

Whereupon the Speaker declared H 202, as amended in the Senate, passed the House. Title was approved and the bill

referred to the Judiciary, Rules, and Administration Committee for enrolling.

H 316 - TRANSPORTATION NETWORK COMPANIES

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 316 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 316 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Malek. Total – 1.
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 316 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 316 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – Chaney, Malek. Total – 2.
Total – 70.

Whereupon the Speaker declared that H 316 passed the House. Title was approved and the bill ordered transmitted to the Senate.

S 1104, as amended in the House, - VETERANS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of S 1104, as amended in the House, 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 1104, as amended in the House, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Malek. Total – 1.
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 1104, as amended in the House, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall S 1104, as amended in the House, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Malek. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1104, as amended in the House, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1073, as amended in the House, - NOXIOUS WEEDS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of S 1073, as amended in the House, 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 1073, as amended in the House, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Malek. Total – 1.
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 1073**, as amended in the House, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Pursuant to Rule 38(3), Mrs. Batt disclosed a conflict of interest regarding **S 1073**, as amended in the House.

The question being, "Shall **S 1073**, as amended in the House, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Malek. Total – 1.
Total – 70.

Whereupon the Speaker declared that **S 1073**, as amended in the House, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1069, as amended, as amended, as amended in the House, - JUDGMENTS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **S 1069**, as amended, as amended, as amended in the House, 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 1069**, as amended, as amended, as amended in the House, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Malek. Total – 1.
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 1069**, as amended, as amended, as amended in the House, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **S 1069**, as amended, as amended, as amended in the House, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – Barbieri. Total – 1.
Absent – DeMordaunt, Holtzclaw, Malek. Total – 3.
Total – 70.

Whereupon the Speaker declared that **S 1069**, as amended, as amended, as amended in the House, passed the House. Title was approved and the bill ordered returned to the Senate.

H 265, as amended, - PUBLIC LANDS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 265**, as amended, 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 265**, as amended, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Crane.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Luker, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate,

Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 54.

NAYS – Chew(Killen), Erpelding, Gannon, Jordan, King, Kloc, McCrostie, Nye, Pence, Rubel, Rudolph, Rusche, Smith, Wintrow. Total – 14.

Absent – DeMordaunt, Malek. Total – 2.

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 265, as amended, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 265, as amended, pass?"

Roll call resulted as follows:

AYES – Anderst, Andrus, Barbieri, Bateman, Batt, Boyle, Chaney, Cheatham, Clow, Collins, Crane, Dayley, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Kerby, Loertscher, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Palmer, Perry, Raybould, Redman, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 45.

NAYS – Anderson, Bell, Beyeler, Burtenshaw, Chew(Killen), DeMordaunt, Erpelding, Gannon, Jordan, Kauffman, King, Kloc, Luker, McCrostie, Nye, Packer, Pence, Romrell, Rubel, Rudolph, Rusche, Smith, Wintrow. Total – 23.

Absent – Horman, Malek. Total – 2.

Total – 70.

Whereupon the Speaker declared that H 265, as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

HOUSE BILL NO. 318
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO LIQUOR LICENSES; AMENDING SECTION 23-903, IDAHO CODE, TO PROVIDE FOR ISSUANCE OF A LICENSE TO RETAIL LIQUOR TO THE OWNER, OPERATOR OR LESSEE OF A CONFERENCE AND EVENT CENTER THAT IS WITHIN THE CITY LIMITS OF A RESORT CITY, TO PROVIDE CONDITIONS THE OWNER MUST MEET AND TO MAKE TECHNICAL CORRECTIONS.

H 318 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1168, by Finance Committee, was introduced, read the first time by title, and filed for second reading.

S 1155, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

9TH ORDER
First Reading of Engrossed Bills

H 94, as amended in the Senate, by Resources and Conservation Committee, was introduced, read the first time by title, and filed for second reading.

10TH ORDER
Second Reading of Bills and Joint Resolutions

S 1135, as amended, by Judiciary and Rules Committee, was read the second time by title and filed for third reading.

SCR 121 and SCR 119, by State Affairs Committee, were read the second time by title and filed for third reading.

S 1172, S 1175, and S 1176, by Finance Committee, were read the second time by title and filed for third reading.

S 1098, as amended in the House, by Resources and Environment Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, March 30, 2015. There being no objection, it was so ordered.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Monday, March 30, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:40 p.m.

SCOTT BEDKE, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SEVENTY-EIGHTH LEGISLATIVE DAY
MONDAY, MARCH 30, 2015

House of Representatives

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

Roll call showed 68 members present.
Absent – Jordan, Thompson. Total – 2.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Olivia DeMordaunt, Page.

3RD ORDER
Approval of Journal

March 30, 2015

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

WILLS, Chairman

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

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

March 27, 2015

Mr. Speaker:
I transmit herewith enrolled **S 1157**, **S 1158**, **S 1160**, **S 1161**, **S 1162**, **S 1120**, **S 1163**, **S 1164**, **S 1166**, **S 1088**, as amended in the House, and **S 1011** for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled **S 1157**, **S 1158**, **S 1160**, **S 1161**, **S 1162**, **S 1120**, **S 1163**, **S 1164**, **S 1166**, **S 1088**, as amended in the House, and **S 1011** and, when so signed, ordered them returned to the Senate.

March 27, 2015

Mr. Speaker:
I return herewith enrolled **H 17**, as amended in the Senate, **H 112**, **H 157**, as amended in the Senate, **H 194**, as amended in the Senate, **H 238**, **H 262**, **H 281**, **H 282**, **H 284**, **H 287**, **H 288**, **H 289**, **H 290**, **H 293**, **H 294**, **H 295**, and **HCR 16** which have been signed by the President.

NOVAK, Secretary

Enrolled **H 17**, as amended in the Senate, **H 112**, **H 157**, as amended in the Senate, **H 194**, as amended in the Senate, **H 238**, **H 262**, **H 281**, **H 282**, **H 284**, **H 287**, **H 288**, **H 289**, **H 290**, **H 293**, **H 294**, and **H 295** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled **HCR 16** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 27, 2015

Mr. Speaker:
I return herewith **HCR 21**, **HCR 22**, **H 256**, and **H 277** which have passed the Senate.

NOVAK, Secretary

HCR 21, **HCR 22**, **H 256**, and **H 277** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

5TH ORDER
Report of Standing Committees

March 30, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 318**.

WILLS, Chairman

H 318 was filed for second reading.

March 30, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 109**, as amended in the Senate, **H 167**, as amended in the Senate, **H 202**, as amended in the Senate, **H 256**, **H 277**, **HCR 21**, and **HCR 22**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 109**, as amended in the Senate, **H 167**, as amended in the Senate, **H 202**, as amended in the Senate, **H 256**, **H 277**, **HCR 21**, and **HCR 22** and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 30, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed **H 170**, as amended in the Senate.

WILLS, Chairman

H 170, as amended in the Senate, was filed for first reading of engrossed bills.

March 30, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 99**, **H 179**, **H 183**, **H 184**, **H 185**, **H 195**, **H 197**, **H 208**, **H 220**, **H 221**, **H 236**, **H 237**, **H 263**, **H 264**, **H 268**, **H 271**, **H 272**, **H 273**, **H 274**, and **H 276** to the Governor at 10:58 a.m., as of this date, March 27, 2015.

WILLS, Chairman

March 27, 2015

Mr. Speaker:
We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **HJM 11** and recommend that it do pass.

LOERTSCHER, Chairman

HJM 11 was filed for second reading.

March 27, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration S 1154, as amended, and S 1170 and recommend that they do pass.

WILLS, Chairman

S 1154, as amended, and S 1170 were filed for second reading.

March 27, 2015

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration S 1169 and recommend that it do pass.

RAYBOULD, Chairman

S 1169 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE JOINT MEMORIAL NO. 12
BY STATE AFFAIRS COMMITTEE

A JOINT MEMORIAL

TO THE PRESIDENT OF THE UNITED STATES, THE UNITED STATES AMBASSADOR TO THE REPUBLIC OF TURKEY, THE AMBASSADOR OF THE REPUBLIC OF TURKEY TO THE UNITED STATES, TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED AND TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the First Regular Session of the Sixty-third Idaho Legislature, do hereby respectfully represent that:

WHEREAS, the Orthodox Christian Church, in existence for nearly 2,000 years, numbers approximately 300 million members worldwide with more than two million members in the United States; and

WHEREAS, since 1453, the continuing presence of the Ecumenical Patriarchate in Turkey has been a living testament to the religious coexistence of Christians and Muslims; and

WHEREAS, this religious coexistence is important because the Orthodox Christian Church is a recognized religion by the Turkish Government; and

WHEREAS, fewer than 3,000 of the Ecumenical Patriarch's flock live in Turkey today; and

WHEREAS, Orthodox Christians in Idaho and throughout the United States support their spiritual leader; and

WHEREAS, where there have been difficulties in the past with the relationship of the Orthodox Christian Church and the Turkish Government, recent actions by the Turkish Government demonstrate an interest in improving its relationship with and treatment of the Orthodox Christian Church, which actions are acknowledged and welcomed; and

WHEREAS, the people of Idaho desire to encourage the continued dialogue and communication of the leadership of the Turkish Government and the Orthodox Christian Church, as demonstrated by recent high-level meetings between Turkish officials and the Ecumenical Patriarchate.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that we urge the government of Turkey to: uphold and safeguard religious and human rights of all its citizens without compromise; grant the Ecumenical Patriarch appropriate ecclesiastical succession and the right to train clergy of all nationalities; and respect the property rights and human rights of the Ecumenical Patriarchate and all religious and faith traditions.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the President of the United States, the United States Ambassador to the Republic of Turkey, the Ambassador of the Republic of Turkey to the United States, to the President of the Senate and the Speaker of the House of Representatives of Congress and the congressional delegation representing the State of Idaho in the Congress of the United States.

HJM 12 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. 319
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO ADMINISTRATIVE RULES; CONTINUING CERTAIN RULES IN FULL FORCE AND EFFECT UNTIL JULY 1, 2016; CONTINUING RULES APPROVED OR EXTENDED BY ADOPTION OF A CONCURRENT RESOLUTION OF THE FIRST REGULAR SESSION OF THE SIXTY-THIRD IDAHO LEGISLATURE IN FULL FORCE AND EFFECT UNTIL JULY 1, 2016, OR UNTIL SUCH TIME AS THEY SHALL EXPIRE; PROVIDING THAT RULES REJECTED BY CONCURRENT RESOLUTION SHALL BE NULL, VOID AND OF NO FORCE AND EFFECT; AUTHORIZING AGENCIES TO AMEND OR REPEAL CERTAIN RULES PURSUANT TO THE ADMINISTRATIVE PROCEDURE ACT AND DECLARING THE EFFECT OF THIS ACT UPON ADMINISTRATIVE RULES; AND PROVIDING SEVERABILITY.

H 319 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

9TH ORDER
First Reading of Engrossed Bills

H 170, as amended in the Senate, by Education Committee, was introduced, read the first time by title, and filed for second reading.

10TH ORDER
Second Reading of Bills and Joint Resolutions

S 1152, by Finance Committee, was read the second time by title and filed for third reading.

H 313 and H 314, by Education Committee, were read the second time by title and filed for third reading.

H 310 and H 312, by Ways and Means Committee, were read the second time by title and filed for third reading.

H 311, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

S 1168, by Finance Committee, was read the second time by title and filed for third reading.

H 94, as amended in the Senate, by Resources and Conservation Committee, was 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 311 - TAXATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 311 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 311 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Crane.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Perry, Raybould, Redman, Romrell, Rudolph, Scott, Shepherd, Sims, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 58.
NAYS – Chew(Killen), Erpelding, Kloc, McCrostie, Pence, Rubel, Rusche, Smith, Wintrow. Total – 9.
Absent – Bateman, Jordan, Thompson. Total – 3.
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 311 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 311 pass?"

Roll call resulted as follows:
AYES – Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Kauffman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 53.
NAYS – Anderson, Batt, Chew(Killen), Erpelding, Gannon, Horman, Jordan, King, Kloc, McCrostie, Nye, Pence, Rubel, Rudolph, Rusche, Smith, Wintrow. Total – 17.
Paired Votes:

AYE – Crane	NAY – Jordan
AYE – Thompson	NAY – Wintrow

(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that H 311 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that the House recess until 1:30 p.m. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House at recess until 1:30 p.m.

RECESS
Afternoon Session

The House reconvened at 1:30 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Seventh Order of Business.

H 310 - TRANSPORTATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 310 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 310 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Harris, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.
NAYS – None.
Absent – Boyle, Crane, Gestrin, Hartgen, Jordan, Miller, Thompson. Total – 7.
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 310 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 310 pass?"

Roll call resulted as follows:

AYES – Barbieri, Bateman, Batt, Boyle, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Loertscher, Luker, Malek, McMillan, Mendive, Miller, Monks, Moyle, Nate, Packer, Palmer, Perry, Redman, Scott, Shepherd, Thompson, Troy, Trujillo, Vander Woude, Mr. Speaker. Total – 39.

NAYS – Anderson, Anderst, Andrus, Bell, Beyeler, Burtenshaw, Chew(Killen), Erpelding, Gannon, Gibbs, Jordan, Kerby, King, Kloc, McCrostie, McDonald, Nielsen, Nye, Pence, Raybould, Romrell, Rubel, Rudolph, Rusche, Sims, Smith, VanOrden, Wills, Wintrow, Wood, Youngblood. Total – 31.

Paired Votes:

AYE – Miller	NAY – Rusche
AYE – Hartgen	NAY – Gannon
AYE – Gestrin	NAY – Kerby
AYE – Crane	NAY – Jordan
AYE – Boyle	NAY – Pence
AYE – Thompson	NAY – Wills
AYE – Clow	NAY – Erpelding

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared that H 310 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 312 - TRANSPORTATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 312 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 312 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Harris, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.

NAYS – None.

Absent – Boyle, Crane, Gestrin, Hartgen, Jordan, Miller, Thompson. Total – 7.

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 312 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 312 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Burtenshaw, Clow, Collins, Dayley, DeMordaunt, Gestrin, Gibbs, Hartgen, Horman, Jordan, Kauffman, Kerby, Loertscher, Malek, Monks, Moyle, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 43.

NAYS – Barbieri, Chaney, Cheatham, Chew(Killen), Crane, Dixon, Erpelding, Gannon, Harris, Hixon, Holtzclaw, King, Kloc, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Nate, Nye, Pence, Rubel, Scott, Sims, Wintrow. Total – 26.

Absent – Boyle. Total – 1.

Paired Votes:

AYE – Thompson	NAY – Harris
AYE – Jordan	NAY – Crane
AYE – Hartgen	NAY – Sims
AYE – Clow	NAY – King
AYE – Gestrin	NAY – Chaney

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared that H 312 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 313 - EDUCATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 313 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 313 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Harris, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.

NAYS – None.

Absent – Boyle, Crane, Gestrin, Hartgen, Jordan, Miller, Thompson. Total – 7.

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 313 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. VanOrden to open debate.

The question being, "Shall H 313 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, Miller, Moyle, Nielsen, Nye, Packer, Pence, Perry, Raybould, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 53.
NAYS – Barbieri, Bateman, Batt, Cheatham, Crane, Dixon, Harris, McMillan, Mendive, Monks, Nate, Palmer, Redman, Scott, Sims. Total – 15.
Absent – Malek, Thompson. Total – 2.
Paired Votes:
AYE – Clow NAY – Dixon
AYE – Jordan NAY – Crane
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that H 313 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 314 - EDUCATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 314 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 314 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Harris, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.
NAYS – None.
Absent – Boyle, Crane, Gestrin, Hartgen, Jordan, Miller, Thompson. Total – 7.
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 314 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 314 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, McCrostie, McDonald, Mendive, Miller, Monks, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 60.
NAYS – Barbieri, Luker, McMillan, Moyle, Nate, Scott, Sims. Total – 7.
Absent – Clow, Malek, Thompson. Total – 3.
Paired Votes:
AYE – Jordan NAY – Moyle
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that H 314 passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that S 1168 be referred to the Commerce and Human Resources Committee. There being no objection, it was so ordered.

Mr. Moyle 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 Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10 a.m., Tuesday, March 31, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 2:29 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SEVENTY-NINTH LEGISLATIVE DAY
TUESDAY, MARCH 31, 2015

House of Representatives

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

Roll call showed 69 members present.
Absent – McMillan. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Erin Feeley, Page.

3RD ORDER
Approval of Journal

March 31, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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

THE OFFICE OF THE GOVERNOR

CERTIFICATE OF APPOINTMENT

KNOW ALL MEN, that pursuant to the provisions of Section 59-917, Idaho Code, JEFF THOMPSON, State Representative, District 30, Seat A, Bonneville County, State of Idaho, has nominated, STEPHANIE JO MICKELSEN, of 9088 N. River Road, Idaho Falls, ID 83402, to perform the duties of this office temporarily as Acting State Representative, District 30, Seat A.

NOW, THEREFORE, I, C.L. "BUTCH" OTTER, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Stephanie Jo Mickelsen of Idaho Falls, Idaho, to the office of Acting State Representative, District 30, Seat A, for a term commencing March 31, 2015, and continuing until such time as Representative Thompson is able to resume his duties.

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 30th day of March, in the year of our Lord two thousand and fifteen, and of the Independence of the United States of America, the two hundred and thirty-ninth year.

/s/ C.L. "BUTCH" OTTER
Governor
/s/ LAWERENCE DENNEY
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 Stephanie Jo Mickelsen.

OFFICE OF THE GOVERNOR
Boise

March 30, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 46, **H 59**, **H 78**, **H 81**, **H 102**, **H 104**, **H 116**, **H 117**, **H 121**, **H 129**, **H 137**, as amended, **H 156**, **H 158**, **H 160**, **H 163**, **H 172**, **H 190**, **H 209**, **H 240**, **H 247**, **H 248**, **H 249**, **H 250**, **H 251**, **H 253**, and **H 254**

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

OFFICE OF THE GOVERNOR
Boise

March 30, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 143

within the time prescribed by law, the same having arrived in the Office of the Governor at the hour of 10:15 a.m. on March 24, 2015.

I sign this bill into law with significant misgivings about the process by which it came to me. It represents an instance of the Idaho Department of Labor and the Idaho Trucking Association talking past one another rather than pursuing a solution aimed at fostering future collaboration.

On its face, the issue seems simple enough. Following on the heels of Idaho Supreme Court rulings involving similar cases, the bill exempts truck drivers from the federal Employment Security Law when they lease vehicles from motor carriers, thus classifying them as independent contractors. The Idaho Department of Labor argues that the change eliminates those drivers' responsibility for paying for workers' compensation insurance, the employer contribution to Social Security and Medicare, liability insurance and even maintenance on the leased vehicle.

The truckers - backed by the American Trucking Associations - disagree on those and other points of policy and law. So enacting this bill may or may not put the State of Idaho out of conformity with U.S. Department of Labor rules. Failing to enact it may put Idaho at odds with court determinations on the legal definitions involved in those relationships. The consequences for Idaho businesses and individuals could be inconsequential or as serious as eligibility for worker's compensation insurance and the cost of unemployment insurance.

While I believe the issue is important enough that the bill should be signed in order to advance the discussion, it is clear to me that the discussion must continue, in earnest, and with an eye toward returning to the 2016 session of the Legislature with a consensus bill that eliminates the confusion and chaos evident in the conflicting responses to this legislation.

This letter is intended in no uncertain terms to call upon Idaho's trucking industry and the Idaho Department of Labor to come together in a spirit of amity and collegiality to craft legislation that eliminates the confusion and provides consensus responses to the questions at hand. Our goal should be nothing less than achieving the desired ends for Idaho businesses while ensuring the desired fairness, stability and predictability in the State of Idaho's regulation of this essential industry.

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

THE OFFICE OF THE GOVERNOR
Boise

March 30, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I am transmitting today to the Secretary of State the following House bill which will be allowed to become law without my signature within the time limited by law:

H 132

as prescribed by the Constitution.

Liquefied natural gas and compressed natural gas (LNG and CNG) are a growing part of America's fuel portfolio. More and more commercial fleets of trucks, buses and other vehicles are turning to the cleaner-burning option of these gaseous fuels. House Bill 132 is an effort to capture the actual energy equivalent of those gaseous fuels in the process of levying Idaho's State motor fuel tax.

I support that goal. However, there are legitimate concerns regarding gaseous fuels that should have been addressed in this bill that I hope will be taken up by the Legislature in its debate and I trust enactment of a comprehensive transportation revenue plan.

In addition, I am concerned about the potential impact of even a marginal decline in the use of CNG or LNG vehicles in fast-growing Ada and Canyon counties, where more emissions from other vehicle fuels may aggravate air quality concerns and perhaps lead to a nonattainment determination by the U.S. Environmental Protection Agency.

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

March 30, 2015

Mr. Speaker:

I return herewith enrolled **H 1**, **H 53**, as amended, **H 113**, as amended in the Senate, **H 154**, as amended in the Senate, **H 269**, **H 296**, **H 304**, **H 305**, **HCR 15**, **H 109**, as amended in the Senate, **H 167**, as amended in the Senate, **H 202**, as amended in the Senate, **H 256**, **H 277**, **HCR 21**, and **HCR 22** which have been signed by the President.

NOVAK, Secretary

Enrolled **H 1**, **H 53**, as amended, **H 109**, as amended in the Senate, **H 113**, as amended in the Senate, **H 154**, as amended in the Senate, **H 167**, as amended in the Senate, **H 202**, as amended in the Senate, **H 256**, **H 269**, **H 277**, **H 296**, **H 304**, and **H 305** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled **HCR 15**, **HCR 21**, and **HCR 22** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 30, 2015

Mr. Speaker:

I transmit herewith **S 1177** which has passed the Senate.

NOVAK, Secretary

S 1177 was filed for first reading.

March 30, 2015

Mr. Speaker:

I return herewith **HCR 17**, **H 182**, as amended, **H 245**, **H 246**, **H 219**, **H 212**, **H 213**, **H 214**, **H 242**, and **H 216**, as amended, which have passed the Senate.

NOVAK, Secretary

HCR 17, **H 182**, as amended, **H 245**, **H 246**, **H 219**, **H 212**, **H 213**, **H 214**, **H 242**, and **H 216**, as amended, were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 30, 2015

Mr. Speaker:

I return herewith **H 181**, as amended in the Senate, as amended in the Senate, which has failed to pass the Senate.

NOVAK, Secretary

H 181, as amended in the Senate, as amended in the Senate, was ordered filed in the office of the Chief Clerk.

March 30, 2015

Mr. Speaker:

I return herewith **H 152**, as amended in the Senate, and **H 92**, as amended, as amended in the Senate, which have passed the Senate.

NOVAK, Secretary

H 152, as amended in the Senate, and **H 92**, as amended, as amended in the Senate, were ordered held at the Desk.

Pursuant to House Rule 73, **H 152**, as amended in the Senate, was referred to Health and Welfare Committee for concurrence recommendation.

Pursuant to House Rule 73, **H 92**, as amended, as amended in the Senate, was referred to Business Committee for concurrence recommendation.

5TH ORDER
Report of Standing Committees

March 31, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HJM 12** and **H 319**.

WILLS, Chairman

HJM 12 was filed for second reading.

H 319 was referred to the State Affairs Committee.

March 31, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 182**, as amended, **H 212**, **H 213**, **H 214**, **H 216**, as amended, **H 219**, **H 242**, **H 245**, **H 246**, and **HCR 17**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 182**, as amended, **H 212**, **H 213**, **H 214**, **H 216**, as amended, **H 219**, **H 242**, **H 245**, **H 246**, and **HCR 17** and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 31, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 17**, as amended in the Senate, **H 112**, **H 157**, as amended in the Senate, **H 194**, as amended in the Senate, **H 238**, **H 262**, **H 281**, **H 282**, **H 284**, **H 287**, **H 288**, **H 289**, **H 290**, **H 293**, **H 294**, and **H 295** to the Governor at 11:20 a.m., as of this date, March 30, 2015.

WILLS, Chairman

March 31, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HCR 16** to the Secretary of State at 11:21 a.m., as of this date, March 30, 2015.

WILLS, Chairman

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. 320
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF FISH AND GAME FOR FISCAL YEAR 2015; AND DECLARING AN EMERGENCY.

H 320 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1177, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 318, by State Affairs Committee, was read the second time by title and filed for third reading.

H 170, as amended in the Senate, by Education Committee, was read the second time by title and filed for third reading.

HJM 11, by Ways and Means Committee, was read the second time by title and filed for third reading.

S 1154, as amended, and **S 1170**, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

S 1169, by State Affairs Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that **H 260** retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 94, as amended in the Senate - TRESPASS

H 94, as amended in the Senate, 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. Nate to open debate.

The question being, "Shall **H 94**, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – None.

Absent – Crane, Hixon, McMillan. Total – 3.

Total – 70.

Whereupon the Speaker declared **H 94**, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

S 1159 - APPROPRIATIONS - SUPREME COURT

S 1159 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. Youngblood to open debate.

The question being, "Shall **S 1159** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.

NAYS – Sims. Total – 1.

Absent – Crane, Hixon, McMillan. Total – 3.

Total – 70.

Whereupon the Speaker declared that S 1159 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1165 - APPROPRIATIONS - STATE TAX COMMISSION

S 1165 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. Youngblood to open debate.

The question being, "Shall S 1165 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 60.

NAYS – Barbieri, Batt, Cheatham, Jordan, Nate, Nielsen, Scott, Sims. Total – 8.

Absent – Hixon, McMillan. Total – 2.

Total – 70.

Whereupon the Speaker declared that S 1165 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1071, as amended - EDUCATION - COURSES OF INSTRUCTION

S 1071, as amended, 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. Gestrin to open debate.

The question being, "Shall S 1071, as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 59.

NAYS – Barbieri, Chew(Killen), Erpelding, Gannon, King, Packer, Rusche, Sims, Smith, Wintrow. Total – 10.

Absent – McMillan. Total – 1.

Paired Votes:

AYE – Moyle NAY – Rusche

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared that S 1071, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1033, as amended - CRIMINAL HISTORY RECORDS

S 1033, as amended, 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. Malek to open debate.

The question being, "Shall S 1033, as amended, pass?"

Roll call resulted as follows:

AYES – Anderst, Bateman, Bell, Beyeler, Burtenshaw, Erpelding, Gannon, Gibbs, Hartgen, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, Miller, Nye, Pence, Raybould, Romrell, Rubel, Rudolph, Rusche, Smith, Trujillo, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 32.

NAYS – Anderson, Andrus, Barbieri, Batt, Boyle, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Harris, Hixon, Holtzclaw, Horman, Loertscher, Luker, Mendive, Monks, Moyle, Nate, Nielsen, Packer, Palmer, Perry, Redman, Scott, Shepherd, Sims, Thompson(Mickelsen), Troy, VanOrden, Vander Woude. Total – 37.

Absent – McMillan. Total – 1.

Total – 70.

Whereupon the Speaker declared that S 1033, as amended, failed to pass the House and ordered the bill returned to the Senate.

S 1041, as amended - SEXUAL OFFENDER REGISTRATION AND NOTIFICATION ACT

S 1041, as amended, 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. Trujillo to open debate.

The question being, "Shall S 1041, as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – None.

Absent – Chaney, Holtzclaw, McMillan. Total – 3.
Total – 70.

Whereupon the Speaker declared that S 1041, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1136 - PAROLE

S 1136 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Wintrow to open debate.

The question being, "Shall S 1136 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Chaney, Gestrin, McMillan. Total – 3.
Total – 70.

Whereupon the Speaker declared that S 1136 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1062, as amended, as amended - DIRECT MEDICAL CARE ACT

S 1062, as amended, as amended, 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. Luker to open debate.

The question being, "Shall S 1062, as amended, as amended, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Youngblood, Mr. Speaker. Total – 65.
NAYS – King, Rubel, Wintrow, Wood. Total – 4.
Absent – McMillan. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1062, as amended, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1066 - PRIMARY ELECTIONS

S 1066 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. Vander Woude to open debate.

Pursuant to Rule 38(3), Mr. Nate disclosed a conflict of interest regarding S 1066.

Mr. Moyle moved that the House recess until 3 p.m. Seconded by Mr. Crane. Motion carried.

Whereupon the Speaker declared the House at recess until 3 p.m.

RECESS
Afternoon Session

The House reconvened at 3 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Eleventh Order of Business.

S 1066, having previously been read the third time at length, was before the House for final consideration.

Mr. Rusche moved that S 1066 be placed on General Orders for consideration. Seconded by Mr. Erpelding.

The question being, "Shall the motion carry?"

Roll call resulted as follows:
AYES – Chew(Killen), Erpelding, Gannon, Jordan, King, Kloc, McCrostie, Nate, Nye, Pence, Rubel, Rudolph, Rusche, Scott, Smith, Wintrow. Total – 16.
NAYS – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Loertscher, Luker, Malek, McDonald, Mendive, Miller, Monks, Moyle, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Shepherd, Sims, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wood, Youngblood, Mr. Speaker. Total – 51.
Absent – Kerby, McMillan, Wills. Total – 3.
Total – 70.

Whereupon the Speaker declared the motion failed.

The question being, "Shall S 1066 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Malek, McDonald, Mendive, Monks, Moyle, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Shepherd, Sims, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 50.
NAYS – Chew(Killen), Erpelding, Gannon, Jordan, King, Kloc, Loertscher, Luker, McCrostie, Miller, Nate, Nye, Pence, Rubel, Rudolph, Rusche, Scott, Smith, Wintrow. Total – 19.
Absent – McMillan. Total – 1.

Paired Votes:
AYE – Wills NAY – Smith
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that S 1066 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1113 - IDAHO BEEF COUNCIL

S 1113 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. Burtenshaw to open debate.

The question being, "Shall S 1113 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Erpelding, McMillan, Wills. Total – 3.
Total – 70.

Whereupon the Speaker declared that S 1113 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1047 - ADMINISTRATION DEPARTMENT

S 1047 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. Luker to open debate.

The question being, "Shall S 1047 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – McMillan, Wills. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1047 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle 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 returned to the Fourth Order of Business.

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

March 31, 2015

Mr. Speaker:
I transmit herewith SCR 127, SCR 128, SCR 129, S 1181, and S 1182 which have passed the Senate.

NOVAK, Secretary

SCR 127, SCR 128, SCR 129, S 1181, and S 1182 were filed for first reading.

Pursuant to House Rule 73, H 155, as amended in the Senate, as amended in the Senate, held at Desk, Tuesday, March 31, 2015, was referred to State Affairs Committee for concurrence recommendation.

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

7TH ORDER
Motions, Memorials, and Resolutions

H 318 - LIQUOR LICENSES

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 318 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 318 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – McMillan, Wills. Total – 2.
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 318 was read the first time by title, second time by title, and 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 318 pass?"

Roll call resulted as follows:
AYES – Anderson, Barbieri, Bell, Beyeler, Chaney, Cheatham, Chew(Killen), Dixon, Erpelding, Gannon, Gestrin, Gibbs, Holtzclaw, Jordan, Kauffman, King, Kloc, Malek, McCrostie, McDonald, Mendive, Miller, Packer, Pence, Perry, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Troy, VanOrden, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 40.
NAYS – Anderst, Andrus, Bateman, Batt, Boyle, Burtenshaw, Clow, Collins, Crane, Dayley, DeMordaunt, Harris, Hartgen, Hixon, Horman, Kerby, Loertscher, Luker, Monks, Moyle, Nate, Nielsen, Nye, Palmer, Raybould, Thompson(Mickelsen), Trujillo, Vander Woude. Total – 28.
Absent – McMillan, Wills. Total – 2.
Total – 70.

Whereupon the Speaker declared that H 318 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 170, as amended in the Senate, - EDUCATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 170, as amended in the Senate, 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 170, as amended in the Senate, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – McMillan, Wills. Total – 2.
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 170, as amended in the Senate, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 170, as amended in the Senate, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Youngblood, Mr. Speaker. Total – 65.
NAYS – Batt, Wintrow, Wood. Total – 3.
Absent – McMillan, Wills. Total – 2.
Total – 70.

Whereupon the Speaker declared H 170, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

HJM 11 - WATER RESOURCES

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of HJM 11 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 HJM 11 be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – McMillan, Wills. Total – 2.
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 HJM 11 was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Troy to open debate.

Pursuant to Rule 38(3), Mr. Beyeler disclosed a conflict of interest regarding HJM 11.

The question being, "Shall HJM 11 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer,

Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wood, Youngblood, Mr. Speaker. Total – 60.

NAYS – Chew(Killen), Erpelding, Gannon, Jordan, King, Kloc, Rubel, Wintrow. Total – 8.

Absent – McMillan, Wills. Total – 2.

Total – 70.

Whereupon the Speaker declared **HJM 11** adopted and ordered the memorial transmitted to the Senate.

SCR 127, **SCR 129**, and **SCR 128**, by State Affairs Committee, were introduced, read the first time by title, and referred to the State Affairs Committee.

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

HOUSE BILL NO. 321
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE SUPERINTENDENT OF PUBLIC INSTRUCTION FOR FISCAL YEAR 2016.

HOUSE BILL NO. 322
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO OFFICE APPOINTMENTS; AMENDING SECTIONS 27-109, 27-110 AND 31-1408, IDAHO CODE, TO REVISE PROVISIONS REGARDING APPOINTMENTS TO CERTAIN OFFICES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 31-1409, IDAHO CODE, TO REVISE PROVISIONS REGARDING APPOINTMENTS TO CERTAIN OFFICES; AMENDING SECTION 31-4304, IDAHO CODE, TO REVISE PROVISIONS REGARDING APPOINTMENTS TO CERTAIN OFFICES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTIONS 40-1303 AND 40-1304, IDAHO CODE, TO REVISE PROVISIONS REGARDING APPOINTMENTS TO CERTAIN OFFICES; AMENDING SECTION 40-1404, IDAHO CODE, TO REVISE PROVISIONS REGARDING APPOINTMENTS TO CERTAIN OFFICES AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTIONS 40-1512 AND 40-1705, IDAHO CODE, TO REVISE PROVISIONS REGARDING APPOINTMENTS TO CERTAIN OFFICES.

H 321 and **H 322** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1181 and **S 1182**, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10 a.m., Wednesday, April 1, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 4:05 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

EIGHTIETH LEGISLATIVE DAY
WEDNESDAY, APRIL 1, 2015

House of Representatives

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

Roll call showed 69 members present.
Absent – Cranel. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Quentin Frederick, Page.

3RD ORDER
Approval of Journal

April 1, 2015

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

WILLS, Chairman

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

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

March 31, 2015

Mr. Speaker:
I transmit herewith enrolled **S 1104**, as amended in the House, **S 1073**, as amended in the House, and **S 1069**, as amended, as amended, as amended in the House, for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled **S 1104**, as amended in the House, **S 1073**, as amended in the House, and **S 1069**, as amended, as amended, as amended in the House, and, when so signed, ordered them returned to the Senate.

March 31, 2015

Mr. Speaker:
I return herewith enrolled **H 182**, as amended, **H 212**, **H 213**, **H 214**, **H 216**, as amended, **H 219**, **H 242**, **H 245**, **H 246**, and **HCR 17** which have been signed by the President.

NOVAK, Secretary

Enrolled **H 182**, as amended, **H 212**, **H 213**, **H 214**, **H 216**, as amended, **H 219**, **H 242**, **H 245**, and **H 246** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled **HCR 17** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 31, 2015

Mr. Speaker:
I return herewith **HCR 8**, **HCR 24**, **HJM 9**, **HJM 10**, **H 291**, **H 300**, **H 302**, **H 308**, **H 298**, and **H 301** which have passed the Senate.

NOVAK, Secretary

HCR 8, **HCR 24**, **HJM 9**, **HJM 10**, **H 291**, **H 300**, **H 302**, **H 308**, **H 298**, and **H 301** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

April 1, 2015

Mr. Speaker:
We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration **H 152**, as amended in the Senate, and recommend concurrence with Senate Amendments.

WOOD, Chairman

There being no objection, it was so ordered.

H 152, as amended in the Senate, was referred to the Judiciary, Rules, and Administration Committee for engrossing.

5TH ORDER
Report of Standing Committees

April 1, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 320**, **H 321**, and **H 322**.

WILLS, Chairman

H 320 and **H 321** were filed for second reading.

H 322 was referred to the State Affairs Committee.

April 1, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 94**, as amended in the Senate, and **H 170**, as amended in the Senate.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 94**, as amended in the Senate, and **H 170**, as amended in the Senate, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

April 1, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 1**, **H 53**, as amended, **H 109**, as amended in the Senate, **H 113**, as amended in the Senate, **H 154**, as amended in the Senate, **H 167**, as amended in the Senate, **H 202**, as amended in the Senate, **H 256**, **H 269**, **H 277**, **H 296**, **H 304**, and **H 305** to the Governor at 10:23 a.m., as of this date, March 31, 2015.

WILLS, Chairman

April 1, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 22, HCR 15, and HCR 21 to the Secretary of State at 10:25 a.m., as of this date, March 31, 2015.

WILLS, Chairman

March 31, 2015

Mr. Speaker:

We, your COMMITTEE ON COMMERCE AND HUMAN RESOURCES, report that we have had under consideration S 1168 and recommend that it do pass.

HARTGEN, Chairman

S 1168 was filed for second reading.

March 31, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration S 1155 and recommend that it do pass.

LOERTSCHER, Chairman

S 1155 was filed for second reading.

April 1, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 319 and recommend that it do pass.

LOERTSCHER, Chairman

H 319 was filed for second reading.

April 1, 2015

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration S 1177 and recommend that it do pass.

WOOD, Chairman

S 1177 was filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 25
BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE IDAHO TRANSPORTATION DEPARTMENT RELATING TO RULES GOVERNING VEHICLE DEALER'S PRINCIPAL PLACE OF BUSINESS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Idaho Transportation Department relating to Rules Governing Vehicle Dealer's Principal Place of Business are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 39.02.03, Idaho Transportation Department, Rules Governing Vehicle Dealer's Principal Place of Business, Section 100, Subsections 06.a. and 06.b., only, adopted as pending rules under Docket Number 39-0203-1402, be, and the same are hereby rejected and declared null, void and of no force and effect.

HCR 25 was 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

HJM 12, by State Affairs Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Palmer asked unanimous consent that SCR 102 be returned to the Transportation and Defense Committee. There being no objection, it was so ordered.

Mr. Moyle asked unanimous consent that H 260 and S 1112 retain their places on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1171 - APPROPRIATIONS - SUPERINTENDENT OF PUBLIC INSTRUCTION

S 1171 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 to open debate.

The question being, "Shall S 1171 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew(Killen), Clow, Collins, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 62.

NAYS – Barbieri, Cheatham, Dayley, McMillan, Nate, Scott, Sims. Total – 7.

Absent – Crane. Total – 1.

Total – 70.

Whereupon the Speaker declared that S 1171 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that S 1135, as amended, retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1172 - APPROPRIATIONS - PERMANENT BUILDING FUND

S 1172 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. Monks to open debate.

The question being, "Shall S 1172 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Burtenshaw, Chaney, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 61.
NAYS – Batt, Boyle, Cheatham, Dixon, McMillan, Mendive, Nate, Scott. Total – 8.
Absent – Crane. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1172 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1175 - APPROPRIATIONS - DEPARTMENT OF ADMINISTRATION

S 1175 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. Gibbs to open debate.

Mr. Gibbs asked unanimous consent that, pursuant to Rule 22, discussion of S 1171 be allowed in debate of S 1175. There being no objection it was so ordered.

The question being, "Shall S 1175 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Burtenshaw, Chaney, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 61.
NAYS – Barbieri, Boyle, Cheatham, Gestrin, Jordan, McMillan, Scott, Sims. Total – 8.
Absent – Crane. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1175 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1176 - APPROPRIATIONS - COLLEGE AND UNIVERSITIES

S 1176 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 to open debate.

The question being, "Shall S 1176 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew(Killen), Clow, Collins, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 60.
NAYS – Barbieri, Batt, Cheatham, Dayley, Dixon, McMillan, Nate, Scott, Sims. Total – 9.
Absent – Crane. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1176 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1098, as amended in the House - PARKS AND RECREATION BOARD

S 1098, as amended in the House, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Smith to open debate.

The question being, "Shall S 1098, as amended in the House, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Hartgen, Holtzclaw, Horman, Kauffman, King, Kloc, Loertscher, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, VanOrden, Vander Woude, Wills, Wood, Youngblood. Total – 52.
NAYS – Batt, Boyle, Erpelding, Gannon, Harris, Hixon, Jordan, Kerby, Luker, Monks, Moyle, Nate, Rubel, Scott, Trujillo, Wintrow, Mr. Speaker. Total – 17.
Absent – Crane. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1098, as amended in the House, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1152 - FEDERAL FUNDS

S 1152 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. Bell to open debate.

The question being, "Shall S 1152 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – Crane, Perry. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1152 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1154, as amended - CRIMINAL HISTORY RECORDS

S 1154, as amended, 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. Youngblood to open debate.

The question being, "Shall S 1154, as amended, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Crane. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1154, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1170 - JUDGES

S 1170 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. Wills to open debate.

The question being, "Shall S 1170 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.
NAYS – None.
Absent – Crane, Erpelding. Total – 2.
Total – 70.

Whereupon the Speaker declared that S 1170 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1169 - GROUND WATER DISTRICTS

S 1169 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Pence to open debate.

Pursuant to Rule 38(3), Mr. Nye disclosed a conflict of interest regarding S 1169.

The question being, "Shall S 1169 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew(Killen), Clow, DeMordaunt, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, McMillan, Miller, Moyle, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, Thompson(Mickelsen), Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 53.
NAYS – Barbieri, Batt, Cheatham, Collins, Dayley, Dixon, Harris, Luker, Mendive, Monks, Nate, Palmer, Scott, Shepherd, Sims, Troy. Total – 16.
Absent – Crane. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1169 passed the House. Title was approved and the bill ordered returned to the Senate.

SCR 103 - PUBLIC DEFENSE REFORM INTERIM COMMITTEE

SCR 103 was read the third time at length and placed before the House for final consideration.

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

Pursuant to Rule 38(3), Mrs. Perry disclosed a conflict of interest regarding SCR 103.

The question being, "Shall SCR 103 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek,

McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – None.

Absent – Crane, Gestrin, Holtzclaw. Total – 3.

Total – 70.

Whereupon the Speaker declared SCR 103 adopted and ordered the resolution returned to the Senate.

SCR 117 - JOHN J. GROSSENBACHER

SCR 117 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Mickelsen to open debate.

The question being, "Shall SCR 117 be adopted?"

Whereupon the Speaker declared SCR 117 adopted by voice vote and ordered the resolution returned to the Senate.

Mr. Moyle asked unanimous consent that SCR 112 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

Mr. Moyle asked unanimous consent that SCR 124 be returned to the Judiciary, Rules, and Administration Committee. There being no objection, it was so ordered.

SCR 118 - YMCA DAY

SCR 118 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Wintrow to open debate.

The question being, "Shall SCR 118 be adopted?"

Whereupon the Speaker declared SCR 118 adopted by voice vote and ordered the resolution returned to the Senate.

SCR 121 - EDUCATION - RULE REJECTION

SCR 121 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. VanOrden to open debate.

The question being, "Shall SCR 121 be adopted?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.

NAYS – None.

Absent – Crane, Shepherd. Total – 2.

Total – 70.

Whereupon the Speaker declared SCR 121 adopted and ordered the resolution returned to the Senate.

SCR 119 - EDUCATION - RULE REJECTION

SCR 119 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. VanOrden to open debate.

The question being, "Shall SCR 119 be adopted?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Crane. Total – 1.

Total – 70.

Whereupon the Speaker declared SCR 119 adopted and ordered the resolution returned to the Senate.

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

7TH ORDER
Motions, Memorials, and Resolutions

HJM 12 - HUMAN RIGHTS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of HJM 12 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 HJM 12 be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Crane. Total – 1.

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 **HJM 12** was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Wintrow to open debate.

The question being, "Shall **HJM 12** be adopted?"

Whereupon the Speaker declared **HJM 12** adopted by voice vote and ordered the memorial transmitted to the Senate.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10 a.m., Thursday, April 2, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:42 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

EIGHTY-FIRST LEGISLATIVE DAY
THURSDAY, APRIL 2, 2015

House of Representatives

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

Roll call showed 68 members present.
Absent – Crane, Rusche. Total – 2.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Nathan Johnston, Page.

3RD ORDER
Approval of Journal

April 2, 2015

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

WILLS, Chairman

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

At this time, the Speaker put the House at ease for the House Page program.

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

OFFICE OF THE GOVERNOR
Boise

April 1, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 15, as amended in the Senate, as amended in the Senate, H 99, H 142, as amended in the Senate, H 179, H 183, H 194, as amended in the Senate, H 220, H 236, H 263, H 264, H 268, H 271, H 273, and H 274

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

THE OFFICE OF THE GOVERNOR
Boise

March 30, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:
I have the honor to advise you that I am returning herewith, without my approval, disapproved and vetoed:

H 126

within the time limited by law, the same having arrived in the Office of the Governor at the hour of 10:15 a.m. on March 24, 2015.

The first rule for getting out of a hole is to stop digging. Unfortunately, despite its good intentions House Bill 126 keeps digging an estimated $1.7 million financial hole while attempting to fill another.

This legislation seeks to address the issue of how best to enable State funding to "follow the students" who move from one school to another at various points in the academic year. But the result of the measure actually will be double funding of some students while other funding priorities remain unmet.

My Task Force for Improving Education has a committee working to find a broader solution for this issue and other challenges with the public school funding formula. One of the committee's goals is to improve fiscal stability and reduce data reporting burdens wherever possible - for all our schools; not just a few.

The committee will have a recommendation for the next legislative session. We should allow this process to move forward toward a better, broader, more equitable solution. I hope such an effort can win not only legislative backing but also the support of such groups as the Idaho Association of School Administrators and the Idaho School Boards Association, both of which opposed House Bill 126.

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

H 126 with the Governor's Veto Message attached, was held at Desk.

April 1, 2015

Mr. Speaker:
I transmit herewith enrolled S 1159, S 1165, S 1071, as amended, S 1041, as amended, S 1136, S 1062, as amended, as amended, S 1066, S 1113, and S 1047 for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled S 1159, S 1165, S 1071, as amended, S 1041, as amended, S 1136, S 1062, as amended, as amended, S 1066, S 1113, and S 1047 and, when so signed, ordered them returned to the Senate.

April 1, 2015

Mr. Speaker:
I transmit herewith SJM 103, S 1178, S 1180, S 1183, S 1184, S 1185, S 1186, S 1187, S 1188, S 1189, S 1190, and S 1191 which have passed the Senate.

NOVAK, Secretary

SJM 103, S 1178, S 1180, S 1183, S 1184, S 1185, S 1186, S 1187, S 1188, S 1189, S 1190, and S 1191 were filed for first reading.

April 1, 2015

Mr. Speaker:

I return herewith H 316, H 313, and H 314 which have passed the Senate.

NOVAK, Secretary

H 316, H 313, and H 314 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

April 2, 2015

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration H 92, as amended, as amended in the Senate, and recommend concurrence with Senate Amendments.

BARBIERI, Chairman

There being no objection, it was so ordered.

H 92, as amended, as amended in the Senate, was referred to the Judiciary, Rules, and Administration Committee for engrossing.

April 2, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration H 155, as amended in the Senate, and recommend non-concurrence with Senate Amendments.

LOERTSCHER, Chairman

There being no objection, H 155, as amended in the Senate, was ordered filed in the Office of the Chief Clerk.

5TH ORDER
Report of Standing Committees

April 2, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed HCR 25.

WILLS, Chairman

HCR 25 was filed for second reading.

April 2, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 291, H 298, H 300, H 301, H 302, H 308, HCR 8, HCR 24, HJM 9, and HJM 10.

WILLS, Chairman

The Speaker announced he was about to sign enrolled H 291, H 298, H 300, H 301, H 302, H 308, HCR 8, HCR 24, HJM 9, and HJM 10 and, when so signed, ordered them transmitted to the Senate for the signature of the President.

April 2, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 152, as amended in the Senate.

WILLS, Chairman

H 152, as amended in the Senate, was filed for first reading of engrossed bills.

April 2, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 182, as amended, H 212, H 213, H 214, H 216, as amended, H 219, H 242, H 245, and H 246 to the Governor at 10:15 a.m., as of this date, April 1, 2015.

WILLS, Chairman

April 2, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HCR 17 to the Secretary of State at 10:14 a.m., as of this date, April 1, 2015.

WILLS, Chairman

April 2, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration S 1146, as amended, SCR 127, SCR 128, and SCR 129 and recommend that they do pass.

LOERTSCHER, Chairman

S 1146, as amended, SCR 127, SCR 128, and SCR 129 were filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

SJM 103, by State Affairs Committee, was introduced, read the first time by title, and referred to the Ways and Means Committee.

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

HOUSE BILL NO. 323
BY EDUCATION COMMITTEE

AN ACT

RELATING TO EDUCATION; AMENDING SECTION 33-515, IDAHO CODE, TO PROVIDE THAT CERTAIN STAFF MAY NOT BE PLACED ON A RENEWABLE CONTRACT STATUS, TO PROVIDE AN EXCEPTION AND TO PROVIDE A CORRECT CODE REFERENCE.

H 323 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1178, S 1180, S 1183, S 1184, S 1185, S 1186, S 1187, S 1188, S 1189, S 1190, and S 1191, by Finance Committee, were introduced, read the first time by title, and filed for second reading.

9TH ORDER
First Reading of Engrossed Bills

H 152, as amended in the Senate, by Health and Welfare Committee, was introduced, read the first time by title, and filed for second reading.

10TH ORDER
Second Reading of Bills and Joint Resolutions

H 320 and H 321, by Appropriations Committee, were read the second time by title and filed for third reading.

S 1168, by Finance Committee, was read the second time by title and filed for third reading.

S 1155, by State Affairs Committee, was read the second time by title and filed for third reading.

H 319, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1177, by Judiciary and Rules Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that SCR 112 be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

SCR 112 - BOUNDARY COUNTY

SCR 112 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Dixon and Mrs. Scott to open debate.

The question being, "Shall SCR 112 be adopted?"

Whereupon the Speaker declared SCR 112 adopted by voice vote and ordered the resolution returned to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, April 6, 2015. There being no objection, it was so ordered.

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

7TH ORDER
Motions, Memorials, and Resolutions

H 320 - APPROPRIATIONS - FISH AND GAME DEPARTMENT

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 320 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 320 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Erpelding.

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

Roll call resulted as follows:
AYES – Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Anderson, Crane, Rusche. Total – 3.
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 320 was read the first time by title, second time by title, and 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 320 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Crane, Hartgen, Rusche. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 320 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 321 - APPROPRIATIONS - SUPERINTENDENT OF PUBLIC INSTRUCTION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 321 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 321 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Erpelding.

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

Roll call resulted as follows:
AYES – Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Anderson, Crane, Rusche. Total – 3.
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 321 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. King to open debate.

The question being, "Shall H 321 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 58.
NAYS – Barbieri, Batt, Dayley, Harris, McMillan, Mendive, Nate, Scott, Vander Woude. Total – 9.
Absent – Crane, Rusche, Wills. Total – 3.
Total – 70.

Whereupon the Speaker declared that H 321 passed the House. Title was approved and the bill ordered transmitted to the Senate.

S 1168 - WORKER'S COMPENSATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of S 1168 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 1168 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Erpelding.

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

Roll call resulted as follows:
AYES – Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Anderson, Crane, Rusche. Total – 3.
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 1168 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall S 1168 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Bateman, Crane, Rusche. Total – 3.
Total – 70.

Whereupon the Speaker declared that S 1168 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1155 - FLAGS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of S 1155 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 1155 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Erpelding.

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

Roll call resulted as follows:
AYES – Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Anderson, Crane, Rusche. Total – 3.
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 1155 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall S 1155 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo,

VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Bateman, Crane, Rusche. Total – 3.
Total – 70.

Whereupon the Speaker declared that S 1155 passed the House. Title was approved and the bill ordered returned to the Senate.

H 319 - ADMINISTRATIVE RULES

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 319 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 319 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Erpelding.

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

Roll call resulted as follows:
AYES – Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Anderson, Crane, Rusche. Total – 3.
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 319 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 319 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Nate, Nielsen, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Troy, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 58.
NAYS – Batt, Boyle, Monks, Moyle, Nye, Palmer, Thompson(Mickelsen), Trujillo. Total – 8.
Absent – Bateman, Crane, Erpelding, Rusche. Total – 4.
Total – 70.

Whereupon the Speaker declared that H 319 passed the House. Title was approved and the bill ordered transmitted to the Senate.

S 1177 - NATUROPATHIC PHYSICIANS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of S 1177 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 1177 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Erpelding.

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

Roll call resulted as follows:
AYES – Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Thompson(Mickelsen), Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Anderson, Crane, Rusche. Total – 3.
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 1177 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall S 1177 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Barbieri, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew(Killen), Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, Kloc, Luker, Malek, McDonald, Mendive, Miller, Monks, Nate, Nielsen, Nye, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Sims, Smith, Thompson(Mickelsen), Troy, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 56.
NAYS – Andrus, Bateman, Batt, Boyle, King, Loertscher, McCrostie, McMillan, Moyle, Packer, Palmer, Shepherd, Trujillo. Total – 13.
Absent – Crane. Total – 1.
Paired Votes:
AYE – Rusche NAY – Moyle
(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared that S 1177 passed the House. Title was approved and the bill ordered returned to the Senate.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 1:30 p.m., Monday, April 6, 2015. Seconded by Mr. Erpelding. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:36 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

EIGHTY-FIFTH LEGISLATIVE DAY
MONDAY, APRIL 6, 2015

House of Representatives

The House convened at 1:30 p.m., the Speaker in the Chair.

Roll call showed 69 members present.
Absent – Bateman. Total – 1.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Janel Prigge, Page.

3RD ORDER
Approval of Journal

April 6, 2015

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.

WILLS, Chairman

Mr. Wills 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

April 2, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 1, **H 113**, as amended in the Senate, **H 184**, **H 185**, **H 195**, **H 197**, **H 208**, **H 221**, **H 237**, **H 272**, **H 276**, and **H 296**

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

OFFICE OF THE GOVERNOR
Boise

April 3, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 17, as amended in the Senate, **H 112**, **H 157**, as amended in the Senate, **H 238**, **H 281**, **H 282**, **H 284**, **H 287**, **H 288**, **H 289**, **H 290**, **H 293**, **H 294**, and **H 295**

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

OFFICE OF THE GOVERNOR
Boise

April 6, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 53, as amended, **H 109**, as amended in the Senate, **H 154**, as amended in the Senate, **H 167**, as amended in the Senate, **H 202**, as amended in the Senate, **H 256**, **H 269**, **H 277**, **H 304**, and **H 305**

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

THE OFFICE OF THE GOVERNOR
Boise

April 6, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I am transmitting today to the Secretary of State the following House bill which will be allowed to become law without my signature within the time limited by law:

H 262

as prescribed by the Constitution.

I have worked hard to ensure that my years in public service reflect my political principles. Two of those principles are an emphasis on local control and a bias for free-market solutions. In House Bill 262, those two principles conflict, and I am left with the difficult choice of choosing one over another. Instead I am choosing and encouraging watchful caution.

I believe entrepreneurs like the founders of the ride service "Uber" are operating in the best traditions of the free market - identifying a niche, developing a response to consumer demand, and making that service work at a profit within the confines of an often confusing patchwork of local regulatory limitations.

I also understand completely the concerns expressed by local government authorities and some members of the Legislature about the impact of imposing statewide regulations on Uber's Idaho operations. I share fears about such regulations essentially trumping local restrictions, safeguards and - for lack of a better term on baseball's opening day- ground rules for doing business in each of our communities. I am wary of the State unwittingly creating a competitive advantage for Uber over small local taxi services or other competitors.

The House and Senate votes show that relatively few members of the Legislature share those concerns enough to reject the company's legislation, which indeed has been adopted by other states as well. But other states are not Idaho, and I encourage us all to watch carefully to ensure we remember that here, government closest to the people governs best.

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

April 2, 2015

Mr. Speaker:

I return herewith enrolled **H 94**, as amended in the Senate, and **H 170**, as amended in the Senate, which have been signed by the President.

NOVAK, Secretary

Enrolled **H 94**, as amended in the Senate, and **H 170**, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

5TH ORDER
Report of Standing Committees

April 6, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 323**.

WILLS, Chairman

H 323 was filed for second reading.

April 6, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 313**, **H 314**, and **H 316**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 313**, **H 314**, and **H 316** and, when so signed, ordered them transmitted to the Senate for the signature of the President.

April 6, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed **H 92**, as amended, as amended in the Senate.

WILLS, Chairman

H 92, as amended, as amended in the Senate, was filed for first reading of engrossed bills.

April 2, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **S 1181** and **S 1182** and recommend that they do pass.

WILLS, Chairman

S 1181 and **S 1182** were 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. 324
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO THE OPEN MEETING LAW; AMENDING SECTION 74-208, IDAHO CODE, AS ADDED IN SECTION 5, HOUSE BILL NO. 90, AS ENACTED BY THE FIRST REGULAR SESSION OF THE SIXTY-THIRD IDAHO LEGISLATURE, TO INCREASE MONETARY CIVIL PENALTIES FOR VIOLATIONS OF THE OPEN MEETING LAW.

HOUSE BILL NO. 325
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE REGULATORY BOARDS FOR FISCAL YEAR 2016; AND AUTHORIZING ADDITIONAL FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 326
BY APPROPRIATIONS COMMITTEE
AN ACT

APPROPRIATING MONEYS TO THE STEM ACTION CENTER FOR FISCAL YEAR 2016; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; AND PROVIDING LEGISLATIVE INTENT.

H 324, **H 325**, and **H 326** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

9TH ORDER
First Reading of Engrossed Bills

H 92, as amended, as amended in the Senate, by Business Committee, was introduced, read the first time by title, and filed for second reading.

10TH ORDER
Second Reading of Bills and Joint Resolutions

HCR 25, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1146, as amended, **SCR 127**, **SCR 128**, and **SCR 129**, by State Affairs Committee, were read the second time by title and filed for third reading.

S 1178, **S 1180**, **S 1183**, **S 1184**, **S 1185**, **S 1186**, **S 1187**, **S 1188**, **S 1189**, **S 1190**, and **S 1191**, by Finance Committee, were read the second time by title and filed for third reading.

H 152, as amended in the Senate, by Health and Welfare Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle 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 returned to the Seventh Order of Business.

7TH ORDER
Motions, Memorials, and Resolutions

HCR 25 - TRANSPORTATION - RULE REJECTED

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of HCR 25 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 25 be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Bateman. Total – 1.
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 25 was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

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

The question being, "Shall HCR 25 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Bateman. Total – 1.
Total – 70.

Whereupon the Speaker declared HCR 25 adopted and ordered the resolution transmitted to the Senate.

S 1146, as amended, - CONTROLLED SUBSTANCES

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of S 1146, as amended, 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 1146, as amended, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Bateman. Total – 1.
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 1146, as amended, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall S 1146, as amended, pass?"

Roll call resulted as follows:
AYES – Andrus, Barbieri, Beyeler, Chaney, Cheatham, Chew, Collins, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Jordan, King, Kloc, Loertscher, McCrostie, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Pence, Perry, Raybould, Redman, Rubel, Rudolph, Scott, Shepherd, Sims, Smith, Troy, Vander Woude, Wintrow, Wood. Total – 39.
NAYS – Anderson, Anderst, Batt, Bell, Boyle, Burtenshaw, Clow, Crane, Dayley, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Luker, Malek, McDonald, Monks, Packer, Palmer, Romrell, Rusche, Thompson, Trujillo, VanOrden, Wills, Youngblood, Mr. Speaker. Total – 30.
Absent – Bateman. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1146, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

SCR 127 - ADMINISTRATIVE TEMPORARY RULES

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of SCR 127 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 SCR 127 be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Bateman. Total – 1.
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 SCR 127 was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

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

The question being, "Shall SCR 127 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – Boyle, Moyle, Trujillo. Total – 3.
Absent – Bateman. Total – 1.
Total – 70.

Whereupon the Speaker declared SCR 127 adopted and ordered the resolution returned to the Senate.

SCR 128 - ADMINISTRATIVE FEE RULES

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of SCR 128 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 SCR 128 be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Bateman. Total – 1.
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 SCR 128 was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

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

The question being, "Shall SCR 128 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Batt, Bell, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 58.
NAYS – Barbieri, Boyle, Crane, Dayley, Monks, Moyle, Scott, Vander Woude. Total – 8.
Absent – Bateman, Hartgen, Kloc, Wills. Total – 4.
Total – 70.

Whereupon the Speaker declared SCR 128 adopted and ordered the resolution returned to the Senate.

SCR 129 - ADMINISTRATION - RULE REJECTION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of SCR 129 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 SCR 129 be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry,

Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Bateman. Total – 1.

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 **SCR 129** was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Batt to open debate.

The question being, "Shall **SCR 129** be adopted?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.

NAYS – None.

Absent – Bateman, Kloc. Total – 2.

Total – 70.

Whereupon the Speaker declared **SCR 129** adopted and ordered the resolution returned to the Senate.

S 1178 - APPROPRIATIONS - SECRETARY OF STATE

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **S 1178** 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 1178** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Bateman. Total – 1.

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 1178** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **S 1178** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nielsen, Packer, Palmer, Perry, Raybould, Redman, Romrell, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 51.

NAYS – Chew, Erpelding, Gannon, Jordan, King, Kloc, Loertscher, Luker, McCrostie, Nate, Nye, Pence, Rubel, Rudolph, Rusche, Scott, Smith, Wintrow. Total – 18.

Absent – Bateman. Total – 1.

Total – 70.

Whereupon the Speaker declared that **S 1178** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1183 - APPROPRIATIONS - PUBLIC SCHOOLS - ADMINISTRATORS DIVISION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **S 1183** 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 1183** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Bateman. Total – 1.

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 1183** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Mrs. Horman asked unanimous consent that, pursuant to Rule 22, discussion of other pending legislation be allowed in debate of S 1183. There being no objection it was so ordered.

The question being, "Shall S 1183 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – Barbieri, McMillan, Shepherd, Sims. Total – 4.
Absent – Bateman. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1183 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1184 - APPROPRIATIONS - PUBLIC SCHOOLS - TEACHERS DIVISION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of S 1184 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 1184 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Bateman. Total – 1.
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 1184 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall S 1184 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – Barbieri, McMillan, Sims. Total – 3.
Absent – Bateman. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1184 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1185 - APPROPRIATIONS - PUBLIC SCHOOLS - OPERATIONS DIVISION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of S 1185 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 1185 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Bateman. Total – 1.
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 1185 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall S 1185 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson,

Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – Barbieri, Dayley, McMillan, Sims. Total – 4.
Absent – Bateman. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1185 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1186 - APPROPRIATIONS - PUBLIC SCHOOLS - CHILDREN'S PROGRAMS DIVISION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of S 1186 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 1186 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Bateman. Total – 1.
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 1186 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. King to open debate.

Pursuant to Rule 38(3), Mr. Crane disclosed a conflict of interest regarding S 1186.

The question being, "Shall S 1186 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.
NAYS – Barbieri, Batt, Dayley, McMillan, Moyle. Total – 5.
Absent – Bateman. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1186 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1187 - APPROPRIATIONS - PUBLIC SCHOOLS - FACILITIES DIVISION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of S 1187 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 1187 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Bateman. Total – 1.
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 1187 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall S 1187 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Nielsen, Nye, Packer, Palmer, Pence, Perry, Redman, Romrell, Rudolph, Rusche, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 60.
NAYS – Barbieri, Dayley, McMillan, Moyle, Nate, Scott. Total – 6.
Absent – Bateman, Chew, Raybould, Rubel. Total – 4.
Total – 70.

Whereupon the Speaker declared that S 1187 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1188 - APPROPRIATIONS - PUBLIC SCHOOLS - BUREAU OF EDUCATIONAL SERVICES FOR THE DEAF AND THE BLIND DIVISION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of S 1188 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 1188 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Bateman. Total – 1.
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 1188 was read the first time by title, second time by title, and 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 S 1188 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – None.
Absent – Bateman, Chew, McDonald, Rubel. Total – 4.
Total – 70.

Whereupon the Speaker declared that S 1188 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1189 - APPROPRIATIONS - PUBLIC SCHOOLS - CENTRAL SERVICES DIVISION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of S 1189 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 1189 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Bateman. Total – 1.
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 1189 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Pursuant to Rule 38(3), Mr. Crane disclosed a conflict of interest regarding S 1189.

The question being, "Shall S 1189 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, Mendive, Miller, Monks, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 59.
NAYS – Harris, McMillan, Moyle, Nate, Palmer, Scott, Sims. Total – 7.
Absent – Bateman, Chew, McDonald, Rubel. Total – 4.
Total – 70.

Whereupon the Speaker declared that S 1189 passed the House. Title was approved and the bill ordered returned to the Senate.

S 1190 - APPROPRIATIONS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of S 1190 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 1190 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Bateman. Total – 1.

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 1190** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Pursuant to Rule 38(3), Mr. Nye disclosed a conflict of interest regarding **S 1190**.

The question being, "Shall **S 1190** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Bell, Beyeler, Boyle, Burtenshaw, Clow, Collins, DeMordaunt, Erpelding, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, McMillan, Miller, Moyle, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Rusche, Shepherd, Smith, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 49.

NAYS – Barbieri, Batt, Chaney, Cheatham, Crane, Dayley, Dixon, Gannon, Harris, Luker, Mendive, Monks, Nate, Palmer, Scott, Sims, Thompson, Vander Woude. Total – 18.

Absent – Bateman, Chew, Rubel. Total – 3.

Total – 70.

Whereupon the Speaker declared that **S 1190** passed the House. Title was approved and the bill ordered returned to the Senate.

H 152, as amended in the Senate, - OCCUPATIONAL LICENSES BUREAU

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 152**, as amended in the Senate, 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 152**, as amended in the Senate, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Bateman. Total – 1.

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 152**, as amended in the Senate, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Packer to open debate.

The question being, "Shall **H 152**, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Bell, Beyeler, Burtenshaw, Chew, Clow, Dayley, Erpelding, Gannon, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, Miller, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Smith, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 41.

NAYS – Andrus, Barbieri, Batt, Boyle, Chaney, Cheatham, Collins, Crane, DeMordaunt, Dixon, Gestrin, Harris, Loertscher, Luker, McMillan, Mendive, Monks, Moyle, Nate, Nielsen, Palmer, Scott, Shepherd, Sims, Thompson, Trujillo, Vander Woude. Total – 27.

Absent – Bateman, Troy. Total – 2.

Paired Votes:

AYE – Rubel	NAY – Moyle
AYE – Chew	NAY – Crane

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared **H 152**, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Tuesday, April 7, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 4:21 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

EIGHTY-SIXTH LEGISLATIVE DAY
TUESDAY, APRIL 7, 2015

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 Preston Moyle, Page.

3RD ORDER
Approval of Journal

April 7, 2015

Mr. Speaker:

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

WILLS, Chairman

Mr. Wills 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

April 6, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 182, as amended, H 212, H 213, H 214, H 216, as amended, H 219, H 242, H 245, and H 246

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

April 6, 2015

Mr. Speaker:

I transmit herewith enrolled S 1171, S 1172, S 1175, S 1176, S 1152, S 1154, as amended, S 1170, S 1169, SCR 103, SCR 117, SCR 118, SCR 121, and SCR 119 for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled S 1171, S 1172, S 1175, S 1176, S 1152, S 1154, as amended, S 1170, S 1169, SCR 103, SCR 117, SCR 118, SCR 121, and SCR 119 and, when so signed, ordered them returned to the Senate.

April 6, 2015

Mr. Speaker:

I return herewith enrolled H 291, H 298, H 300, H 301, H 302, H 308, HCR 8, HCR 24, HJM 9, and HJM 10 which have been signed by the President.

NOVAK, Secretary

Enrolled H 291, H 298, H 300, H 301, H 302, and H 308 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled HCR 8, HCR 24, HJM 9, and HJM 10 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

5TH ORDER
Report of Standing Committees

April 7, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed H 324, H 325, and H 326.

WILLS, Chairman

H 324, H 325, and H 326 were filed for second reading.

April 7, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 152, as amended in the Senate.

WILLS, Chairman

The Speaker announced he was about to sign enrolled H 152, as amended in the Senate, and, when so signed, ordered it transmitted to the Senate for the signature of the President.

April 7, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 94, as amended in the Senate, and H 170, as amended in the Senate, to the Governor at 1:40 p.m., as of this date, April 6, 2015.

WILLS, Chairman

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. 327
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO CASUALTY INSURANCE CONTRACTS; AMENDING SECTION 41-2503, IDAHO CODE, TO REVISE PROVISIONS RELATING TO UNDERINSURED MOTOR

VEHICLE COVERAGE; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 328
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO PUBLICATION OF THE SESSION LAWS; REPEALING SECTIONS 67-904, 67-905, 67-906, 67-907 AND 67-908, IDAHO CODE, RELATING TO PUBLICATION AND DISTRIBUTION OF LAWS, THE JOINT PRINTING COMMITTEE, DISTRIBUTION OF SESSION LAWS AND JOURNALS, BOOKS DISTRIBUTED TO OFFICERS AND PROPERTY OF THE STATE AND TO EXPENSES OF DISTRIBUTION OF THE SESSION LAWS; AMENDING CHAPTER 9, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-904, IDAHO CODE, TO PROVIDE FOR A JOINT PUBLISHING COMMITTEE AND TO PROVIDE FOR PUBLICATION AND DISTRIBUTION OF SESSION LAWS; AMENDING CHAPTER 9, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-905, IDAHO CODE, TO PROVIDE FOR REPORTS OF THE JOINT PUBLISHING COMMITTEE; AND AMENDING SECTION 67-909, IDAHO CODE, TO REVISE DUTIES OF THE SECRETARY OF STATE REGARDING SESSION LAWS.

HOUSE BILL NO. 329
BY WAYS AND MEANS COMMITTEE
AN ACT

RELATING TO THE LOCAL HIGHWAY TECHNICAL ASSISTANCE COUNCIL; AMENDING SECTION 40-2401, IDAHO CODE, TO REMOVE AN EXCEPTION PROVISION RELATING TO THE MANAGEMENT AND CONTROL OF THE IDAHO TRANSPORTATION DEPARTMENT; AMENDING CHAPTER 24, TITLE 40, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 40-2401A, IDAHO CODE, TO PROVIDE LEGISLATIVE INTENT; AMENDING SECTION 40-2403, IDAHO CODE, TO REVISE AUTHORITY PROVISIONS OF THE COUNCIL; AMENDING SECTION 40-2404, IDAHO CODE, TO PROVIDE THAT ANNUAL REPORTS SHALL BE PROVIDED TO THE IDAHO TRANSPORTATION BOARD; AMENDING CHAPTER 24, TITLE 40, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 40-2406, IDAHO CODE, TO PROVIDE FOR THE EXCHANGE AND DISTRIBUTION OF CERTAIN FUNDS, TO PROVIDE FOR THE ADMINISTRATION OF CERTAIN PROJECTS, TO PROVIDE FOR THE RETENTION OF CERTAIN PROPERTY AND MONEYS, TO PROVIDE FOR INTERVIEW OPPORTUNITIES FOR CERTAIN PERSONNEL, TO PROVIDE FOR THE TRANSFER OF THE IDAHO TECHNOLOGY TRANSFER CENTER AND TO PROVIDE FOR A MEMORANDUM OF UNDERSTANDING; AND AMENDING SECTION 40-717, IDAHO CODE, TO PROVIDE FOR FOLLOWING GUIDELINES IN SOLELY PROVIDING TECHNICAL ASSISTANCE TO LOCAL HIGHWAY JURISDICTIONS AND TO PROHIBIT THE COUNCIL FROM ENGAGING IN THE ADMINISTRATION OF PROJECTS OR PROGRAMS ON BEHALF OF CITIES, COUNTIES OR LOCAL HIGHWAY JURISDICTIONS.

H 327, **H 328**, and **H 329** 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 323, by Education Committee, was read the second time by title and filed for third reading.

S 1181 and **S 1182**, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

H 92, as amended, as amended in the Senate, by Business Committee, was read the second time by title and filed for third reading.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle 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 returned to the Seventh Order of Business.

7TH ORDER
Motions, Memorials, and Resolutions

H 323 - EDUCATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 323** 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 323** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.
NAYS – None.

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 323** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **H 323** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon,

Erpelding, Gannon, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Gestrin. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 323 passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that S 1181 be returned to the Judiciary, Rules, and Administration Committee. There being no objection, it was so ordered.

S 1182 - IDAHO UNIFORM BUSINESS ORGANIZATIONS CODE

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of S 1182 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 1182 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

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 1182 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall S 1182 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.

NAYS – Scott. Total – 1.

Absent – Chaney, Gestrin. Total – 2.

Total – 70.

Whereupon the Speaker declared that S 1182 passed the House. Title was approved and the bill ordered returned to the Senate.

H 324 - OPEN MEETING LAW

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 324 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 324 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 70.

NAYS – None.

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 324 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 324 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Collins, Crane, DeMordaunt, Dixon, Erpelding, Gannon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 60.

NAYS – Andrus, Clow, Dayley, Gibbs, Harris, Hartgen, Hixon, Loertscher, Romrell. Total – 9.

Absent – Gestrin. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 324 passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

5TH ORDER
Report of Standing Committees

April 7, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 327**, **H 328**, and **H 329**.

WILLS, Chairman

H 327 was referred to the Business Committee.

H 328 was filed for second reading.

H 329 was referred to the Transportation and Defense Committee.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Wednesday, April 8, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:38 a.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

EIGHTY-SEVENTH LEGISLATIVE DAY
WEDNESDAY, APRIL 8, 2015

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 Alexa Snooks, Page.

3RD ORDER
Approval of Journal

April 8, 2015

Mr. Speaker:

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

WILLS, Chairman

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

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

April 7, 2015

Mr. Speaker:

I transmit herewith enrolled **SCR 112**, **S 1168**, **S 1155**, **S 1177**, **S 1146**, as amended, **SCR 127**, **SCR 128**, **SCR 129**, **S 1178**, **S 1183**, **S 1184**, **S 1185**, **S 1186**, **S 1187**, **S 1188**, **S 1189**, **S 1190**, and **S 1098**, as amended in the House, for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled **SCR 112**, **S 1168**, **S 1155**, **S 1177**, **S 1146**, as amended, **SCR 127**, **SCR 128**, **SCR 129**, **S 1178**, **S 1183**, **S 1184**, **S 1185**, **S 1186**, **S 1187**, **S 1188**, **S 1189**, **S 1190**, and **S 1098**, as amended in the House, and, when so signed, ordered them returned to the Senate.

April 7, 2015

Mr. Speaker:

I return herewith enrolled **H 313**, **H 314**, and **H 316** which have been signed by the President.

NOVAK, Secretary

Enrolled **H 313**, **H 314**, and **H 316** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

April 7, 2015

Mr. Speaker:

I transmit herewith **S 1192** which has passed the Senate.

NOVAK, Secretary

S 1192 was filed for first reading.

April 7, 2015

Mr. Speaker:

I return herewith **HJM 11**, **H 320**, and **H 319** which have passed the Senate.

NOVAK, Secretary

HJM 11, **H 320**, and **H 319** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

April 7, 2015

Mr. Speaker:

I return herewith **H 309**, as amended in the Senate, and **H 312**, as amended in the Senate, which have passed the Senate.

NOVAK, Secretary

H 309, as amended in the Senate, and **H 312**, as amended in the Senate, were ordered held at the Desk.

Pursuant to House Rule 73, **H 309**, as amended in the Senate, was referred to Education Committee for concurrence recommendation.

Pursuant to House Rule 73, **H 312**, as amended in the Senate, was referred to Transportation and Defense Committee for concurrence recommendation.

5TH ORDER
Report of Standing Committees

April 8, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 319**, **H 320**, and **HJM 11**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 319**, **H 320**, and **HJM 11** and, when so signed, ordered them transmitted to the Senate for the signature of the President.

April 8, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 291**, **H 298**, **H 300**, **H 301**, **H 302**, and **H 308** to the Governor at 11:25 a.m., as of this date, April 7, 2015.

WILLS, Chairman

April 8, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HCR 8**, **HCR 24**, **HJM 9**, and **HJM 10** to the Secretary of State at 11:25 a.m., as of this date, April 7, 2015.

WILLS, Chairman

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

7TH ORDER
Motions, Memorials, and Resolutions

Mrs. Bell asked unanimous consent that **H 325** and **S 1180** be returned to the Appropriations Committee. There being no objection, it was so ordered.

H 326 - APPROPRIATIONS - STEM ACTION CENTER

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 326 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 326 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Youngblood. Total – 1.
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 326 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Mrs. Horman asked unanimous consent that, pursuant to Rule 22, discussion of H 302 be allowed in debate of H 326. There being no objection it was so ordered.

The question being, "Shall H 326 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, McDonald, Mendive, Miller, Monks, Moyle, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Sims, Smith, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 60.
NAYS – Barbieri, Batt, Holtzclaw, Loertscher, Luker, McMillan, Nate, Scott, Thompson. Total – 9.
Absent – Youngblood. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 326 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 328 - SESSION LAWS AND JOURNALS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 328 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 328 be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Youngblood. Total – 1.
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 328 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 328 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Mr. Speaker. Total – 67.
NAYS – Barbieri, Sims. Total – 2.
Absent – Youngblood. Total – 1.
Total – 70.

Whereupon the Speaker declared that H 328 passed the House. Title was approved and the bill ordered transmitted to the Senate.

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

S 1192, by Finance Committee, was introduced, read the first time by title, and filed for second reading.

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

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle moved that the House recess until 3 p.m. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House at recess until 3 p.m.

RECESS
Afternoon Session

The House reconvened at 3 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Eleventh Order of Business.

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

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

April 8, 2015

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 309**, as amended in the Senate, and recommend concurrence with Senate Amendments.

DEMORDAUNT, Chairman

April 8, 2015

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration **H 312**, as amended in the Senate, and recommend non-concurrence with Senate Amendments.

PALMER, Chairman

H 309, as amended in the Senate, and **H 312**, as amended in the Senate, were held at the Desk.

Mr. Clow asked unanimous consent that the House concur in the Senate amendments to **H 309**, as amended in the Senate. There being no objection, it was so ordered.

H 309, as amended in the Senate, was referred to the Judiciary, Rules, and Administration Committee for engrossing.

Mr. Palmer moved to accept the committee report to not concur in the Senate amendments to **H 312**, as amended in the Senate. Mr. Moyle seconded the motion. Motion passed.

April 8, 2015

Mr. Speaker:

I return herewith enrolled **H 152**, as amended in the Senate, which has been signed by the President.

NOVAK, Secretary

Enrolled **H 152**, as amended in the Senate, was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

April 8, 2015

Mr. Speaker:

I transmit herewith **S 1174** which has passed the Senate.

NOVAK, Secretary

S 1174 was filed for first reading.

April 8, 2015

Mr. Speaker:

I return herewith **HJM 12**, **HCR 23**, **H 321**, and **H 318** which have passed the Senate.

NOVAK, Secretary

HJM 12, **HCR 23**, **H 321**, and **H 318** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

April 8, 2015

Mr. Speaker:

I return herewith **H 95**, as amended in the Senate, which has passed the Senate.

NOVAK, Secretary

H 95, as amended in the Senate, was ordered held at the Desk.

5TH ORDER
Report of Standing Committees

April 8, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 313**, **H 314**, and **H 316** to the Governor at 11:30 a.m., as of this date, April 8, 2015.

WILLS, Chairman

April 8, 2015

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **SCR 126** and recommend that it do pass.

LOERTSCHER, Chairman

SCR 126 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

S 1174, by Finance Committee, was introduced, read the first time by title, and filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

S 1192 - APPROPRIATIONS - LABOR DEPARTMENT

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **S 1192** 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 1192** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo,

VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – McDonald. Total – 1.
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 1192 was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

Mr. Gibbs asked unanimous consent that, pursuant to Rule 22, discussion of S 1173 be allowed in debate of S 1192. There being no objection it was so ordered.

The question being, "Shall S 1192 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Clow, Collins, Crane, Dayley, DeMordaunt, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, King, Loertscher, Luker, Malek, McMillan, Mendive, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Romrell, Rudolph, Rusche, Shepherd, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 51.
NAYS – Barbieri, Batt, Cheatham, Chew, Dixon, Erpelding, Gannon, Jordan, Kloc, McCrostie, Nate, Nielsen, Redman, Rubel, Scott, Sims, Smith, Wintrow. Total – 18.
Absent – McDonald. Total – 1.
Total – 70.

Whereupon the Speaker declared that S 1192 passed the House. Title was approved and the bill ordered returned to the Senate.

SCR 126 - FEDERAL LANDS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of SCR 126 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 SCR 126 be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – McDonald. Total – 1.
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 SCR 126 was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

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

The question being, "Shall SCR 126 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – Erpelding, Wintrow. Total – 2.
Absent – McDonald. Total – 1.
Total – 70.

Whereupon the Speaker declared SCR 126 adopted and ordered the resolution returned to the Senate.

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

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

Mr. Palmer asked unanimous consent that the House not concur in the Senate amendments to H 312, as amended in the Senate. Mr. Rusche objected.

Mr. Palmer moved that the House not concur in the Senate amendments to H 312, as amended in the Senate. Mr. Moyle seconded the motion.

The question being "Shall the motion pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rudolph, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – McCrostie, Rubel, Rusche, Smith. Total – 4.
Absent – McDonald. Total – 1.
Total – 70.

Whereupon the Speaker declared the motion passed and the House did not concur in the Senate amendments to H 312, as amended in the Senate.

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

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle 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 Thirteenth Order of Business.

13TH ORDER
Miscellaneous and Unfinished Business

April 8, 2015
Senator Brent Hill
President Pro Tempore
Idaho State Senate
HAND DELIVERED

Dear Senator Hill:

This letter serves as my request that you appoint three Senate members to a Conference Committee who will meet together with three House members which I will appoint, for the purpose of considering amendments to House Bill 312aaS.

The House appointees to the Conference Committee are Representative Joe Palmer, Representative John Vander Woude, and Representative Mat Erpelding.

If this is agreeable, we propose that the Conference Committee convene a meeting at 9:00 a.m. on Thursday, April 9, 2015, in Room WW17, and continue meeting until an agreement is reached.

Sincerely,
Scott Bedke
Speaker of the House

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10 a.m., Thursday, April 9, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 6:13 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

EIGHTY-EIGHTH LEGISLATIVE DAY
THURSDAY, APRIL 9, 2015

House of Representatives

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

Roll call showed al 70 members present.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Olivia DeMordaunt, Page.

3RD ORDER
Approval of Journal

April 9, 2015

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

WILLS, Chairman

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

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

April 8, 2015

Mr. Speaker:
I transmit herewith enrolled **S 1182** for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled **S 1182** and, when so signed, ordered it returned to the Senate.

April 8, 2015

Mr. Speaker:
I return herewith enrolled **H 319**, **H 320**, and **HJM 11** which have been signed by the President.

NOVAK, Secretary

Enrolled **H 319** and **H 320** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled **HJM 11** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

April 8, 2015

Mr. Speaker:
I transmit herewith **SCR 130** and **SCR 131** which have passed the Senate.

NOVAK, Secretary

SCR 130 and **SCR 131** were filed for first reading.

April 8, 2015

Mr. Speaker:
I return herewith **H 323**, **H 324**, **H 328**, and **H 326** which have passed the Senate.

NOVAK, Secretary

H 323, **H 324**, **H 328**, and **H 326** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

April 8, 2015
Representative Scott Bedke
Speaker of the House
Idaho State House of Representatives
HAND DELIVERED

Dear Speaker Bedke:

This letter serves as my response to your request that we appoint a Conference Committee pursuant to Joint Rule 10, to conference regarding amendments to House Bill 312aaS.

The Senate appointees to the Conference Committee are Senator Bert Brackett as chair, Senator Dean Cameron, and Senator Roy Lacey.

Sincerely,
Brent Hill
President Pro Tempore

5TH ORDER
Report of Standing Committees

April 9, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 318**, **H 321**, **H 323**, **H 324**, **H 326**, **H 328**, **HCR 23**, and **HJM 12**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 318**, **H 321**, **H 323**, **H 324**, **H 326**, **H 328**, **HCR 23**, and **HJM 12** and, when so signed, ordered them transmitted to the Senate for the signature of the President.

April 9, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed **H 309**, as amended in the Senate.

WILLS, Chairman

H 309, as amended in the Senate, was filed for first reading of engrossed bills.

April 8, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 152**, as amended in the Senate, to the Governor at 3:45 p.m., as of this date, April 8, 2015.

WILLS, Chairman

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

7TH ORDER
Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 26
BY STATE AFFAIRS COMMITTEE
A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND AUTHORIZING THE LEGISLATIVE COUNCIL TO APPOINT A COMMITTEE TO UNDERTAKE AND COMPLETE A STUDY OF BROADBAND ACCESS FOR THE STATE AND TO MAKE RECOMMENDATIONS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature of the State of Idaho agrees with the need for consistent broadband services being available for use by the school districts and state agencies in the State of Idaho; and

WHEREAS, a set of standards for broadband functionality and interconnectivity enables the sharing of courses among school districts and equal access by students to concurrent enrollment offered by higher education; and

WHEREAS, Idaho's local school districts appear to have been able to contract for public Internet access at drastically reduced costs in the short-term; and

WHEREAS, a thorough and complete study of our state broadband service should include a comprehensive review of best practices in the field.

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislative Council is authorized to appoint a committee to undertake and complete a study of and make recommendations for broadband services and governance for the State of Idaho. The Legislative Council shall determine the number of legislators and membership from each house appointed to the committee and shall authorize the committee to receive input, advice and assistance from interested and affected parties who are not members of the Legislature.

BE IT FURTHER RESOLVED that nonlegislative members of the committee may be appointed by the co-chairs of the committee who are appointed by the Legislative Council. Nonlegislative members of the advisory committee shall not be reimbursed from legislative funds for per diem, mileage or other expenses and shall not have voting privileges regarding the committee's recommendations or proposed legislation.

BE IT FURTHER RESOLVED that the committee shall report its findings, recommendations and proposed legislation, if any, to the Second Regular Session of the Sixty-third Idaho Legislature.

HCR 26 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 130 and **SCR 131**, by State Affairs Committee, were introduced, read the first time by title, and filed for second reading.

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

HOUSE BILL NO. 330
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO INCOME TAXATION; AMENDING SECTION 63-3024A, IDAHO CODE, TO REVISE THE INCOME FOOD TAX CREDIT AND REFUNDS; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

H 330 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

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

5TH ORDER
Report of Standing Committees

April 9, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HCR 26** and **H 330**.

WILLS, Chairman

HCR 26 and **H 330** were filed for second reading.

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

9TH ORDER
First Reading of Engrossed Bills

H 309, as amended in the Senate, by Education Committee, was introduced, read the first time by title, and filed for second reading.

10TH ORDER
Second Reading of Bills and Joint Resolutions

S 1174, by Finance Committee, was read the second time by title and filed for third reading.

The Speaker declared the House at recess until 10:50 a.m.

RECESS
Mid-Morning Session

The House reconvened at 10:50 a.m., the Speaker in the Chair.

Prior to recess, the House was at the Tenth Order of Business.

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

7TH ORDER
Motions, Memorials, and Resolutions

H 330 - INCOME TAX

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 330** 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 330** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham,

Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Crane. Total – 1.

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 330** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **H 330** pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Youngblood, Mr. Speaker. Total – 68.

NAYS – Wood. Total – 1.

Absent – Crane. Total – 1.

Total – 70.

Whereupon the Speaker declared that **H 330** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 309, as amended in the Senate, - PUBLIC CHARTER SCHOOLS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 309**, as amended in the Senate, 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 309**, as amended in the Senate, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Crane. Total – 1.

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 309**, as amended in the Senate, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **H 309**, as amended in the Senate, pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Loertscher, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Nate, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 62.

NAYS – Gannon, Kloc, Luker, Moyle, Rusche, Smith. Total – 6.

Absent – Crane, Palmer. Total – 2.

Paired Votes:

AYE – Erpelding	NAY – Rusche
AYE – Vander Woude	NAY – Moyle

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared **H 309**, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

HCR 26 - BROADBAND ACCESS STUDY COMMITTEE

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **HCR 26** 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 26** be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive,

Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Crane. Total – 1.
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 26** was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

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

Mrs. Horman asked unanimous consent that, pursuant to Rule 22, discussion of other pending legislation be allowed in debate of **HCR 26**. There being no objection it was so ordered.

The question being, "Shall **HCR 26** be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 63.
NAYS – None.
Absent – Barbieri, Crane, Erpelding, Malek, Monks, Palmer, Vander Woude. Total – 7.
Total – 70.

Whereupon the Speaker declared **HCR 26** adopted and ordered the resolution transmitted to the Senate.

S 1174 - APPROPRIATIONS - IDAHO TRANSPORTATION DEPARTMENT

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **S 1174** 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 1174** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Crane. Total – 1.
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 1174** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall **S 1174** pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, Mendive, Miller, Moyle, Nate, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 60.
NAYS – Cheatham, McMillan, Nielsen, Scott, Sims. Total – 5.
Absent – Crane, Erpelding, Monks, Palmer, Vander Woude. Total – 5.
Total – 70.

Whereupon the Speaker declared that **S 1174** passed the House. Title was approved and the bill ordered returned to the Senate.

SCR 130 - PRINTING CONTRACT - SESSION LAWS

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **SCR 130** 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 **SCR 130** be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.
NAYS – None.
Absent – Crane. Total – 1.
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 SCR 130 was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

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

Mr. Gannon asked unanimous consent that, pursuant to Rule 22, discussion of S 1181 be allowed in debate of SCR 130. There being no objection it was so ordered.

The question being, "Shall SCR 130 be adopted?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Moyle, Nate, Nielsen, Nye, Packer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 65.
NAYS – None.
Absent – Crane, Erpelding, Monks, Palmer, Vander Woude. Total – 5.
Total – 70.

Whereupon the Speaker declared SCR 130 adopted and ordered the resolution returned to the Senate.

Mr. Moyle moved that the House recess until 1:30 p.m. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House at recess until 1:30 p.m.

RECESS
Afternoon Session 1

The House reconvened at 1:30 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Seventh Order of Business.

Mr. Luker asked unanimous consent that Rule 70, with the exception of smoking, be suspended for the balance of the remainder of session. There being no objection, it was so ordered.

At this time, the Speaker put the House at ease subject to call of the Chair.

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

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that H 260 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 92, as amended, as amended in the Senate - VOIDABLE TRANSACTIONS

H 92, as amended, as amended in the Senate, 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. Clow to open debate.

The question being, "Shall H 92, as amended, as amended in the Senate, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 67.
NAYS – None.
Absent – Kloc, Nielsen, Vander Woude. Total – 3.
Total – 70.

Whereupon the Speaker declared H 92, as amended, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

Mr. Moyle asked unanimous consent that S 1112 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

S 1135, as amended - CLAIM OF LIEN

S 1135, as amended, 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. McCrostie to open debate.

The question being, "Shall S 1135, as amended, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 66.
NAYS – Sims. Total – 1.
Absent – Kloc, Nielsen, Vander Woude. Total – 3.
Total – 70.

Whereupon the Speaker declared that S 1135, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle asked unanimous consent that S 1191 retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

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

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 10 a.m., Friday, April 10, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 4:42 p.m.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

EIGHTY-NINTH LEGISLATIVE DAY
FRIDAY, APRIL 10, 2015

House of Representatives

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

Roll call showed 69 members present.
Absent – Bell. Total – 1.
Total – 70.

Prayer was offered by Representative Raybould.

The Pledge of Allegiance was led by Erin Feeley, Page.

3RD ORDER
Approval of Journal

April 10, 2015

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

WILLS, Chairman

Mr. Wills 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

April 9, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 94, as amended in the Senate, H 170, as amended in the Senate, H 291, H 298, H 300, H 301, H 302, and H 308

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

April 9, 2015

Mr. Speaker:
I transmit herewith enrolled S 1192, SCR 126, S 1174, and SCR 130 for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled S 1192, SCR 126, S 1174, and SCR 130 and, when so signed, ordered them returned to the Senate.

April 9, 2015

Mr. Speaker:
I return herewith enrolled H 318, H 321, H 323, H 324, H 326, H 328, HCR 23, and HJM 12 which have been signed by the President.

NOVAK, Secretary

Enrolled H 318, H 321, H 323, H 324, H 326, and H 328 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled HCR 23 and HJM 12 were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

5TH ORDER
Report of Standing Committees

April 10, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled H 309, as amended in the Senate, and H 92, as amended, as amended in the Senate.

WILLS, Chairman

The Speaker announced he was about to sign enrolled H 309, as amended in the Senate, and H 92, as amended, as amended in the Senate, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

April 10, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled H 319 and H 320 to the Governor at 10:30 a.m., as of this date, April 9, 2015.

WILLS, Chairman

April 10, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled HJM 11 to the Secretary of State at 10:31 a.m., as of this date, April 9, 2015.

WILLS, Chairman

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

10TH ORDER
Second Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that SCR 131 be referred to the State Affairs Committee. There being no objection, it was so ordered.

11TH ORDER
Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that S 1112 be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

S 1112 - STATE OFFICE VACANCIES

S 1112 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. Nielsen to open debate.

The question being, "Shall S 1112 pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kerby, King, Kloc, Loertscher, Luker, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.
NAYS – None.
Absent – Bell, Chew, Erpelding, Kauffman, Malek, Vander Woude. Total – 6.
Total – 70.

Whereupon the Speaker declared that S 1112 passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle moved that the House recess until 1:30 p.m. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House at recess until 1:30 p.m.

RECESS
Afternoon Session 1

The House reconvened at 1:30 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Eleventh Order of Business.

Mr. Moyle moved that the House recess until 7:30 p.m. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House at recess until 7:30 p.m.

RECESS
Afternoon Session

The House reconvened at 7:30 p.m., the Speaker in the Chair.

Prior to recess, the House was at the Eleventh Order of Business.

Mr. Moyle asked unanimous consent that H 260 and S 1191 retain their places on the Third Reading Calendar. There being no objection, it was so ordered.

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

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

April 10, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:
The House Conference Committee appointed to confer on H 312, as amended in the Senate, as amended in the Senate, has met with the Senate Conference Committee on H 312, as amended in the Senate, as amended in the Senate, and the Committees do jointly agree and recommend:

That H312, as amended in the Senate be returned to the Senate; and that H312, as amended in the Senate be further amended in the Senate as follows:

1. An additional $21 registration fee be placed on automobiles and that additional registration fees on certain trucks and electric and hybrid cars are imposed.

2. That the tax on motor fuels be increased to thirty-two cents per gallon with the increase to be ongoing.

3. All new revenue raised by this act shall be subject to a 60-40 split between the State Highway Account and Local Units of Government.

4. That the Section in the Senate amendments to H312 relating to gaseous special fuels be removed from the amendment so the language reads like it is in H132 which is law.

5. Agreed to create a Strategic Initiative Program in the Idaho Transportation Department that provides for a program for transportation projects that are proposed by the Department's six districts and rated competitively on their return on investment in safety, mobility, economic opportunity, repair and maintenance of bridges, and the purchase of right-of-way. The legislation also creates the Strategic Initiatives Program Fund. It will receive a distribution from the General Fund at the end of each fiscal year after it is determined that the General Fund balance is sufficient to provide for amounts necessary to be carried over into the next fiscal year as determined by the Legislature, to cover encumbrances, and to cover any reappropriation authorized by the Legislature. The amount distributed will be fifty percent of the excess at the end of the fiscal year as determined by the State Controller. A two-year sunset clause is placed upon the section of law authorizing the transfer from the General Fund to the Strategic Initiatives Program Fund in the surplus eliminator.

6. Include additional provisions to amend the statutes governing the Budget Stabilization Fund to move the transfer from the General Fund to the Budget Stabilization Fund in the current fiscal year rather than the following fiscal year, and provide an additional distribution to the Budget Stabilization Fund from the General Fund at the end of each fiscal year, after it is determined that the cash balance is sufficient to provide for amounts necessary to be carried over into the next fiscal year as determined by the Legislature, to cover encumbrances, and to cover any reappropriation authorized by the Legislature. The amount distributed will be fifty percent of the excess at the end of the fiscal year as determined by the State Controller. A two-year sunset clause is placed upon the section of law authorizing the transfer from the General Fund to the Budget Stabilization Fund in the surplus eliminator.

7. Agreed to remove the cap of 10% of the total General Fund receipts for the fiscal year just ending, on the Budget Stabilization Fund.

8. All additional funds collected under the provisions of this act, remitted to the Idaho Transportation Department or entities subject to the distribution provisions of Section 40-709, Idaho Code, shall be used exclusively for road and bridge maintenance and replacement projects both at the state and local level.

9. It is the intent of the Legislature that on or before January 1, 2019, there shall be imposed on all commercial vehicles, irrespective of body type, and on all farm vehicles having a maximum weight in excess of sixty thousand (60,000) pounds, an operating fee by weight class based on total miles the owner operated such vehicles on roads and highways.

SENATORS	REPRESENTATIVES
/s/ Bert Brackett	/s/ Joe Palmer
/s/ Dean Cameron	/s/ John Vander Woude
/s/ Roy Lacey	/s/ Mat Erpelding

Mr. Moyle moved that the House accept the Conference Committees report on H 312, as amended in the Senate, as amended in the Senate.

The question being ""Shall the motion pass?""

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Palmer, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 61.
NAYS – None.
Absent – Barbieri, Bell, Boyle, Collins, Harris, Holtzclaw, Kloc, Packer, Pence. Total – 9.
Total – 70.

Whereupon the Speaker declared the Conference Committees report on H 312, as amended in the Senate, as amended in the Senate, adopted.

April 10, 2015

Mr. Speaker:
I return herewith H 312, as amended in the Senate, as amended in the Senate, which has passed the Senate.

NOVAK, Secretary

H 312, as amended in the Senate, as amended in the Senate, was ordered held at the Desk.

Mr. Palmer asked unanimous consent that the House concur in the Senate amendments to H 312, as amended in the Senate, as amended in the Senate. There being no objection, it was so ordered.

H 312, as amended in the Senate, as amended in the Senate, was referred to the Judiciary, Rules, and Administration Committee for engrossing.

5TH ORDER
Report of Standing Committees

April 10, 2015

Mr. Speaker:
We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 312, as amended in the Senate, as amended in the Senate.

WILLS, Chairman

H 312, as amended in the Senate, as amended in the Senate, was filed for first reading of engrossed bills.

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

9TH ORDER
First Reading of Engrossed Bills

H 312, as amended in the Senate, as amended in the Senate, by Ways and Means Committee, was introduced, read the first time by title, and filed for second reading.

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

7TH ORDER
Motions, Memorials, and Resolutions

H 312, as amended in the Senate, as amended in the Senate, - TRANSPORTATION

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of H 312, as amended in the Senate, as amended in the Senate, 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 312, as amended in the Senate, as amended in the Senate, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

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

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Beyeler, Burtenshaw, Chaney, Cheatham, Chew, Clow, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Nye, Palmer, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 61.
NAYS – None.
Absent – Barbieri, Bell, Boyle, Collins, Harris, Holtzclaw, Kloc, Packer, Pence. Total – 9.
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 312, as amended in the Senate, as amended in the Senate, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

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

The question being, "Shall H 312, as amended in the Senate, as amended in the Senate, pass?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Bell, Beyeler, Burtenshaw, Chaney, Chew, Clow, Collins, DeMordaunt, Erpelding, Gestrin, Gibbs, Hartgen, Hixon, Horman, Jordan, Kauffman, Kerby, King, Kloc, Malek, McCrostie, Miller, Monks, Moyle, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 51.
NAYS – Barbieri, Batt, Boyle, Cheatham, Crane, Dayley, Dixon, Gannon, Harris, Holtzclaw, Loertscher, Luker, McDonald, McMillan, Mendive, Nate, Nielsen, Scott, Sims. Total – 19.
Paired Votes:

AYE – Kloc	NAY – McMillan
AYE – Bell	NAY – Sims
AYE – Collins	NAY – Boyle
AYE – Packer	NAY – Harris
AYE – Chaney	NAY – Barbieri
AYE – Nye	NAY – Holtzclaw
AYE – Pence	NAY – Batt

(Pairs enumerated in roll call above.)
Total – 70.

Whereupon the Speaker declared H 312, as amended in the Senate, as amended in the Senate, passed the House. Title was approved and the bill referred to the Judiciary, Rules, and Administration Committee for enrolling.

Mr. Rusche asked, pursuant to Rule 45, that S 1067 be reported forthwith out of the Judiciary, Rules, and Administration Committee to which it had been referred.

Mr. Wills moved that the committee be excused. Seconded by Mr. Wood.

The question being, "Shall the motion carry?"

Roll call resulted as follows:
AYES – Anderson, Anderst, Andrus, Bateman, Batt, Beyeler, Burtenshaw, Chaney, Cheatham, Clow, Crane, Dayley, DeMordaunt, Dixon, Gestrin, Gibbs, Hartgen, Hixon, Horman, Kauffman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nielsen, Palmer, Perry, Raybould, Redman, Romrell, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 49.
NAYS – Chew, Erpelding, Gannon, Jordan, King, McCrostie, Nye, Rubel, Rudolph, Rusche, Smith, Wintrow. Total – 12.
Absent – Barbieri, Bell, Boyle, Collins, Harris, Holtzclaw, Kloc, Packer, Pence. Total – 9.
Total – 70.

Whereupon the Speaker declared the motion carried and the committee was excused.

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

16TH ORDER
Adjournment

Mr. Moyle asked unanimous consent that committees be appointed by the Speaker to notify the Governor and the Senate that the House is ready to adjourn Sine Die. There being no objection, it was so ordered.

The Speaker appointed Representatives Malek, Chaney, and Chew to notify the Governor and Representatives Perry, Anderson, and Nye to notify the Senate. The committees were excused.

The committee appointed to notify the Governor reported that it had delivered the message to the Governor. The committee was thanked and discharged by the Speaker.

The committee appointed to notify the Senate reported that they had delivered the message to the Senate. The committee was thanked and discharged by the Speaker.

Mr. Moyle moved that the First Regular Session of the Sixty-third Legislature adjourn Sine Die. Seconded by Mr. Rusche.

Whereupon the Speaker declared the motion carried and the First Regular Session of the Sixty-third Legislature adjourned Sine Die at 1:36 a.m., Saturday, April 11, 2015.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk

* * * * * * * * * * * * * * * * * * * *

The following actions were recorded after House Sine Die:

OFFICE OF THE GOVERNOR
Boise

April 10, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 313, H 314, and H 316

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

April 10, 2015

Mr. Speaker:
I transmit herewith enrolled S 1135, as amended, for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled S 1135, as amended, and, when so signed, ordered it returned to the Senate.

April 10, 2015

Mr. Speaker:
I return herewith HCR 26 which has passed the Senate.

NOVAK, Secretary

HCR 26 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

April 11, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **HCR 26**.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **HCR 26** and, when so signed, ordered it transmitted to the Senate for the signature of the President.

April 11, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 318**, **H 321**, **H 323**, **H 324**, **H 326**, and **H 328** to the Governor at 10:28 a.m., as of this date, April 10, 2015.

WILLS, Chairman

April 11, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HCR 23** and **HJM 12** to the Secretary of State at 10:27 a.m., as of this date, April 10, 2015.

WILLS, Chairman

April 13, 2015

Mr. Speaker:

I return herewith enrolled **H 309**, as amended in the Senate, and **H 92**, as amended, as amended in the Senate, which have been signed by the President.

NOVAK, Secretary

Enrolled **H 309**, as amended in the Senate, and **H 92**, as amended, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

April 13, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 312**, as amended in the Senate, as amended in the Senate.

WILLS, Chairman

The Speaker announced he was about to sign enrolled **H 312**, as amended in the Senate, as amended in the Senate, and, when so signed, ordered it transmitted to the Senate for the signature of the President.

OFFICE OF THE GOVERNOR
Boise

April 10, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 319, **H 321**, **H 326**, and **H 328**

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

April 13, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 309**, as amended in the Senate, and **H 92**, as amended, as amended in the Senate, to the Governor at 3 p.m., as of this date, April 13, 2015.

WILLS, Chairman

April 16, 2015

Mr. Speaker:

I return herewith enrolled **H 312**, as amended in the Senate, as amended in the Senate, and **HCR 26** which have been signed by the President.

NOVAK, Secretary

Enrolled **H 312**, as amended in the Senate, as amended in the Senate, was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled **HCR 26** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

April 16, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 312**, as amended in the Senate, as amended in the Senate, to the Governor at 1:20 p.m., as of this date, April 16, 2015.

WILLS, Chairman

April 16, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HCR 26** to the Secretary of State at 1:23 p.m., as of this date, April 16, 2015.

WILLS, Chairman

April 14, 2015

Mr. Speaker:

I transmit herewith enrolled **S 1112** for the signature of the Speaker.

NOVAK, Secretary

The Speaker announced he was about to sign enrolled **S 1112** and, when so signed, ordered it returned to the Senate.

OFFICE OF THE GOVERNOR
Boise

April 16, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 318

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

OFFICE OF THE GOVERNOR
Boise

April 20, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 320

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

OFFICE OF THE GOVERNOR
Boise

April 21, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 92, as amended, as amended in the Senate, **H 309**, as amended in the Senate, **H 323**, and **H 324**

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

OFFICE OF THE GOVERNOR
Boise

April 21, 2015

The Honorable Scott Bedke
Speaker of the House

Dear Mr. Speaker:

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

H 312, as amended in the Senate, as amended in the Senate

within the time prescribed by law, the same having arrived in the Office of the Governor at the hour of 1:20 p.m. on April 16, 2015.

House Bill 312 is the product of a House-Senate conference committee convened after the House declined to agree with Senate amendments substantially expanding the scope and impact of the original bill. It represents compromise, concession, and a realization that - in the face of apparent intransigence - something indeed is better than nothing.

In fact, H 312 is a respectable start on a multi-year effort to provide for the long-term needs of our transportation infrastructure, including hundreds of bridges throughout Idaho that every day are reaching the end of their safe lifespans.

But from my perspective, H 312 also represented a sea change in the Legislature's perception of the issue from 2009, our last serious effort to responsibly and sustainably address funding needs for our highways and bridges. That time the debate was about whether there actually was a need, and about whether the Idaho Transportation Department could be trusted to efficiently and cost-effectively put additional highway funding to use on the roadways.

This time the debate was neither about the need nor ITD's ability to do its job professionally. Those questions have been resolved with the work of the Transportation Board and Director Ness, continuing public education and a more open, transparent and streamlined ITD. No, this time the debate was all about how best and most equitably to apportion the costs associated with maintaining and improving our corridors of commerce.

Obviously there remains significant disagreement over how to meet those needs, beyond a foundation of registration fees and fuel taxes. That's especially true of the context of some legislators' sincere belief that transportation should get at least a share of its sustenance from the same General Fund source as public schools, higher education, Medicaid and our prisons.

As you know, I drew a line in the sand on that question in this year's State of the State address when I said, "I will NOT entertain proposals aimed at competing for General Fund tax dollars with education and our other required public programs or services." Some would prefer that I veto this bill because it includes a "surplus eliminator" provision that will apportion half of any General Fund surplus at the end of each of the next two fiscal years to transportation.

I get it, but I disagree. H 312 avoids the competition problem by only using General Fund revenue after the Legislature has made its appropriation decisions regarding the regular General Fund recipients and a surplus remains at the end of the budget year. There is also a rational argument to be made that tax receipts beyond those anticipated during budgeting are not automatically part of the General Fund, thus technically meeting the terms of my proscription.

No, I am not excited about the surplus eliminator idea. It has the feeling of a slippery slope despite the two-year sunset. But effective governance requires flexibility and willingness to constructively lead. As the many ideas and combinations of highway funding schemes were raised, discussed and dismissed, what I saw was a growing commitment by lawmakers to find a way past simply "no".

That commitment should be rewarded, as should the broadly accepted understanding - stated by legislators, stakeholders and newspaper editorial pages - that H 312 is not the end of the rainbow for transportation revenue.

There is no pot of gold hidden at the end of this legislation. But H 312 does provide tangible evidence that the Legislature now appreciates the importance of safe and reliable highways and bridges for our economy and the wellbeing of our citizens. Lawmakers passed a bill that covers about a third of the identified maintenance backlog. It was neither the first nor the second or even the third choice of anyone involved, but there seemed to be consensus that while the bill was far less than a stand-alone solution, it also was more than a placeholder.

So while I praise the Legislature for sticking with it and sending me a funding bill, I reiterate my State of the State reminder that every dollar we invest now in our roads and bridges will save motorists and taxpayers $6 to $14. Those are bills our children and grandchildren will be paying.

At least now they won't be able to look back and see that we did nothing - just not enough, yet.

As Always - Idaho, "Esto Perpetua"
/s/ C.L. "Butch" Otter
Governor

Pursuant to Article IV, Section 10 of the Idaho Constitution, the Governor vetoed **H 152**, as amended in the Senate, Tuesday, April 21, 2015 and filed it with his objections in the Office of the Secretary of State.

* * * * * * * * * * * * * * * * * * * *

CERTIFICATE

WE, SCOTT BEDKE, Speaker of the House of Representatives, and BONNIE ALEXANDER, Chief Clerk, do hereby certify and attest as follows:

That we have carefully compiled in the House Journal of the First Regular Session of the Sixty-third Legislature all of the proceedings of the Eighty-ninth Legislative Day, and that the said Journal contains a full, true, and correct record of all of the proceedings of said House of Representatives for said day and final action upon all legislation.

IN WITNESS WHEREOF, we have hereunto set our hands, this April 23, 2015.

SCOTT BEDKE, Speaker

ATTEST:
BONNIE ALEXANDER, Chief Clerk